





[EXTERNAL] RE: Muskogee Community Recycling and Disposal Facility (RDF) Tier III Permit Modification

 **Queen, Jonathan** <jqueen@wcgrp.com>  
To  Kendra Hess  
Cc  Ignaski, Johnna;  gcampbe1@wm.com

 Page 38.pdf  
152 KB

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Thu 11/16/2023 7:43 PM

Kendra  
Please find attached page 38.  
Please feel free to contact us with any questions.  
Thanks

**Jonathan Queen, P.E.**  
Principal

 **Weaver Consultants Group**  
6420 Southwest Blvd. | Suite 206  
Fort Worth, TX 76109  
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From: Kendra Hess <[Kendra.Hess@deq.ok.gov](mailto:Kendra.Hess@deq.ok.gov)>  
Sent: Thursday, November 16, 2023 2:22 PM  
To: Queen, Jonathan <[jqueen@wcgrp.com](mailto:jqueen@wcgrp.com)>  
Cc: Ignaski, Johnna <[jpuhr@wcgrp.com](mailto:jpuhr@wcgrp.com)>  
Subject: RE: Muskogee Community Recycling and Disposal Facility (RDF) Tier III Permit Modification

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Hi Jonathan,

In reviewing the Application I've found that page 38 in Volume I is missing (Sections 8.17 and 8.18). Could you please send it by email as an addendum to the Application?

Thank you,

Kendra

**Kendra Z. Hess, E.I.** | Permitting Engineer  
Solid Waste Permitting Section - Land Protection Division  
Oklahoma Department of Environmental Quality  
Phone: (405) 702-5114



## **8.17 Recordkeeping and Reporting**

In accordance with OAC 252:515-19-40, the operating record of the facility will be maintained on-site or near the facility. The operating record will include all records concerning the planning, construction, operation, closing, and postclosure monitoring of the facility until the postclosure monitoring period is terminated. Among the documents that will be included in the Site Operating Record will be location demonstrations, the daily operation record, monitoring and test results, closure and postclosure plans, cost estimates, and financial assurance documents.






The location demonstration reports include all permits required by local, state and federal agencies concerning all operation at the site. The daily operational record will record operational information including the amount of waste received, any unusual circumstances that may take place during operations, and any other pertinent information regarding the general work carried out at the facility. The monitoring and test results will be maintained in the operating record and submitted to the ODEQ within 60 days of the sampling event. A copy of all groundwater, leachate, stormwater, and gas monitoring data will be kept on-site for review by any local, state, or federal agency for a period of 5 years, at which time the information and records will be transitioned to a third-party document storage facility where it will remain for the life of the facility, including the postclosure monitoring period. Identification of the third-party document storage facility will be maintained in the Site Operating Record at the facility and maintained at the facility for the life of the facility and the postclosure monitoring period. Upon request, records stored at the third-party document storage facility will be retrieved within 72 hours and furnished within 72 hours of retrieval for inspection. Examples of the recordkeeping and reporting forms are included in Appendix S.


The operating record will be maintained and updated to abide by any new regulations for the life of the operating landfill and the closure and postclosure period. Out of state waste will only be accepted at a rate of less than 200 tons/day, unless a Disposal Plan is submitted to ODEQ, consistent with OAC 252:515-19-34 (c) and (d). The Waste Exclusion Plan, included in Appendix O, outlines waste acceptance and the rejection of waste.

## **8.18 Liquid Waste Restriction**

Bulk or non-containerized liquid will not be accepted at the landfill with the exception of: (1) household waste; (2) leachate or gas condensate derived from the landfill which is designed with a composite liner and leachate collection system and is recirculated in accordance with 252:515-13-53; or (3) waste that has been sufficiently bulked or solidified with soil or other previously approved material to pass the paint filter liquid test prior to disposal. The Waste Exclusion Plan, included

[EXTERNAL] Musk RDF - Tier III - Temp Easement for Access

 **Queen, Jonathan** <jqueen@wcgrp.com>  
To  Kendra Hess  
Cc  Anne Marie Smith;  XGuy R Campbell;  Ignaski, Johnna

 You replied to this message on 11/27/2023 3:18 PM.

 2023-11-06 Filed Temporary Easement for Access.pdf 4 MB

  Reply  Reply All  Forward  

Sun 11/26/2023 1:45 PM

Kendra

Please find attached a temporary easement for access for Muskogee RDF that has been filed with the Muskogee County Clerk.  
This temporary easement for access should be inserted in Appendix C of Volume 1 of the Tier III Permit Modification dated 10/13/2023.

We did NOT send a hard copy.

Please feel free to contact us with any questions.  
Thanks

**Jonathan Queen, P.E.**  
Principal

 **Weaver Consultants Group**  
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**TEMPORARY EASEMENT FOR ACCESS**

Pursuant to the Oklahoma Environmental Quality Code (27A O.S. §2-1-101 et seq., including the Solid Waste Management Act, the rules promulgated thereunder, and in accordance with the conditions and requirements of Permit No. 3551020, issued by the Oklahoma State Department of Health, the predecessor in interest to the Oklahoma Department of Environmental Quality (DEQ) on July 13, 1981, Waste Management of Oklahoma, Inc., its successors and assigns, hereinafter referred to as Grantor, does hereby grant unto the DEQ, including its contractors, employees, and its successors and assigns, the right of access for purposes of performing closure, post-closure monitoring, or corrective action in the event of default by the owner or operator. The Easement is granted over and across the following described land, situated in Muskogee County, State of Oklahoma:

Tract 1 (the landfill permitted boundary area): The Muskogee Community Recycling and Disposal Facility permit boundary (Permit No. 3551020) as described in the attached legal description.

This Temporary Easement for Access is given subject to the following conditions:

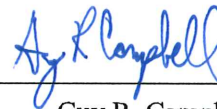
1. The Grantor hereby grants unto the DEQ an easement and right-of-way over and across Tract 1 (the area within the landfill permit boundary), above set out, for access to said Tract 1 for the purposes of conducting closure and post-closure activities and/or corrective action as prescribed by the laws of the State of Oklahoma and Rules of the DEQ;
2. This Easement is temporary and shall become null and void upon certification by the DEQ that post-closure and/or corrective action has been properly completed.

This Easement shall be binding upon the heirs, successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the Grantor has hereunto set his this 1<sup>st</sup> day of November, 2023.

WHEN RECORDED MAIL TO:

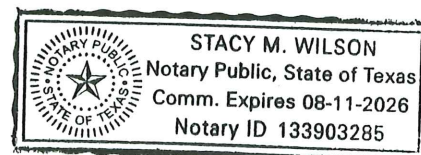
NAME: Jonathan V. Queen  
ADDRESS: 6420 Southwest Blvd., Ste. 206  
CITY: Fort Worth  
STATE: Texas 76109



Guy R. Campbell  
Engineering Manager

STATE OF OKLAHOMA )  
 )  
COUNTY OF OKLAHOMA )

SS:

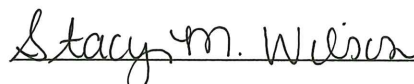


Before me, the undersigned, a Notary Public within and for said County and State, on this 1<sup>st</sup> day of November, 2023, personally appeared Guy R. Campbell, to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed, for the uses and purposes therein set forth.

Witness my hand and the official seal the date above written.

My Commission Expires:

August 11, 2026



Notary Public













LEGAL DESCRIPTION:

A TRACT OF LAND IN U.S. GOVERNMENT LOTS 3, 4, 5, 6, AND PART OF U.S. GOVERNMENT LOTS 1 AND 2, AND THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, AND PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, ALL IN SECTION 6, TOWNSHIP 14 NORTH, RANGE 18 EAST, IB&M MUSKOGEE COUNTY, STATE OF OKLAHOMA, AND MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 6;

THENCE SOUTH 01°20'22" EAST, ALONG THE EAST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 6 (ASSUMED FOR THE BASIS OF BEARINGS FOR THIS TRACT), A DISTANCE OF 2652.95 FEET (NORTHERLY, 2665.74 FEET—RECORD BK. 2498, PG. 604) TO THE SOUTHEAST CORNER THEREOF;

THENCE SOUTH 88°22'30" WEST, ALONG THE SOUTH LINE OF SAID EAST HALF OF THE NORTHEAST QUARTER, A DISTANCE OF 1322.23 FEET (EASTERLY, 1320.00 FEET—RECORD BK. 2498, PG. 604) TO THE SOUTHWEST CORNER OF SAID EAST HALF OF THE NORTHEAST QUARTER;

THENCE NORTH 01°20'15" WEST, ALONG THE WEST LINE OF SAID EAST HALF OF THE NORTHEAST QUARTER, A DISTANCE OF 809.44 FEET;

THENCE NORTH 88°17'07" EAST, A DISTANCE OF 55.00 FEET (NORTH 88°13'38" EAST—RECORD BK. 2498, PG. 603);

THENCE NORTH 01°20'15" WEST, A DISTANCE OF 550.00 FEET (NORTH 01°25'25" WEST—RECORD BK. 2498, PG. 603);

THENCE SOUTH 88°17'07" WEST, A DISTANCE OF 55.00 FEET (SOUTH 88°13'38" WEST—RECORD BK. 2498, PG. 603) TO A POINT IN THE WEST LINE OF SAID EAST HALF OF THE NORTHEAST QUARTER AND EAST LINE OF SAID GOVERNMENT LOT 2;

THENCE NORTH 01°20'15" WEST, ALONG SAID WEST LINE OF THE EAST HALF AND EAST LINE OF SAID GOVERNMENT LOT 2, A DISTANCE OF 890.00 FEET TO A POINT 400.00 FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT 2 (AS MEASURED ALONG THE EAST LINE THEREOF);

THENCE SOUTH 88°13'23" WEST, ALONG A LINE 400.00 FEET SOUTHERLY OF AND PARALLEL WITH THE NORTH LINE OF SAID GOVERNMENT LOT 2, A DISTANCE OF 1322.17 FEET (SOUTH 88°13'28" WEST, 1322.19 FEET—RECORD BK. 4846, PG. 546) TO A POINT IN THE EAST LINE OF SAID GOVERNMENT LOT 3, BEING 400.00 FEET SOUTHERLY OF THE NORTHEAST CORNER OF SAID GOVERNMENT LOT 3 (AS MEASURED ALONG THE EAST LINE THEREOF);

THENCE SOUTH 01°20'07" EAST, ALONG THE EAST LINE OF SAID GOVERNMENT LOT 3, SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, AND SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, A DISTANCE OF 3,577.94 FEET (SOUTH 01°29'43" EAST—RECORD BK. 2288, PG. 285) TO THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER;

THENCE SOUTH 88°33'57" WEST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER AND SAID GOVERNMENT LOT 6, A DISTANCE OF 2461.57 FEET (SOUTH 88°36'06" EAST, 2469.03 FEET—RECORD BK. 2288, PG. 285), TO THE WEST LINE OF SAID SECTION 6 AND SOUTHWEST CORNER OF SAID GOVERNMENT LOT 6;

THENCE NORTH 01°23'16" WEST, ALONG THE WEST LINE OF SAID GOVERNMENT LOT 6 AND SAID SECTION 6, A DISTANCE OF 1323.79 FEET (NORTH 01°32'40" EAST, —RECORD BK. 2288, PG. 285) TO THE SOUTHWEST CORNER OF SAID GOVERNMENT LOT 5;

THENCE NORTH 01°32'06" WEST, ALONG THE WEST LINE OF SAID GOVERNMENT LOT 5 AND GOVERNMENT LOT 4 AND SAID SECTION 6, A DISTANCE OF 2639.48 FEET (NORTH 01°32'40" EAST—RECORD BK. 2288, PG. 285) TO THE NORTHWEST CORNER OF SAID GOVERNMENT LOT 4 AND SAID SECTION 6;

THENCE NORTH 88°13'33" EAST, ALONG THE NORTH LINE OF SAID GOVERNMENT LOT 4, SAID GOVERNMENT LOT 3, AND SAID SECTION 6, A DISTANCE OF 2472.05 FEET (NORTH 88°13'38" EAST, 2472.45 FEET—RECORD BK. 2288, PG. 285) TO THE NORTHWEST CORNER OF SAID GOVERNMENT LOT 2;

THENCE NORTH 88°13'23" EAST, ALONG THE NORTH LINE OF SAID GOVERNMENT LOT 2, SAID GOVERNMENT LOT 1, AND SAID SECTION 6, A DISTANCE OF 2644.30 FEET TO THE POINT OF BEGINNING AND CONTAINING 13,794,048 SQUARE FEET OR 316.6677 ACRES OF LAND MORE OR LESS.

THIS PROPERTY DESCRIPTION WAS PREPARED ON OCTOBER 10, 2023 BY MICHAEL D. BYTNER, LICENSED PROFESSIONAL LAND SURVEYOR NO. 1986 BASED ON FIELD SURVEYS PERFORMED OCTOBER 19, 2022 AND COMPLETED JUNE 15, 2023.

SURVEY NOTES:

1. BASIS OF BEARINGS: AN ASSUMED MEASURED BEARING OF SOUTH 01°22'11" EAST FOR THE EAST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 6 WAS HELD AS THE BASIS OF BEARINGS FOR THIS SURVEY, RELATIVE TO LOCAL SITE CONTROL FOR THE MUSKOGEE LANDFILL AS PROVIDED BY WASTE MANAGEMENT OF OKLAHOMA, INC. COORDINATES SHOWN HEREON ARE RELATIVE TO SAID LOCAL SITE CONTROL. ELEVATIONS SHOWN HEREON ARE RELATIVE TO A LOCAL SITE VERTICAL DATUM. (SEE LOCAL SITE CONTROL TABLE BELOW)

2. THIS SURVEY IS THE RESULT OF AN ON THE GROUND SURVEY PERFORMED BY WCG ON OCTOBER 19, 2022 AND CONCLUDING ON JUNE 15, 2023.

3. THIS SURVEY WAS COMPLETED WITH THE BENEFIT OF A TITLE SEARCH PERFORMED BY JENKINS & WALKER ENERGY PARTNERS.

4. ALL SET IRON RODS ARE 5/8" REBAR WITH CAP STAMPED "WEAVER CONSULTANTS GROUP 3804." ALL MAG NAILS SET WITH WASHER ARE STAMPED "W.C.G. FIRM 3804."

5. CONTROL POINTS 100 AND 300—306 SHOWN BELOW SET BY WCG ON OCTOBER 19, 2022.

6. THIS SURVEY WAS PREPARED FOR PERMITTING PURPOSES ONLY.

| Local Site Control |           |            |           |                     |
|--------------------|-----------|------------|-----------|---------------------|
| Aerial Target      | Northing  | Easting    | Elevation | Description         |
| AT-1               | 272111.90 | 2728827.89 | 636.97    | Red Capped Iron Rod |
| AT-2               | 274207.95 | 2726284.08 | 629.85    | PK Nail             |
| AT-4               | 274286.05 | 2728829.98 | 623.31    | PK Nail             |
| AT-5               | 270433.37 | 2731400.21 | 654.94    | Iron Rod            |
| AT-7               | 271757.63 | 2731442.60 | 632.04    | Iron Rod            |
| AT-8               | 274365.09 | 2731391.83 | 622.03    | PK Nail             |

| SITE CONTROL SET BY WCG |           |             |           |                            |
|-------------------------|-----------|-------------|-----------|----------------------------|
| POINT                   | NORTHING  | EASTING     | ELEVATION | DESCRIPTION                |
| 100                     | 271496.99 | 2731428.573 | 634.89    | SET MAG NAIL NEAR SCALE    |
| 300                     | 270343.28 | 2728831.62  | 638.97    | 1/2" IR WITH RED CAP "WCG" |
| 301                     | 270232.00 | 2727003.91  | 612.73    | 1/2" IR WITH RED CAP "WCG" |
| 302                     | 271278.11 | 2726567.96  | 641.74    | 1/2" IR WITH RED CAP "WCG" |
| 303                     | 274279.05 | 2726653.24  | 626.97    | 1/2" IR WITH RED CAP "WCG" |
| 304                     | 274142.87 | 2726349.73  | 630.25    | 1/2" IR WITH RED CAP "WCG" |
| 305                     | 274325.77 | 2731352.46  | 622.59    | 1/2" IR WITH RED CAP "WCG" |
| 306                     | 272027.50 | 2728823.41  | 637.69    | 1/2" IR WITH RED CAP "WCG" |

CERTIFICATE OF SURVEY:

THIS PLAT OF SURVEY MEETS THE OKLAHOMA MINIMUM STANDARDS FOR THE PRACTICE OF LAND SURVEYING AS ADOPTED BY THE OKLAHOMA STATE BOARD OF LICENSURE FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS.



*Michael D. Bytner*

MICHAEL D. BYTNER, PLS #1986  
WEAVER CONSULTANTS GROUP, LLC  
35 E. WACKER DRIVE, STE 1250  
CHICAGO, IL 60601 817-735-9770  
OKPELS SURVEY FIRM NO. 3804

I-2023-011648 Book 4877 Pg 239  
11/06/2023 11:34am Pg 0236-0239  
Fee: \$24.00 Doc: \$0.00  
POLLY IRVING - Muskogee County Clerk  
State of OK

EXHIBIT A: METES & BOUNDS DESCRIPTION  
U.S. GOVERNMENT LOTS 3, 4, 5, 6, AND PART OF U.S. GOVERNMENT LOTS 1 AND 2,  
SECTION 6, TOWNSHIP 14 NORTH, RANGE 18 EAST, IB&M MUSKOGEE COUNTY, STATE OF OKLAHOMA

| REVISION DESCRIPTION |  | DATE | BY |
|----------------------|--|------|----|
|                      |  |      |    |
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|                      |  |      |    |



WEAVER CONSULTANTS GROUP, LLC  
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DRAWN BY: TJP  
REVIEWED BY: AJW  
DATE: 10/13/2023  
FILE: 0086-364-11-19  
SEE PLOT STAMP