

SECTION V

**TECHNICAL MEMORANDUM:
EXCLUSION OF A SURFACE WATER MANAGEMENT PLAN**

TECHNICAL MEMORANDUM

Subject: Exclusion of a Surface Water Management Plan for the West Hawai'i Sanitary Landfill, Waikoloa, Hawai'i

The West Hawai'i Sanitary Landfill (WHSL) Solid Waste Operating Permit No.LF-0072-93, dated September 28, 1993, issued by the State of Hawai'i Department of Health (DOH), has no specific requirements for a Surface Water Management Plan (SWMP). Pursuant to the *surface water requirements* in the Federal Resource Conservation and Recovery Act (RCRA) Subtitle D regulations 40 Code of Federal Regulations §258.27, and Hawai'i Administrative Rules (HAR) Title 11, Chapter 58.1-15(h):

Municipal solid waste landfill units shall not:

- (a) Cause a discharge of pollutants into waters of the United States, including wetlands, that violates any requirements of the Clean Water Act, including, but not limited to, the National Pollutant Discharge Elimination System (NPDES) requirements, pursuant to section 402.
- (b) Cause the discharge of a nonpoint source of pollution to waters of the United States, including wetlands, that violates any requirement of an area-wide or State-wide water quality management plan that has been approved under section 208 or 319 of the Clean Water Act, as amended.

The DOH issued a letter dated October 28, 1998, which indicates that coverage under the NPDES general permit at the WHSL is not required at that time as there is no discharge of storm water run-off from the facility. A copy of the NPDES no exposure certification letter is provided Section IX of this Site Operations Manual (WHSL Facility Permits).

Details of the run-on and run-off control systems at the WHSL are outlined in the *WHSL Operations Plan*, included in Section II of this Site Operations Manual. In addition, a *Spill Prevention, Control and Countermeasures (SPCC) Plan* was developed for the WHSL and is included in Section IV of this Site Operations Manual. These plans provide additional reference for mitigating and/or eliminating nonpoint sources of discharge from the WHSL.