

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

**The purpose of this document is to identify proposed revisions and to indicate where provisions from [567—Chapter 106](#) have been incorporated within the proposed rulemaking.*

Subject	Rule Citation	Existing Rule	Proposed Rule Citation	Proposed Rule <i>(Description & Substantive Revisions)</i>	Iowa Code Citation	Notes/Discussion
Purpose	None	No prior Purpose stated	101.400	<p>Added to be consistent with other proposed rules and provide clarity.</p> <p>567—101.400(455B) Purpose. The purpose of this division is to implement Iowa Code Chapter 455B, Division IV “Solid Waste Disposal,” for the collection, temporary storage, and transfer of solid waste prior to final disposition.</p>	§455B.304(1)	<p>Iowa Code section 455B.301(27) defines “Sanitary disposal project” as “all facilities and appurtenances including all real and personal property connected with such facilities, which are acquired, purchased, constructed, reconstructed, equipped, improved, extended, maintained, or operated to facilitate the final disposition of solid waste without creating a significant hazard to the public health or safety, and which are approved by the director. ‘Sanitary disposal project’ does not include a pyrolysis or gasification facility.”</p> <p>Given solid waste transfer stations are facilities that “facilitate the final disposition of solid waste,” they are therefore sanitary disposal projects (SDP) by definition. In support of the DNR’s legal authority to regulate solid waste transfer stations, the Iowa Supreme Court case of ABC Disposal vs. Iowa Department of Natural Resources, 681 N.W.2d 596, 605-606 (Iowa 2004) concluded that solid waste transfer stations are indeed SDPs.</p>
Applicability	106.1	567—106.1(455B) Compliance.	101.401	<p>Revisions to provide greater clarity.</p> <p>567—101.401(455B) Applicability. 101.401(1) Pursuant to Iowa Code subsection 455B.305(1), a solid waste transfer station shall not be constructed or operated without first obtaining a permit from the department pursuant to this division and the requirements set forth in 567—Chapter 100.</p>	§455B.305(1)	

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				<p>101.401(2) The issuance of a solid waste transfer station permit by the department in no way relieves the applicant of the responsibility of complying with all other local, state, or federal statutes, ordinances, and rules or other requirements applicable to the construction and operation of a solid waste transfer station.</p>		
Definitions	106.2	567—106.2(455B,455D) Definitions.	101.402	<p>Includes the definitions in Iowa Code section 455B.301 to be incorporated verbatim.</p> <p>567—101.402(455B) Definitions. For the purposes of this division, the definitions found in 567—Chapter 100 shall apply in addition to the definitions set out in Iowa Code section 455B.301, which shall be considered incorporated by reference.</p>	§455B.301	<p>A review of the definitions in current 567—106.2(455B,455D) resulted in some that could be removed because they were duplicative to statutory definitions or were no longer being used within this division. Most definitions are being moved to proposed 567 IAC 100, which centralizes the definitions applicable to our Solid Waste regulatory chapters. Only those definitions specific to an individual division will remain within that division.</p>
Location restrictions	106.9	567—106.9(455B) Transfer station siting and location requirements.	101.403	<p>Added to be consistent and provide greater clarity.</p> <p>567—101.403(455B) Location restrictions.</p> <p>101.403(1) Floodplains. A solid waste transfer station shall not be located within a 100-year floodplain unless the design includes structures to prevent floodwater inundation from a 100-year flood of any area that comes into contact with solid waste or washwater.</p> <p>101.403(2) Inhabitable structure and sensitive populations. A solid waste transfer station shall not be located within 500 feet of the property line of an educational or health care facility or permanent residence unless screening is utilized to minimize noise and visibility of operations. Such screening shall utilize natural components to the maximum extent possible. This requirement shall not apply if construction of the educational or health care facility or permanent residence began after the department received the solid waste transfer station permit application.</p> <p>101.403(3) Property line setback. A solid waste transfer station building or solid waste receptacle (e.g., dumpster, roll-off box) shall be at least 50 feet from an adjacent property line, unless otherwise approved by the department in writing.</p>	§455B.304(1)	<p>Location restrictions are not standardized and are specific to each individual permitting division, and as such, were not included within proposed 567 IAC 100.</p>

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

<p>Registrations</p>	<p>106.3 through 106.7 & 106.19</p>	<p>567—106.3(455B) Citizen convenience center and transfer station permits.</p> <p>567—106.4(455B) Citizen convenience center permit application requirements.</p> <p>567—106.5(455B) Citizen convenience center operations.</p> <p>567—106.6(455B,455D) Citizen convenience center reporting requirements.</p> <p>567—106.7(455B) Citizen convenience center closure requirements.</p> <p>567—106.19(455B) Emergency response and remedial action plans.</p>	<p>101.404</p>	<p>567—101.404(455B) Registrations.</p> <p>101.404(1) Eligibility requirements. Unless an applicant is otherwise notified by the department, solid waste transfer stations that meet all of the following criteria may register the facility and not be required to obtain a permit pursuant to rule 567—101.405(455B).</p> <ul style="list-style-type: none"> a. Only receive solid waste from citizens and small businesses that do not utilize solid waste collection vehicles or satellite solid waste collection vehicles, b. Does not process waste, c. Not used by anyone who has been contracted to do any hauling or disposal of solid waste, and d. Does not place solid waste on the ground or tipping floor of a building. <p>101.404(2) Notification requirements. Applicants shall provide the following, on a form prescribed by the department, prior to accepting waste, and shall notify the department in writing at least 30 days prior to any operational change.</p> <ul style="list-style-type: none"> a. Physical location of the solid waste transfer station. b. Name, address, email address and phone number of the site owner. c. Name, address, email address and phone number of the responsible official. d. The solid waste comprehensive planning area of the facility and political jurisdictions included within the facility’s service area. e. The sanitary disposal project(s) designated for final disposal of the collected waste. f. An emergency response and remedial action plan pursuant to rule 567—100.14(455B). g. Proof of the applicant’s ownership of the site or legal entitlement to use the site as a solid waste transfer station. h. Proof that the site complies with local zoning. i. A closure cost estimate pursuant to subrule 101.413(2) and the documents establishing financial assurance pursuant to 567—Chapter 101, division VIII, or documentation of a surety bond in the amount of \$15,000 pursuant to subrule 101.413(3). <p>101.404(3) Inspection prior to start-up. Applicants shall adhere</p>	<p>§455B.304(1) & §455B.306(9)</p>	<p>Citizen convenience centers (CCC) are not defined in Iowa Code and are only established within current 567 IAC 106. CCCs provide the same primary function “of receiving solid waste generated off the premises from multiple generators and consolidating the waste prior to transporting it to a final disposal facility,” albeit on a smaller scale than permitted solid waste transfer stations.</p> <p>To better align permitting requirements with Iowa Code, the DNR is proposing to strike the permitting of CCCs, and rather register these sites as solid waste transfer stations. This proposed change will significantly reduce the regulatory (& financial) burden upon these entities through a streamlined registration process.</p> <p>The DNR is proposing to increase the permit cycle from 3 years to 5 years, and these entities will also have the option to meet statutory financial assurance obligations through a \$15,000 surety bond, foregoing the need for a professional engineer closure cost estimate.</p>
-----------------------------	---	---	----------------	---	--	---

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

to the inspection requirements of rule 567—100.7(455B,455D).

101.404(4) Registration renewal. A solid waste transfer station registration shall be issued and may be renewed for a period of no longer than five (5) years. Renewal registrations shall be subject to the provisions of all rules of the department in effect at the time of the renewal.

101.404(5) Operating requirements. In addition to the provisions of rule 567—100.9(455B,455D), registered solid waste transfer stations shall comply with the following:

a. Solid waste shall not be accepted from solid waste collection vehicles or loaded into solid waste transport vehicles to facilitate final disposition.

b. All solid waste received shall be loaded into dumpsters, compactors, or roll-off boxes and removed by solid waste collection vehicles to facilitate final disposition.

c. Solid waste receptacles shall not be allowed to overflow and waste shall be collected as often as necessary to prevent a nuisance or public health hazard.

101.404(6) Record-keeping and reporting requirements.

Registered solid waste transfer stations that directly dispose of waste outside of Iowa shall, on a form prescribed by the department, report the information required in paragraphs 101.404(6)“a” through “c” to the department quarterly. For registered solid waste transfer stations that directly dispose of waste within Iowa, the following records shall be maintained by the owner or operator for a period of three (3) calendar years, and be made available at all reasonable times for inspection by the department:

a. Tons of solid waste disposed of.

b. The solid waste comprehensive planning area(s) from which the solid waste originated, and the tons of solid waste disposed from each county.

c. Destination of all outgoing solid waste.

101.404(7) Closure requirements. In addition to the provisions of rule 567—100.10(455B,455D), registered solid waste transfer stations shall adhere to the closure requirements expressed in rule 567—101.411(455B).

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

<p style="text-align: center;">Permits</p>	<p style="text-align: center;">106.8</p>	<p style="text-align: center;">567—106.8(455B) Transfer station permit application requirements.</p>	<p style="text-align: center;">101.405</p>	<p>567—101.405(455B) Permits. 101.405(1) In addition to the provisions in rule 567—100.5(455B,455D), a solid waste transfer station permit applicant shall address the following, on a form prescribed by the department: <i>a. Design Plan.</i> An engineering design including applicable approvals from responsible government agencies and public entities, and engineering plans and specifications completed by the professional engineer listed in 567—subparagraph 100.5(1)“a”(4), detailing how the site will comply with rule 567—101.403(455B), rule 567—101.406(455B), and rule 567—101.408(455B). <i>b. Operations Plan.</i> A plan of operations detailing how the site will comply with rule 567—100.9(455B,455D), rule 567—101.407(455B), and rule 101.410(455B). 101.405(2) Duration. A solid waste transfer station permit shall be issued and may be renewed for a period of no longer than five (5) years. Renewal applications shall be subject to the provisions of all rules of the department in effect at the time of the renewal.</p>	<p style="text-align: center;">§455B.304(1)</p>	<p>As with all SDP permitting, the general requirements have been moved to proposed 567 IAC 100. Those permitting requirements specific to solid waste transfer stations have been retained within this rule. Entities should note that the DNR is proposing to increase the permit cycle from 3 years to 5 years to ease the regulatory burden.</p>
<p style="text-align: center;">Design requirements</p>	<p style="text-align: center;">106.10</p>	<p style="text-align: center;">567—106.10(455B) Transfer station design standards.</p>	<p style="text-align: center;">101.406</p>	<p>567—101.406(455B) Design requirements. Unless registered pursuant to rule 567—101.404(455B) or otherwise specified within a permit, a solid waste transfer station shall be designed and constructed in accordance with this rule. 101.406(1) Solid waste transfer station building. A solid waste transfer station shall include a building inside which all solid waste is unloaded from solid waste collection vehicles and loaded into solid waste transport vehicles. <i>a.</i> All surfaces that come into contact with solid waste shall be enclosed by walls and a roof satisfactory to: (1) Minimize dust and litter exiting the building. (2) Keep precipitation out of the building. (3) Prevent the attraction or harboring of vectors. <i>b.</i> All surfaces that come in contact with solid waste or washwater shall be impervious to liquids. <i>c.</i> The solid waste transfer station building shall have a drainage system that maintains a separation between stormwater and washwater. <i>d.</i> The solid waste transfer station building shall have a</p>	<p style="text-align: center;">§455B.304(1)</p>	<p>These provisions remain relatively unchanged from current rule 106.10(455B).</p>

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				<p>washwater collection system that directs washwater to a storage tank for subsequent disposal, a sanitary sewer system, or equivalent as approved by the department. Unless otherwise approved by the department, storage tanks shall have high-level indicators or gauges.</p> <p>e. Each area where unloaded solid waste is stored during nonoperating hours shall be clearly marked and include a fire detection system that notifies local emergency responders in case of a fire.</p> <p>f. If solid waste is to be managed or stored in a surge pit, then effective odor control mechanisms such as, but not limited to, mist systems and air filters are required.</p> <p>g. If solid waste is to be managed or stored in a surge pit, then a sprinkler system shall be installed over that area.</p> <p>h. The solid waste transfer station building shall have adequate indoor and outdoor lighting that minimizes the difference in lighting when entering or exiting the building.</p> <p>i. The solid waste transfer station building shall have doors at each entrance and exit.</p> <p>101.406(2) Other site design requirements. A solid waste transfer station shall:</p> <p>a. Provide a secure perimeter fence, with lockable gate(s).</p> <p>b. Use a scale certified by the Iowa department of agriculture and land stewardship. A solid waste transfer station may use a certified scale located off the premises and owned by a separate entity.</p> <p>c. Provide adequate queuing distance for vehicles entering and exiting the property such that lines of vehicles will not extend onto public streets during peak hours, unless approved by the appropriate local or state government authority.</p> <p>d. Provide signs or pavement markings indicating safe and proper on-site traffic patterns.</p>		
Operating requirements	106.11	567—106.11(455B) Transfer station operating requirements.	101.407	<p>567—101.407(455B) Operating requirements. Unless otherwise specified within a permit, a solid waste transfer station shall be operated in accordance with the provisions of rule 567—100.9(455B,455D) and this rule.</p> <p>101.407(1) Unless registered pursuant to rule 567—</p>	§455B.304(1)	<p>Despite some revisions to provide greater clarity, these provisions remain relatively unchanged from current rule 106.11(455B). Entities should note that the DNR is proposing to strike the certified operator training for solid waste transfer stations</p>

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

			<p>101.404(455B), all handling, processing, screening, open storage, loading, and similar activities or processes involving solid waste shall be performed inside the solid waste transfer station building.</p> <p>101.407(2) Truck-to-truck transfer of solid waste that is not incidental solid waste transfer is not allowed outside a solid waste transfer station building. A rear-loading solid waste transport vehicle that does not have any other open access and securely abuts the solid waste transfer station building so that minimal amounts of solid waste escape during loading shall qualify as being inside the building.</p> <p>101.407(3) Solid waste transfer station operators shall segregate and manage unacceptable wastes and hot loads in accordance with applicable laws, and in a manner as safe and responsible as practical.</p> <p>101.407(4) Solid waste receptacles shall not be allowed to overflow and the waste shall be removed as often as necessary to prevent a nuisance or public health hazard.</p> <p>101.407(5) Solid waste transfer stations shall not accept special wastes pursuant to 567—Chapter 102, division VI.</p> <p>101.407(6) Washwater management systems, if applicable, shall not be allowed to overflow and shall be inspected monthly and maintained in proper operating condition.</p> <p>101.407(7) Any breach of a surface that prevents washwater from entering the ground and groundwater shall be repaired within 24 hours to make that surface impervious to liquids. If such repairs cannot be made within 24 hours, the facility shall not allow solid waste or washwater to come into contact with the breached area until repairs are complete. If the facility cannot prevent solid waste or washwater from coming into contact with the breached area, the department may require the facility to shut down until repairs are completed.</p> <p>101.407(8) Unless registered pursuant to rule 567—101.404(455B), site access shall be controlled and limited to a time when a solid waste transfer station operator is onsite and:</p> <ol style="list-style-type: none"> a. Has read, understands, and is able to implement the operational requirements of rule 567—101.407(455B). b. Has read, understands, and is able to implement the 	<p>that management 20,000 tons/year or more.</p> <p>Unlike certified operators for sanitary landfills and solid waste incinerators (§455B.304(11) and (12)), there is no corresponding statutory mandate for solid waste transfer station certified operator training. There are currently only 7 solid waste transfer stations (out of 42 currently permitted) that meet this requirement. There are other trainings available and entities can seek out these opportunities if they want their staff trained. This is another opportunity to reduce the regulatory and financial burden upon these entities.</p>
--	--	--	---	--

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				<p>emergency response and remedial action plan pursuant to rule 567—100.14(455B).</p> <p>c. Is able to visually recognize universal symbols and markings, and indications of unacceptable materials pursuant to subrule 101.407(9).</p> <p>101.407(9) All solid waste accepted by a solid waste transfer station shall, at a minimum, be visually inspected by personnel capable of identifying hot loads and hazardous, infectious, radioactive, and other wastes not acceptable for disposal in a sanitary landfill.</p>		
<p>Temporary solid waste storage requirements</p>	106.12	567—106.12(455B) Temporary solid waste storage at transfer stations.	101.408	<p>567—101.408(455B) Temporary solid waste storage requirements. Unless otherwise specified within a permit, a solid waste transfer station shall comply with the following storage requirements.</p> <p>101.408(1) Areas permitted for storage. Solid waste shall be stored in the following manner:</p> <p>a. Inside a solid waste transfer station building in a clearly marked designated area; or</p> <p>b. Inside a solid waste transfer station building in a surge pit; or</p> <p>c. Inside a secure solid waste transport vehicle, including intermodal container systems, protected from precipitation and vectors; or</p> <p>d. Inside dumpsters, compactors, roll-off boxes, and other solid waste receptacles adequate to prevent the accidental discharge of its contents and the attraction or harborage of vectors.</p> <p>101.408(2) Storage time requirements. Solid waste shall be stored no longer than the following periods of time, unless shorter storage times are required by the local government authority to prevent a nuisance or public health hazard:</p> <p>a. Inside a solid waste transfer station building without a surge pit or similar operational structure for not more than four (4) days, excluding Sundays and national holidays.</p> <p>b. Inside a solid waste transfer station building in a surge pit for not more than seven (7) days, including Sundays and national holidays.</p> <p>c. Inside a solid waste transport vehicle designated to travel only via roadway for not more than four (4) days, excluding Sundays and national holidays.</p>	<p>§455B.304(1)</p>	<p>Despite some revisions to provide longer storage timeframes in certain instances, these provisions remain relatively unchanged from current rule 106.12(455B).</p>

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				<p><i>d.</i> Inside a solid waste transport vehicle designated to travel via rail or navigable waterway, including intermodal container systems, for not more than seven (7) days, including Sundays and national holidays.</p> <p><i>e.</i> Inside dumpsters, roll-off boxes and other solid waste receptacles at registered solid waste transfer stations for not more than four (4) days, excluding Sundays and national holidays.</p>		
Record-keeping and reporting requirements	106.13 & 106.14	<p>567—106.13(455B,455D) Transfer station record-keeping requirements.</p> <p>567—106.14(455B,455D) Transfer station reporting requirements.</p>	101.409	<p>Revisions made to consolidate requirements.</p> <p>567—101.409(455B) Record-keeping and reporting requirements.</p> <p>101.409(1) Unless registered pursuant to rule 567—101.404(455B) or otherwise specified within a permit, a solid waste transfer station shall comply with the following record-keeping requirements:</p> <p><i>a.</i> A solid waste transfer station shall maintain a copy of the following documents onsite:</p> <ul style="list-style-type: none"> (1) Current operating permit. (2) Design plan pursuant to paragraph 101.405(1)“a.” (3) Operations plan pursuant to paragraph 101.405(1)“b.” (4) Emergency response and remedial action plan pursuant to rule 567—100.14(455B). (5) Proof of financial assurance pursuant to rule 567—101.413(455B). <p><i>b.</i> A solid waste transfer station shall maintain records of the following information for a period of three (3) calendar years:</p> <ul style="list-style-type: none"> (1) Tons of all solid waste disposed of quarterly. (2) Destination of all outgoing solid waste. (3) Washwater management system inspection log, if applicable. (4) Hot loads and hazardous, infectious, radioactive, or other unacceptable wastes found. <p>101.409(2) Unless registered pursuant to rule 567—101.404(455B) and directly disposing of solid waste within Iowa, or otherwise specified within a permit, a solid waste transfer station shall report the following information, on a form prescribed by the department, to the department on a quarterly basis:</p> <p><i>a.</i> Tons of solid waste disposed of.</p>	§455B.304(1)	<p>Despite a revision to include the Design Plan to the listing of documents to be retained onsite, these provisions remain relatively unchanged from current rules 106.13(455B). As a means to reduce the regulatory and financial burden upon these entities, the DNR is proposing to remove the annual Iowa-licensed professional engineer inspection requirement.</p>

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				<p><i>b.</i> The solid waste comprehensive planning area(s) from which the solid waste originated, and the tons of solid waste disposed from each county and comprehensive planning area.</p> <p><i>c.</i> Destinations of all outgoing solid waste.</p>		
Solid waste transport vehicle construction and operation requirements	106.15 & 106.16	567—106.15(455B) Solid waste transport vehicle construction and maintenance requirements. 567—106.16(455B) Solid waste transport vehicle operation requirements.	101.410	<p>Revisions made to consolidate requirements.</p> <p>567—101.410(455B) Solid waste collection and transport vehicle construction and operation requirements. Unless otherwise specified within a permit, solid waste collection vehicles and solid waste transport vehicles shall comply with the following requirements:</p> <p>101.410(1) The portion of a solid waste collection or transport vehicle that contains solid waste shall be designed to prevent the accidental discharge of its contents, the attraction or harborage of vectors, and infiltration of precipitation. This design shall include a suitable cover, where applicable, that is not easily torn, shredded, broken, or otherwise breached under normal use.</p> <p>101.410(2) Any solid waste collection or transport vehicle that fails to comply the requirements of this rule shall be repaired before it is utilized in the transport or storage of solid waste.</p> <p>101.410(3) A solid waste collection or transport vehicle’s openings shall be securely closed before transport and during solid waste storage so as to prevent the loss of solid waste.</p> <p>101.410(4) A solid waste transport vehicle shall be loaded with solid waste inside a solid waste transfer station building and in a manner that minimizes the spilling of materials. Solid waste spilled from a solid waste transport vehicle during loading shall be collected as often as necessary to minimize litter, dust, or other fugitive debris.</p> <p>101.410(5) All solid waste collection and transport vehicles shall be cleaned at intervals frequent enough to prevent the attraction or harborage of vectors, so as not to create a nuisance or public health hazard</p> <p>101.410(6) Liquids generated from the cleaning of the areas of solid waste collection or transport vehicles that hold solid waste shall be considered washwater and managed accordingly.</p> <p>101.410(7) If solid waste is spilled from a solid waste collection</p>	§455B.304(1)	<p>Despite some revisions to reorder and consolidate, these provisions remain relatively unchanged from current rules 106.15(455B) and 106.16(455B).</p>

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				or transport vehicle during transport that is not on transfer station property, the spilled solid waste shall be collected as soon as possible. The solid waste transfer station shall immediately report the spill to the department and the department field office with jurisdiction over the facility and spill location.		
Closure requirements	106.17	567—106.17(455B) Transfer station closure requirements.	101.411	<p>567—101.411(455B) Closure requirements. Unless otherwise specified within a permit, a solid waste transfer station shall be closed in accordance with the provisions of rule 567—100.10(455B,455D) and this rule. Closure shall not be official until the department has given written certification of the completion of the following activities:</p> <p style="padding-left: 20px;">101.411(1) Proper disposal of all solid waste and litter at the site.</p> <p style="padding-left: 20px;">101.411(2) Cleaning of all dumpsters, compactors, roll-off boxes, and other solid waste receptacles that will remain onsite, including the rinsing of all surfaces that have come in contact with solid waste.</p> <p style="padding-left: 20px;">101.411(3) Cleaning the solid waste transfer station building, if applicable, including the rinsing of all surfaces that have come in contact with solid waste or washwater.</p> <p style="padding-left: 20px;">101.411(4) Cleaning of all solid waste collection and transport vehicles that will remain on site, including the rinsing of all surfaces that have come in contact with solid waste.</p> <p style="padding-left: 20px;">101.411(5) Removal and proper management of all washwater in the washwater management system.</p> <p style="padding-left: 20px;">101.411(6) Locking all doors, gates, entrances and exits.</p> <p style="padding-left: 20px;">101.411(7) Reporting of the completion of these activities to the local political jurisdictions, the department, and the department field office with jurisdiction over the solid waste transfer station.</p>	§455B.304(1)	Despite some revisions to reorder and consolidate (proposed 567 IAC 100), these provisions remain relatively unchanged from current rule 106.17(455B).
Emergency solid waste transfer permit	106.3(11)	106.3(11) Emergency solid waste transfer permit.	101.412	<p>567—101.412(455B) Emergency solid waste transfer permit. If a primary sanitary disposal project in a solid waste comprehensive planning area becomes inoperable, the department may issue an emergency solid waste transfer permit (also known as “Temporary Debris Management Site” or “TDMS”) for a period of time no longer than necessary for a sanitary disposal project that provides replacement capacity to be constructed and become operational. The department may also issue an emergency solid waste transfer</p>	§455B.304(1) & §455B.307(1)	Despite minor revisions to provide greater clarity in how this emergency permit is administered, these provisions remain relatively unchanged from current subrule 106.3(11).

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				<p>permit for a period of time no longer than necessary for a sanitary disposal project to return to operation, or if more solid waste is produced by an extraordinary event (e.g., unforeseen disasters such as storms, fires, floods, tornadoes) than can be managed by a sanitary disposal project. The conditions of an emergency solid waste transfer permit shall be determined by the department and may be used as an alternative to the requirements of this division. The department shall issue an emergency solid waste transfer permit only if the department has determined that solid waste must be transferred from the impacted area(s) in order to protect human health and the environment.</p>		
<p>Financial assurance requirements</p>	<p>106.18</p>	<p>567—106.18(455B) Citizen convenience center and transfer station financial assurance</p>	<p>101.413</p>	<p>567—101.413(455B) Financial assurance requirements. The owner or operator of a solid waste transfer station must establish financial assurance for the costs of site closure in accordance with the criteria pursuant to 567—Chapter 101, division VIII and this rule.</p> <p>101.413(1) Except as provided in subrule 101.414(3), the owner or operator shall submit a detailed written estimate, in current dollars, certified by an Iowa-licensed professional engineer, of the cost of hiring a third party to properly close the solid waste transfer station in accordance with the closure criteria expressed in rule 567—101.411(455B).</p> <p>101.413(2) The detailed written estimate shall account for at least the following factors determined by the department to be minimal necessary costs for site closure:</p> <p><i>a.</i> Third-party labor and transportation costs and total tip fees to properly dispose of all solid waste and litter at the facility equal to twice the maximum storage capacity of the facility. If materials are temporarily stored on site in solid waste collection or transport vehicles or waste receptacles, then this estimate shall include disposal costs for the maximum number of solid waste collection or transport vehicles and waste receptacles that can be on site at any one time.</p> <p><i>b.</i> The cost of hiring a third party to properly clean and decontaminate all equipment, storage facilities, holding areas and drainage collection systems. This estimate shall include the cost of properly disposing of a one-week volume of washwater from the facility. If the facility utilizes a washwater storage tank, then this</p>	<p>§455B.304(8) & §455B.307(9)</p>	<p>The DNR is proposing to consolidate the SDP financial assurance requirements within 567—Chapter 101, division VIII. Beyond this consolidation, the allowance granted to solid waste transfer stations that are permitted for, or that manage no more than 5,000 tons of solid waste annually (i.e., \$15,000 surety bond option), and the inclusion of all financial assurance instruments allowed in 455B.306(9)(d), these provisions remain relatively unchanged from current rule 106.18(455B).</p>

567 IAC Chapter 101, Division V, Solid Waste Transfer Stations (Final Draft, September 2024)

				<p>estimate shall assume that the storage tank is full and add that volume to the one-week volume.</p> <p>c. The cost associated in maintaining financial assurance pursuant to 567—Chapter 101, division VIII and this rule.</p> <p>101.413(3) The owner or operator of a solid waste transfer station that is permitted for, or manages no more than 5,000 tons of solid waste annually, shall have the option to comply with the financial assurance requirements of 567—Chapter 101, division VIII and this rule by executing a surety bond in the sum of \$15,000, pursuant to the requirements of 567—subrule 101.707(2). In electing this option, the owner or operator shall not be required to submit a detailed written cost estimate for site closure pursuant to subrule 101.413(1). This surety bond shall be unique to the solid waste transfer station and shall not be combined or used to meet the financial assurance obligations of any other permitted facility or activity.</p>		
Waivers	NA	NA	101.414	<p>567—101.414(17A,455A) Waivers. A request for a waiver to this division shall be submitted in writing pursuant to 561—Chapter 10.</p>	§17A.9A	<p>This rule was added to address the statutory obligation within the “Iowa Administrative Procedure Act” for any person to petition the DNR for a waiver from the requirements of a rule.</p>