



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105

October 28, 2008

Brice Zeller
South Yuma County Landfill
P.O. Box 5437
Yuma, Arizona 85366

RE: EPA Initial Determination of Acceptability under the CERCLA Off-Site Rule
for South Yuma County Landfill – AZR000506980

Dear Mr. Zeller;

In response to your request for approval to accept CERCLA waste at your facility, this letter serves to inform you that the U.S. Environmental Protection Agency (EPA), Region 9 has made an affirmative determination regarding the status of South Yuma County Landfill (SYCL) located at 1901 E. 18th Street, Yuma, Arizona, 85365 under the CERCLA Off-Site Rule, 40 CFR §300.440. This letter serves as formal written notification that South Yuma County Landfill may accept CERCLA waste generated as a result of a CERCLA remedial or removal action. Receipt of CERCLA waste must be in accordance with all applicable permits, regulations and conditions.

On September 16, 1993, EPA amended the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), 40 CFR Part 300, by adding Section 300.440, now known as the Off-Site Rule ("Rule"). The Rule codifies the requirements contained in Section 121 (d)(3) of CERCLA, 42 U.S.C. §9621 (d)(3), and incorporates many provisions of EPA's former Off-Site Policy. The Rule established criteria and procedures for determining whether facilities are acceptable for the receipt of CERCLA waste.

The following requirement is a condition for an affirmative determination for CERCLA waste to be received at South Yuma County Landfill. Prior to waste acceptance; analytical profiles for CERCLA waste must be submitted to SYCL's technical contractor and (for the first two generator proposals only) to Kandice Bellamy, Region 9 CERCLA Off-Site Rule Coordinator, for review, comment and approval. The generator profile should include the rationale for the sampling strategy that demonstrates that the sampling protocol is representative of the type and volume of material to be sent off-site.

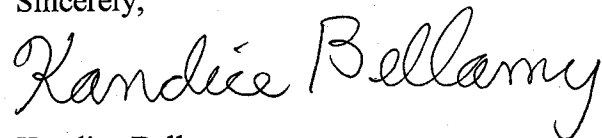
SYCL's technical contractor should provide a written documentation to be maintained in SYCL's records that states that the information provided by the generator meets the criteria described in the previous paragraph and that the waste is appropriate for disposal at SYCL.

The Rule requires that prior to a facility's initial receipt of CERCLA waste; EPA must determine that there are no relevant violations or relevant releases at the facility. EPA Region 9 has made such a determination.

Should any new information affecting this determination be obtained in the future, EPA reserves the right to re-evaluate the acceptability of the South Yuma County Landfill in accordance with the Rule.

If you have any questions concerning this matter, please contact Kandice Bellamy, Region 9's CERCLA Off-Site Rule Coordinator, at (415) 972-3304.

Sincerely,



Kandice Bellamy,
Region 9 CERCLA Off-Site
Rule Coordinator

Cc: Justin Madden
Solid Waste Inspections
and Compliance Unit
Waste Programs Division
Arizona Department of Environmental Quality
1110 West Washington Street
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