

7035.2565 GROUNDWATER QUALITY, SURFACE WATER QUALITY, AND AIR QUALITY AND SOIL PROTECTION.

Subpart 1. **Duty to protect water.** Solid waste management facilities must be located, designed, constructed, and operated to contain sediment, solid waste, and leachate and to prevent pollution of groundwater and surface water. The owner or operator must take corrective action as necessary to end continuing releases and to minimize or abate any resulting ground water or surface water pollution. As required by parts 7050.0150 and 7060.0600, the owner or operator must monitor the facility, surface water, and groundwater as directed by the agency.

Subp. 2. **Designation of compliance boundaries, standards, intervention limits.** The commissioner shall designate compliance boundaries, standards, and intervention limits for mixed municipal solid waste land disposal facilities in the permit, order, or stipulation agreement, as required in part 7035.2815, subpart 4. The commissioner shall designate compliance boundaries, standards, and intervention limits for other solid waste facilities, including demolition debris land disposal facilities and compost facilities, if a release could pollute or degrade ground water or surface water.

Subp. 3. **Air quality protection.** A person who operates or maintains a solid waste management facility or permits the use of property for such, must operate and maintain the site in conformance with the agency air pollution control rules. Open burning is prohibited, unless a permit is obtained as provided in Minnesota Statutes, section 88.17, and the material to be burned complies with Minnesota Statutes, section 88.171.

Subp. 4. **Soil protection.** Solid waste management facilities must be located, designed, constructed, and operated to minimize the contamination of soils from solid waste. For this subpart, soil contamination does not include soil liners.

Statutory Authority: *MS s 115.03; 116.07*

History: *13 SR 1150; 16 SR 865; 30 SR 529*

Published Electronically: *September 7, 2006*