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# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

PI  
Outgoing  
4/15/07

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## UTAH DIVISION OF OIL, GAS AND MINING FACSIMILE COVER SHEET

DATE: 13 March 2001  
FAX #: 435-687-2695  
ATTN: Dennis Oakley  
COMPANY: Energy West  
DEPARTMENT: \_\_\_\_\_  
NUMBER OF PAGES: (INCLUDING THIS ONE) 3  
FROM: Jim Smith

If you do not receive all of the pages, or if they are illegible, please call (801)538-5340.  
We are sending from a sharp facsimile machine. Our telecopier number is (801)359-3940.

MESSAGES: we contacted Ralph Bohn at Solid Waste in DEQ with some questions we had on this Permit by Rule:  
1) Is asphalt solid waste or hazardous? → Ans: solid waste  
2) Does this Permit by Rule apply to mines? → No, it applies to disposal facilities, i.e., landfills that were operating when the rules went into effect.

\* However, Ralph said it should not be that hard to get a permit to bury this asphalt - DEQ recently permitted a similar application in Millard County.

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Ralph's phone #: 801-538-6170

## Rule R315-318. Permit by Rule.

As in effect on February 1, 2001

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### R315-318-1. General Requirements.

(1) Any facility that disposes of solid waste, including incinerators, may be permitted by rule upon application to the Executive Secretary if the Executive Secretary determines the facility is regulated by Federal or state agencies which have regulations or rules as stringent as, or more stringent than, Rules R315-301 through R315-320.

(2) No permit by rule may be granted to a new facility, as defined by Subsection R315-301-2(47) or R315-304-3(4), as appropriate, without application to the Executive Secretary.

(3) Any facility permitted by rule is not required to obtain a permit or comply with any other provisions of Rules R315-301 through R315-320 except where operation of the facility may endanger human health or the environment or otherwise violate the provisions of the Solid and Hazardous Waste Act.

### R315-318-2. Facilities Permitted by Rule.

The following existing facilities, as defined by Subsection R315-301-2(21) or R315-304-3(3), as appropriate, are permitted by rule:

(1) solid waste disposal and incineration facilities which are required to operate under the conditions of a state or Federal hazardous waste permit or plan approval;

\* (2) disposal operations or activities which are required to operate under the conditions of a Utah Division of Oil, Gas, and Mining permit or plan approval;

(3) non-commercial underground injection facilities regulated by the Utah Division of Water Quality; and

(4) disposal operations or activities which accept only radioactive waste and are required to operate under the conditions of a Utah Division of Radiation Control permit or plan approval.

### KEY

solid waste management, waste disposal

### **Date of Enactment or Last Substantive Amendment**

May 5, 1999

### **Notice of Continuation**

April 28, 1998

### **Authorizing, Implemented, or Interpreted Law**

19-6-104; 19-6-105; 19-6-108

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Rule converted into HTML by the Division of Administrative Rules.

For questions regarding the *content* or *application* of rules under Title R315, please contact the promulgating agency (Environmental Quality, Solid and Hazardous Waste). A list of agencies with links to their homepages is available at <http://www.state.ut.us/government/agencylist.html>.

For questions about the *rulemaking process*, please contact the Division of Administrative Rules at [rulesonline@state.ut.us](mailto:rulesonline@state.ut.us). *Please Note:* The Division of Administrative Rules is **not able** to answer questions about the content or application of these rules.

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