



State of Utah

SPENCER J. COX
Governor

DEIDRE HENDERSON
Lieutenant Governor

Department of
Environmental Quality

Kimberly D. Shelley
Executive Director

DIVISION OF WASTE MANAGEMENT
AND RADIATION CONTROL
Ty L. Howard
Director

March 29, 2021

The Deseret News
Legal Advertising Department

EMAIL: legals@deseretnews.com

RE: Account #9001350993

To Whom It May Concern:

This email constitutes authorization to publish the attached NOTICE in the Deseret Morning News on April 2, 2021.

Please send invoice and affidavit of publication to:

Ty L. Howard, Director
Division of Waste Management and Radiation Control
P.O. Box 144880
Salt Lake City, UT 84114-4880

Enclosure: Public Notice

c: Jeff Coombs, EHS, Health Officer, Tooele County Health Department
Bryan Slade, Environmental Health Director, Tooele County Health Department
EnergySolutions General Correspondence Email
LLRW General Correspondence Email
Jared Mendenhall (Email), Kaci McNeill (Email), Tom Ball (Email), Larene Wyss (Email)
Facility File, Public Participation File, Alisa Westenskow

DRC-2021-003926

195 North 1950 West • Salt Lake City, UT
Mailing Address: P.O. Box 144880 • Salt Lake City, UT 84114-4880
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March 29, 2021

Salt Lake Tribune
Legal Advertising Department

EMAIL: legals@sltrib.com

RE: Account #SLT0010250

To Whom It May Concern:

This email constitutes authorization to publish the attached NOTICE in the Salt Lake Tribune on April 4, 2021.

Please send invoice and affidavit of publication to:

Ty L. Howard, Director
Division of Waste Management and Radiation Control
P.O. Box 144880
Salt Lake City, UT 84114-4880

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March 29, 2021

Tooele Transcript Bulletin
Tooele, UT 84074
Email: tbp@tooeletranscript.com

To Whom It May Concern:

This email constitutes authorization to publish the attached NOTICE in the Tooele Transcript Bulletin on April 1, 2021.

Please send invoice and affidavit of publication to:

Ty L. Howard, Director
Division of Waste Management and Radiation Control
P.O. Box 144880
Salt Lake City, UT 84114-4880

Enclosure: Public Notice

c: Jeff Coombs, EHS, Health Officer, Tooele County Health Department
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Utah Department of Environmental Quality
Division of Waste Management and Radiation Control
NOTICE OF PUBLIC COMMENT ON
EnergySolutions, LLC
Mixed Waste Facility
UTD982598898

Treatment Variance Request for Treatment and Disposal of Lithium and Lithium-Ion Batteries

The public comment period to receive comments on this Treatment Variance Request will commence on April 5, 2021 and end on May 4, 2021. A public hearing on these issues will be held upon request.

Lithium and lithium-ion batteries typically exhibit the hazardous characteristics of ignitability (D001) and reactivity (D003). Regulations in UAC R315-268-40 require that these characteristic hazards be deactivated to remove the characteristic prior to land disposal. As an alternative, UAC R315-268-45 allows hazardous debris to be treated using an immobilization technology (e.g., macroencapsulation). However, the Environmental Protection Agency (EPA) has ruled that intact batteries are containers and not considered debris.

EnergySolutions proposes to manage this waste by directly macroencapsulating the intact batteries as if they were debris. Macroencapsulation is a permitted treatment technology that isolates hazardous waste from the environment, eliminating the potential for harmful reactions from exposure to the environment.

Final disposal of the waste will occur in the Mixed Waste Disposal Cell at the EnergySolutions Mixed Waste Facility.

The public comment period to receive comments on the proposed action will commence on April 5, 2021 and end on May 4, 2021. A public hearing on these issues will be held upon request.

Documents related to this application can be reviewed on the Internet at: <https://deq.utah.gov/waste-management-and-radiation-control/waste-management-radiation-control-public-notice>

Written comments will be accepted if received by 5:00 p.m. on May 4, 2021. Comments should be submitted to the address below or by electronic mail as detailed below.

Ty L. Howard, Director
Division of Waste Management and Radiation Control
Department of Environmental Quality
P.O. Box 144880
Salt Lake City, UT 84114-4880

Comments can also be sent by electronic mail to: dwmrpublic@utah.gov. Comments sent in electronic format should be identified by putting the following in the subject line: Public Comment on EnergySolutions Treatment Variance Request. All documents included in comments should be submitted as ASCII (text) files or in pdf format.

Under Utah Code Section 19-1-301.5 a person who wishes to challenge a Permit Order may only raise an issue or argument during an adjudicatory proceeding that was raised during the public comment period and was supported with sufficient information or documentation to enable the director to fully consider the substance and significance of the issue.

For further information contact Otis Willoughby of the Division of Waste Management and Radiation Control at (801) 536-0220. In compliance with the Americans with Disabilities Act, individuals with special needs (including auxiliary communicative aids and services) should contact Larene Wyss, Office of Human Resources at (801) 536-4284, Telecommunications Relay Service 711, or by email at "lwyss@utah.gov".