

# **DAA***Alert . . . . on Solid Waste Issues*



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## *MSW Landfills*

# **Research, Development, and Demonstration Permits Ruling Revised**

The Environmental Protection Agency (EPA) has revised the Criteria for Municipal Solid Waste Landfills (MSWLF) to allow states to issue research, development, and demonstration (RD&D) permits for new and existing MSWLF units and lateral expansions. The rule, published in the Federal Register on March 22, 2004, will allow Directors of approved state programs to provide a variance from certain MSWLF criteria, provided that MSWLF owners/operators demonstrate that compliance with the RD&D permit will not increase risk to human health and the environment over compliance with a standard MSWLF permit.

EPA will finalize this alternative permit authority to promote innovative technologies associated with landfilling of municipal solid waste. RD&D permits may provide a variance from existing requirements for run-on control systems, liquids restrictions, and the final cover requirements. Included would be leachate recirculation over alternate liner systems previously only allowed through the EPA project XL program. No variance from any other requirements of MSWLF criteria, unless already provided for in the existing regulations, are allowed under this rule.

The rule will become effective on **April 21, 2004**

For further information on specific aspects of this rule, contact the EPA's Paul Cassidy, at the Municipal and Industrial Solid Waste Division of the Office of Solid Waste at (703) 308-7281 or by email at [cassidy.paul@epa.gov](mailto:cassidy.paul@epa.gov). For an electronic version of the rule go to <http://www.epa.gov/fedrgstr/> and look in Volume 69, Number 55 for the final published version.

For more information on this and other solid waste issues contact Jeff Crate ([jcrate@daa.com](mailto:jcrate@daa.com)) at (540) 552-0444.

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