

Oakland County Solid Waste Management Plan



Approve June 15, 2000
By the Oakland County Board of Commissioners

Approved June 24, 2003
By the Michigan Department of Environmental Quality



L. Brooks Patterson
Oakland County Executive

Oakland County Board of Commissioners

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Oakland County Solid Waste Planning Committee

Environmental Interest Groups

Timothy Carpenter, EMEAC
Dawn Furlong, VOCAL

General Public

Loyola Koch, Clarkston
Patrick Kresnak, Auburn Hills
Mary Ann Ryan, Orion Township

Elected County Official

Sue Ann Douglas, Commissioner

Elected City Official

Nancy Bates, City Council Member

Elected Township Official

Jill Bastian, Township Clerk

Solid Waste Industry

Mike Csapo, RRRASOC
Robert Leininger, Waste Management
Dick Padlo, PMDS
Thomas Waffan, SOCRRA

SEMCOG Representative

Ardath Regan, AWQB Chairperson
SWPC Chairperson

Industrial Waste Generator

Vacant

Elected Official's Designees

William R. Patterson, Commissioner
Thomas Biasell, Public Services Director
Robert DePalma, Township Supervisor



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



DAN WYANT
DIRECTOR

October 24, 2014

Mr. Mike Gingell, Chairperson
Oakland County Board of Commissioners
1200 North Telegraph Road
County Service Center, Building 12 East
Pontiac, Michigan 48341-0421

Dear Mr. Gingell:

The locally approved amendment to the Oakland County Solid Waste Management Plan (Plan Amendment) received by the Department of Environmental Quality (DEQ) on July 3, 2014, is hereby approved.

The Plan Amendment makes the following changes:

- Adds the BP-Pontiac facility located at 900 Baldwin Road, Pontiac, as a processing facility and transfer station.
- Identifies the BP-Pontiac facility located at 900 Baldwin Road, Pontiac, as a solid waste disposal area that is approved for both a processing facility and a transfer station, and for which further siting is not required.
- Updates the map in the attachment section of all solid waste disposal facilities including the proposed BP-Pontiac processing/transfer facility.

The DEQ would like to thank Oakland County for its efforts in addressing its solid waste management issues. If you have any questions, please contact Ms. Rhonda S. Oyer, Chief, Sustainable Materials Management Unit, Solid Waste Section, Office of Waste Management and Radiological Protection, at 517-284-6591; oyerr@michigan.gov; or DEQ, P.O. Box 30241, Lansing, Michigan 48909-7741.

Sincerely,

Bryce Feighner, P.E., Chief
Office of Waste Management and
Radiological Protection
517-284-6551

cc: Senator Mike Kowall
Senator Jim Marleau
Senator John Pappageorge
Senator David B. Robertson
Senator Gregory Vincent
Representative Tim Greimel
Representative Gail Haines
Representative Brad Jacobsen
Representative Klint Kesto
Representative Eileen Kowall
Representative Tom McMillin
Mr. Dan Hunter, Oakland County
Ms. Whitney Calio, Oakland County
Mr. Dan Wyant, Director, DEQ
Mr. Jim Sygo, Deputy Director, DEQ
Ms. Maggie Datema, Legislative Affairs, DEQ
Ms. Tracy Keckemeti, DEQ
Ms. Rhonda S. Oyer, DEQ
Mr. Steve Sliver\Ms. Christina Miller, DEQ\Oakland County File



July 1, 2003


L. BROOKS PATTERSON
OAKLAND COUNTY EXECUTIVE

Gentlemen and Mesdames,

The approved 1999 Oakland County Solid Waste Management Plan Update follows. As noted by the MDEQ Director's approval letter, minor clarifications have been made to the locally approved submittal. These clarifications are noted and found on pages III-53 and III-54.

We thank the citizens and all of the many participants for their work, interest, and valuable contributions to the planning process, and look forward to your continued efforts in developing a comprehensive, convenient, and cost-effective waste reduction, resource recovery and solid waste disposal system.

Very truly yours,



Martin J Seaman
Manager

designated representative of:
L. Brooks Patterson, Oakland County Executive
Designated Planning Agency

cc: L. Brooks Patterson, Oakland County Executive

WASTE RESOURCE
MANAGEMENT

MARTIN J SEAMAN, MANAGER
1200 N. TELEGRAPH ROAD
PONTIAC, MI 48341-0409

TEL 248.858.1352

FAX 248.452.9172

WWW.CO.OAKLAND.MI.US

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JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



June 24, 2003

Mr. Thomas A. Law, Chair
Oakland County Board of Commissioners
1200 North Telegraph Road
Pontiac, Michigan 48341

Dear Mr. Law:

The Department of Environmental Quality (DEQ) received the locally-approved update to the Oakland County (County) Solid Waste Management Plan (Plan) on March 1, 2002. The Plan is approved with the following agreed upon modifications as outlined in the August 7, 2002, letter to Mr. Martin J. Seaman, Manager, Oakland County Waste Resource Division, from Ms. Lynn Dumroese, DEQ, Waste and Hazardous Materials Division (WHMD), and as confirmed by the Oakland County Board of Commissioners' Miscellaneous Resolution Number 03090 as transmitted from Mr. Seaman, on April 29, 2003, to Ms. Dumroese, the DEQ makes the following modifications to the Plan:

On page III-53, the third paragraph states the Plan demonstrates in excess of 66 months of disposal capacity for the duration of the planning period; therefore, no siting criteria and process are included in the Plan. Section 11533(1) of Part 115, Solid Waste Management, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, requires each county solid waste management plan (County Plan) to identify disposal capacity for a ten-year period. Additionally, Section 11538(2) of Part 115 indicates that if a County Plan does not demonstrate ten years of disposal capacity, then the County Plan must demonstrate at least five years of capacity and include a siting mechanism that will ensure necessary capacity can be sited. A siting mechanism is not required if the County Plan demonstrates disposal capacity for a ten-year period; therefore, the reference to 66 months of available disposal capacity on page III-53 of the Plan is changed to ten years of disposal capacity.

On page III-54, the area approved for which siting is not required for the Eagle Valley Recycling and Disposal Facility (Facility) states: "Expansions of the disposal area footprint beyond limits identified in the consent judgment documents may not occur without the approval of the Township Board." This requirement is based on a 1991 Oakland County Circuit Court consent judgment that indicates the Facility must also receive approval for any expansions from Orion Township. Additionally, Oakland County's intent was to allow expansions for the Facility as long as the Orion Township Board approves the expansion and the total acreage does not go beyond 330 acres. Section 11538(3) of Part 115 requires that a siting mechanism not be subject to discretionary acts on behalf of the local planning entity and that the procedure will

guarantee a decision. Requiring approval from Orion Township, without defining any siting criteria, involves discretionary decision-making authority. The consent judgment exists and operates independently of the Plan; therefore, since the County's intent is to authorize any expansions up to 330 acres, the following language replaces this sentence: "The County has determined that future expansions, not to exceed 330 total acres, are consistent with the Plan; however, the Facility is subject to the requirements of the 1991 consent judgment."

With these modifications, the updated Plan is hereby approved, and the County now assumes responsibility for the enforcement and implementation of this Plan. Please ensure that a copy of this letter is included with copies of the approved Plan distributed by the County.

By approving the Plan with modifications, the DEQ has determined that it complies with the provisions of Part 115 and the Part 115 administrative rules concerning the required content of solid waste management plans. Specifically, the DEQ has determined that the Plan identifies the enforceable mechanisms that authorize the state, a county, a municipality, or a person to take legal action to guarantee compliance with the Plan, as required by Part 115. The Plan is enforceable; however, only to the extent that the County properly implements these enforceable mechanisms under applicable enabling legislation. The Plan itself does not serve as such underlying enabling authority, and DEQ approval of the Plan neither restricts nor expands the County's authority to implement these enforceable mechanisms.

The Plan may also contain other provisions that are neither required nor expressly authorized for inclusion in a solid waste management plan. DEQ approval of the Plan does not extend to any such provisions. Under Part 115, the DEQ has no statutory authority to determine whether such provisions have any force or effect.

The DEQ applauds your efforts and commitment in addressing the solid waste management issues in the County. If you have any questions, please contact Ms. Rhonda Oyer Zimmerman, Chief, Solid Waste Management Unit, Storage Tank and Solid Waste Section, WHMD, at 517-373-4750, or you may contact me.

Sincerely,



Steven E. Chester

Director

517-373-7917

1999 SOLID WASTE MANAGEMENT PLAN UPDATE

OAKLAND COUNTY, MICHIGAN

MDEQ ADMINISTRATIVE DETAIL PAGE

DATE SUBMITTED TO THE MDEQ: XXXX

Oakland County Board of Commissioners Approval: June 15, 2000

Solid Waste Planning Committee
Recommended Plan Update: October 21, 1999

1999 PLAN UPDATE:

This document, once approved by the Oakland County Board of Commissioners, by at least 41 (67% of 61) of Oakland County's municipalities, and subsequently by the MDEQ Director, supersedes and replaces all prior solid waste management plans for Oakland County.

PLAN REGION:

The Plan Update covers all Act 451, Part 115 non-hazardous solid wastes which are generated within Oakland County with the exception of those generated within the City of Northville. The City of Northville has been approved to be included in the Wayne County solid waste planning effort in concert with Section 11536 of Part 115 of the Natural Resources and Environmental Protection Act. Resolutions have been approved by each County Board of Commissioners covering this arrangement. See Appendix.

DESIGNATED PLANNING AGENCY

PREPARING THIS PLAN UPDATE: Office of the Oakland County Executive

CONTACT PERSON: Martin J Seaman

ADDRESS: Solid Waste Planning
One Public Works Drive
Waterford, MI 48328-1907

PHONE: 248-858-1352

FAX: 248-858-1066

E-MAIL: seamanm@co.oakland.mi.us

CENTRAL REPOSITORY
LOCATION:

Solid Waste Planning Office Noted Above