



State of Utah

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Department of  
Environmental Quality

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*Executive Director*

DIVISION OF WASTE MANAGEMENT  
AND RADIATION CONTROL  
Scott T. Anderson  
*Director*

March 15, 2017

Eric Urbani  
Promontory Point Resources  
32 East Exchange Place, Suite 100  
Salt Lake City, UT 84111

RE: Permit Modification  
Promontory Point Landfill  
Box Elder County

Dear Mr. Urbani:

Enclosed is the approved permit modification for Promontory Point Landfill Facility, in Box Elder County, Utah. This modification addressed the new owners and operators, a new landfill design and a new financial assurance mechanism. The public comment period on the permit modification request began November 2, 2016 and ended on December 7, 2016. Comments were received and responses were provided by this office.

Prior to acceptance and disposal of any solid waste at Promontory Landfill Facility, the following items must be submitted to the Division for review and approval.

1. Ground Water monitoring requirements outlined in Section III.F of the Permit.
2. Final Standby Trust Agreement, to fulfill financial assurance mechanism, as addressed in Section IV.D. The proposed changes that were made to the text of our Standby Trust Agreement for your financial assurance mechanism cannot be approved. A copy of the approved Standby Trust Agreement is enclosed with this letter. A revised Standby Trust Agreement must be resubmitted with the appropriate signatures with approved payment bonds.
3. Contracts with local governments must be approved prior to receipt of solid waste as outlined in Section I.B, Acceptable Waste and Section V.G, Contract, of the permit.

The expiration date of this permit remains August 31, 2021 as shown on the permit page. If renewal of this permit is desired, a renewal application should be submitted 180 days prior to the permit expiration date.

DSHW-2017-001090

195 North 1950 West • Salt Lake City, UT  
Mailing Address: P.O. Box 144880 • Salt Lake City, UT 84114-4880  
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If you have any questions, please call Matt Sullivan at (801) 536-0241.

Sincerely,



Scott T. Anderson, Director  
Division of Waste Management and Radiation Control

STA/MBS/kl

Enclosure: Permit Modification  
DSHW-2016-0011981  
DSHW-2016-0011982  
DSHW-2016-0011983  
DSHW-2016-0011984  
DSHW-2016-0011985

c: Lloyd C. Berentzen, MBA, Health Officer, Bear River Health Department  
Grant Koford, EHS, Environmental Health Director, Bear River Health Department

**DIVISION OF WASTE MANAGEMENT AND RADIATION CONTROL  
PERMIT RENEWAL**

**Promontory Point Landfill  
CLASS I LANDFILL**

Pursuant to the provisions of the *Utah Solid and Hazardous Waste Act*, Title 19, Chapter 6, Part 1, Utah Code Annotated (UCA) 1953, as amended (the Act) and the *Utah Solid Waste Permitting and Management Rules*, Utah Administrative Code (UAC) R315-301 through 320 adopted thereunder, a Permit is issued to

Promontory Point Resources, LLC  
as owner and operator

to own, construct and operate the Promontory Point Landfill located at and around the surrounding vicinities of Section 19, Township 6 North, Range 5 West, Salt Lake Base and Meridian, Box Elder County, Utah as shown in the permit renewal application that was determined complete on May 25, 2011, Tracking Number 2008.02932.

Promontory Point Resources, LLC (Permittee) is subject to the requirements of UAC R315-301 through 320 and the requirements set forth herein.

All references to UAC R315-301 through 320 are to regulations that are in effect on the date that this Permit becomes effective.

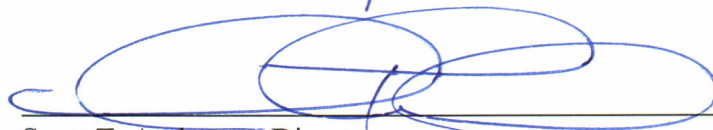
This Permit became effective: September 1, 2011

This Permit shall expire at midnight August 31, 2021

Closure Cost Revision Date: August 31, 2016

Permit signed the 1<sup>st</sup> day of September, 2011

Modification signed the 15<sup>th</sup> day of March, 2017



Scott T. Anderson, Director  
Division of Waste Management and Radiation Control

## FACILITY OWNER/OPERATOR INFORMATION

LANDFILL NAME: Promontory Point Landfill

OWNER NAME: Promontory Point Resources, LLC

OWNER ADDRESS: 32 East Exchange Place  
Suite 100  
Salt Lake City, Utah 84111

OWNER PHONE NO.: (435) 414-9880

OPERATOR NAME: same as owner

OPERATOR ADDRESS: same as owner

OPERATOR PHONE NO.: same as owner

TYPE OF PERMIT: Class I Landfill

PERMIT NUMBER: 0202R1

LOCATION: Landfill site is located in Township 6 North, Range 5 West, Section 19, SLBM, Box Elder County (and all other geographical coordinates as outlined in the application); Latitude: 41° 12' 55", Longitude: 112° 28' 5".

DIRECTIONS TO FACILITY: Location of site is on the west side of the southern tip of the Promontory Point Peninsula. Access routes considered to the landfill are by way of the Union Pacific Railroad causeway, a private dike or a county road from the north connecting to State Route 83.

PERMIT HISTORY: Permit was signed September 1, 2011.  
Permit Modification #1 was approved on July 16, 2015. This was a minor modification in accordance with UAC R315-311-2(a)(ix) changing the name of the owner and operator from *Utah Landfill & Ballast, LLC* to *Promontory Landfill, LLC*.  
Permit Modification #2 was approved on March 15, 2017. This was a major modification in accordance with UAC R315-311-2(1)(d) changing the name of the owner and operator and landfill name from *Promontory Landfill, LLC* and *Promontory Landfill* to *Promontory Point Resources, LLC* and *Promontory Point Landfill*, respectively. It also included modifications to the landfill design, construction and closure and post-closure cost estimates.

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The term "Permit," as used in this permit is defined in UAC R315-301-2(55). The term "Director" as used in this permit, refers to the Director of the Division of Waste Management and Radiation Control.

The renewal application September 8, 2008, *Promontory Landfill LLC Class I Landfill Permit Application*, Tracking Number 2008.02932, was deemed complete on the date shown on the signature page of this Permit.

Attachments to this permit are hereby incorporated into this Permit. All representation made in the attachments are part of this Permit and are enforceable under UAC R315-301-5(2). Where differences in wording exist between this Permit and the attachments, the wording of this Permit supersedes that of the attachments.

Compliance with this Permit does not constitute a defense to actions brought under any other local, state or federal laws. This Permit does not exempt the Permittee from obtaining any other local, state or federal approvals required for the facility operation.

The issuance of this Permit does not convey any property rights, other than the rights inherent in this Permit, in either real or personal property, or any exclusive privileges other than those inherent in this Permit. Nor does this Permit authorize any injury to private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations, including zoning ordinances.

The provisions of this Permit are severable. If any provision of this Permit is held invalid for any reason, the remaining provisions shall remain in full force and effect. If the application of any provision of this Permit to any circumstance is held invalid, its application to other circumstances shall not be affected.

By this Permit, the Permittee is subject to the following conditions.