

NORTH DAKOTA DEPARTMENT OF ENVIRONMENTAL QUALITY
PUBLIC NOTICE OF OPPORTUNITY TO COMMENT

FACILITY NAME: Secure USA LLC – 13 Mile Landfill

APPLICANT: Secure Energy Services USA, LLC d/b/a Secure USA, LLC
5807 West Front Street
Williston, ND 58801

Take notice that the North Dakota Department of Environmental Quality (NDDEQ) proposes to issue both a 1. Radioactive Materials License and a 2. Solid Waste Management Permit to Secure Energy Services USA, LLC d/b/a Secure USA, LLC (Secure) to allow for permanent disposal of Technologically Enhanced Natural Occurring Radioactive Material (TENORM) at the applicant's 13-Mile Landfill (facility) in accordance with the North Dakota Radiological Health Rules and Solid Waste Management Rules, respectively. The facility is located at 13809 – 66th Street NW, Williston, North Dakota 58801. Secure USA LLC's mailing address is 5807 Front Street W, Williston, ND 58801.

These are two separate actions – Please read the information below carefully for instructions on how to provide comment.

RADIOACTIVE MATERIALS LICENSE

1. NOTICE OF INTENT TO ISSUE A RADIATION CONTROL PROGRAM RADIOACTIVE MATERIALS LICENSE TO OPERATE

The NDDEQ proposes to issue a Radioactive Materials License to Secure to allow the facility to accept TENORM-impacted wastes generated during the exploration and production of crude oil and natural gas.

Preliminary evaluations made by NDDEQ staff indicate that the facility will comply with all applicable North Dakota Radiological Health Rules and there will be no significant detrimental effects to members of the public or the environment.

A 30-day public comment period for the draft license will begin on February 6, 2022 and end on March 7, 2022. Comments should be directed in writing to:

Radioactive Materials License Comments
North Dakota Department of Environmental Quality
Division of Waste Management
4201 Normandy Street
Bismarck, ND 58503

Comments may also be submitted electronically to ram@nd.gov. Comments must be received by the end of the public comment period to be considered in the final license determination.

The notice, draft license and application are available for review at the NDDEQ address above and on the Division of Waste Management website at <https://deq.nd.gov/wm/PublicNotices/default.aspx>. A copy of these documents may be obtained by writing to the Division of Waste Management or contacting David Stradinger at (701) 328-6410 or emailing ram@nd.gov.

SOLID WASTE MANAGEMENT FACILITY PERMIT

2. NOTICE OF INTENT TO ISSUE A PERMIT FOR A SOLID WASTE MANAGEMENT FACILITY UNDER THE SOLID WASTE MANAGEMENT RULES

On May 7, 2021, the NDDEQ received a permit application for modification for Secure USA LLC's – 13 Mile Landfill (Secure) oilfield special waste landfill facility. A permit application for renewal and modification was previously submitted on October 14, 2020. A revised application was submitted to the NDDEQ on September 23, 2021 and is included as part of this review.

Secure currently owns and operates an oilfield special waste landfill facility, regulated under Permit 0371 on approximately 160 acres located in the SE1/4 of Section 36, Township 157 North, Range 101 West in Williams County, ND. Secure is proposing to modify their permit to add an additional surface impoundment, and to allow the disposal of TENORM waste up to, but not exceeding 50.0 picocuries per gram (pCi/g) of radium-226 plus radium-228. This review memo will address both the renewal and modifications for the applications submitted on October 14, 2020, May 7, 2021, and September 23, 2021. A revised Plan of Operations was submitted on December 6, 2021. The facility was first permitted in 2013.

The NDDEQ believes that a permit which meets the requirements of the North Dakota Solid Waste Management Rules and is protective of human health and the environment can be issued to Secure USA LLC.

As required by Section 33.1-20-03.1-03 of the North Dakota Administrative Code, the Draft Permit will be available for public review and comment for thirty (30) days following publication of the Public Notice. The public comment period begins February 6, 2022 and ends March 7, 2022. During that time, any interested persons may submit written comments to the Department on the Draft Permit.

Comments, questions and written communication should be directed to:

Solid Waste Management Permit Comments
North Dakota Department of Environmental Quality
Division of Waste Management
4201 Normandy Street
Bismarck, ND 58503

Comments may also be sent via e-mail to solidwaste@nd.gov.

The Draft Permit and Permit Application are available for review during the hours of 8:30 a.m. to 4:00 p.m., Monday through Friday, at the North Dakota Department of Environmental Quality, Division of Waste Management, 4201 Normandy Street, Bismarck, ND. A copy of this Public Hearing Notice is also on the Department's website at: <https://deq.nd.gov/PublicNotice.aspx>

Anyone requiring special access or accommodations to review the Draft Permit may contact the Department at 701-328-5166.

PUBLIC HEARING

The NDDEQ has scheduled a public hearing for these two actions to be held on February 23, 2022 at the Williams County Administration Building in the Williams County Commission Room, 206 E. Broadway, Williston, ND. The schedule for the hearings is as follows:

6:00pm – Public Information Meeting

6:45pm – Public Hearing for Draft Radioactive Materials License and Draft Solid Waste Management Permit

The NDDEQ will consider all comments prior to taking any action on either the License or the Permit.

Dated this 31st day of January 2022.

Charles R. Hyatt, Director
Division of Waste Management
North Dakota Department of Environmental Quality