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April 19, 2013
Hand Delivered

Mr. John Moody
California Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive, #200
Rancho Cordova, California 95670-6114

Re: Tentative Revised Waste Discharge Requirements
Florin Perkins Landfill
Sacramento, California

Dear John,

This letter will serve to provide our comments on the noticed matter of Tentative Revised Waste Discharge Requirements (WDRs) for the Florin Perkins Landfill. As an operator of a Solid Waste Facility, and a Central Valley Regional Water Quality Control Board regulated discharger, our interests are in the fair and consistent application of regulations across the regulated community; conceptually what is often referred to as a "level playing field". With this notion in mind, our comments are as follows:

- A ten year timeline for closure is grossly inconsistent with the regulations, which require closure activities begin after twelve months of inactivity. In your letter to Nancy Cleavinger, the landowner, dated August 15, 2012, you speak to the proposed project schedule of 10 years as being far too long. We concur.
- The timeline for installation of landfill gas controls could potentially stretch out for many years. As corrective action is being required for a known problem, which has not been addressed in a timely fashion, it would seem logical to require immediate interim controls over the entire landfill. As written, interim control in some areas is not required until 2016, with subsequent permanent corrective action later than 2020.
- The discharger intends to divert inert materials, received by the current operator of the site, for use as cover material. This should be considered landfill operations and be regulated as such. Additionally, allowing the

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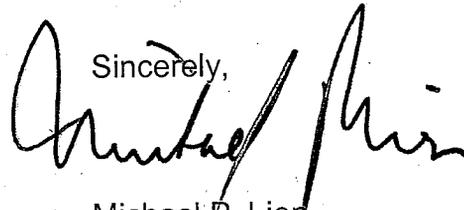
closure schedule to be guided by market conditions, as to the accumulation of cover material, is inconsistent with the regulatory timeline, as referenced in the first point above regarding the closure timeline.

- The discharger is not being required to provide financial assurances for existing or foreseeable releases, in spite of the fact that there is a known release and that the facility will be operating under a corrective action plan. Further, no financial assurances are being required for closure or post closure maintenance of the facility, even though the closure is required as part of corrective action.

While we are encouraged to see progress being made in bringing the site into compliance through the adoption of updated WDRs, it is equally discouraging for other members of the regulated community to see non-compliance rewarded with leniency in the application of the regulations. The facility is being allowed to compete in the marketplace while being given special treatment for their prior indiscretions. We would encourage you to hold this facility to a standard which is consistent with the regulations, including corrective action and closure in a much more timely fashion and financial assurances to insure that these activities are executed.

Please feel free to call me if you have any questions.

Sincerely,



Michael P. Lien
L and D Landfill
Limited Partnership

MPL/asj

cc: John Lewis
Tim Lien
Jeff Mills
Debbie Boersma