

PUBLIC NOTICE

DIVISION OF WASTE MANAGEMENT

PROPOSED ADMINISTRATIVE REGULATION AMENDMENT

The Kentucky Energy and Environment Cabinet filed a proposed amendment to 401 KAR 47:110 and 401 KAR 48:320, along with amendments to material incorporated by reference. The cabinet will conduct a virtual public hearing on November 21, 2024, at 10:00 a.m. (EST). This hearing will be held to receive comments on the following proposed administrative regulation amendments:

401 KAR 47:110, Registered permit-by-rule.

401 KAR 48:320, Operating requirements for less than one (1) acre construction/demolition debris landfills.

The proposed amendments to these administrative regulations will change the review schedule for registered permits-by-rule, as well as include language to reference expanded less than two (2) acre construction or demolition debris landfills. Additionally, the proposed amendments include amended operating requirements for less than one (1) acre and expanded less than two (2) acre construction or demolition debris landfills.

401 KAR 47:110 establishes requirements for registered permits-by-rule and the standards for the certification program. 401 KAR 48:320 establishes the technical requirements for less than one (1) acre construction or demolition debris landfills and expanded less than two (2) acre construction or demolition debris landfills.

This hearing is open to the public and all interested persons will be given the opportunity to present testimony. To assure that all comments are accurately recorded, the cabinet requests that oral comments presented at the hearing are also provided in written form, if possible. It is not necessary that the hearing be held or attended for persons to comment on the proposed administrative regulation. If no request for a public hearing is received by five workdays prior to the hearing, the hearing may be canceled, and notice of the cancellation will be posted at <https://eec.ky.gov/Environmental-Protection/Waste/Pages/Proposed-DWM-Regulations.aspx>. Written comments should be sent to the contact person and must be received by November 30, 2024, to be considered part of the public record.

Please note that registration is required to participate in this hearing. You must either email your name and mailing address to Tyler.Shields@ky.gov or mail this information to Tyler Shields, Department for Environmental Protection, Division of Waste Management, 300 Sower Boulevard, Frankfort, Kentucky 40601. Please put "401 KAR 47:110" or "401 KAR 48:320" as the subject line, and state in the body of the message if you plan to speak during the hearing.

The Energy and Environment Cabinet does not discriminate based on race, color, national origin, sex, age, religion, or disability and provides, upon request, reasonable accommodation including auxiliary aids and services necessary to afford an individual with a disability an equal opportunity to participate in all services, programs, and activities.

The full text of the proposed administrative regulations is available for public inspection and copying during regular business hours (8:00 a.m. to 4:30 p.m., local time) at the Department for Environmental Protection, Division of Waste Management, 300 Sower Boulevard, 2nd Floor, Frankfort, Ky. Any individual requiring copies may submit a request to the Department for Environmental Protection, Division of Waste Management, in writing, by telephone, by FAX, or e-mail. Requests for copies should be directed to the contact person. The proposed administrative regulation amendments will be able to be accessed at: <https://apps.legislature.ky.gov/law/kar/titles/401/047/> or <https://apps.legislature.ky.gov/law/kar/titles/401/048/>. In addition, the cabinet will provide access to the proposed amendments along with the proposed amended forms during the comment period at <https://eec.ky.gov/Environmental-Protection/Waste/Pages/Proposed-DWM-Regulations.aspx>.

CONTACT PERSON: Tyler Shields, Department for Environmental Protection, Division of Waste Management, 300 Sower Boulevard, Frankfort, Kentucky 40601. The phone number is (502) 782-5325, FAX number is (502) 564-4245, and e-mail address is Tyler.Shields@ky.gov.

