

Public Notice

Permit update to include the current landfill disposal area and a vertical expansion at the APAC-KS, Inc. construction and demolition landfill

The Kansas Department of Health and Environment (KDHE) has received a permit modification request to include the current disposal area and a vertical expansion at the APAC-KS construction and demolition landfill operating under KDHE Permit 0487. The landfill site area consists of approximately 140-acres in total, and is located at 7100 West 167th Street, Overland Park, Kansas, in the Southeast ¼ of Section 18, Township 14 South, Range 25 East. The permit update/modification application indicates that APAC-KS proposes to develop landfill operations laterally within the 82 acres and vertically within the facility footprint. The proposed update will result in a permitted final disposal area of 82 acres with final elevations rising from 1000 (current permit) to 1024 (proposed) feet above mean sea level. The proposed update/expansion will provide for approximately 1.44 million cubic yards of additional disposal capacity.

The Johnson County Board of Commissioners and the City of Overland Park's Planning and Community Development Director have certified that the application described herein is consistent with the county's solid waste management plan and local land use restrictions or zoning. KDHE has reviewed the application and found it to be in conformance with the state solid waste statutes and regulations.

KDHE is today providing the public notice of their intent to approve the proposed APAC-KS expansion. However, a final decision has not been made, and the KDHE will consider additional information gathered during the public comment period and hearing before making a final decision. A copy of the administrative record which includes the permit application, engineering drawings, draft permit, and other information with respect to this permit action will be available for public review from Monday, October 22, 2007 through Monday, November 26, 2007, during normal business hours at the following locations:

KDHE Northeast District Office
800 West 24th Street
Lawrence, Kansas 66046
(785) 842-4600

Johnson County Environmental
Department
11811 S. Sunset Drive, Suite 2700
Olathe, Kansas 66061-7062
Contact: Mr. Phillip Askey, P.G.
(913) 715-6941

KDHE Bureau of Waste
Management
1000 SW Jackson St., Suite 320
Topeka, KS 66612
(785) 296-1600

A blank copy of the Bureau's application may be obtained on the Internet at <http://www.kdheks.gov/waste>. Anyone wishing to comment on the proposed facility should submit written statements by 5:00 p.m. November 21, 2007 to Larry Molder II, KDHE BWM, 1000 SW Jackson St., Topeka, Kansas 66612-1366. Comments will also be accepted via facsimile to (785) 296-1592 or by electronic mail to lmolder@kdhe.state.ks.us. Comments that are postmarked by November 26, 2007 and received within one week thereafter will also be considered.

In addition, an informational meeting and public hearing will be held in conjunction with the public comment period on Tuesday, November 20, 2007 at Pleasant Ridge Middle School Commons Area located at 9000 West 165th Street. The informational meeting will be from 6:00 to 6:45 pm. At the informational meeting, concerned individuals can ask KDHE personnel questions regarding the landfill in an informal setting. At 7:00 pm a public hearing will be held. The hearing will provide a format for individuals to make formal comments, which will be recorded by the KDHE. The KDHE will subsequently respond to all formal comments in writing.

After consideration of all the comments received during the public notice period and hearing, the KDHE will make a final decision on whether to issue the permit modification. Notice of the decision will be given to the applicant, anyone who submitted written comments during the comment period, and those who request notice of the final permit decision.

Roderick L. Bremby
Secretary
Kansas Department of Health and Environment