

**§ 60.1060**

**40 CFR Ch. I (7-1-04 Edition)**

**§ 60.1060 What steps must I complete for my materials separation plan?**

- (a) For your materials separation plan, you must complete nine steps:
- (1) Prepare a draft materials separation plan.
  - (2) Make your draft plan available to the public.
  - (3) Hold a public meeting on your draft plan.
  - (4) Prepare responses to public comments received during the public comment period on your draft plan.
  - (5) Prepare a revised materials separation plan.
  - (6) Discuss the revised plan at the public meeting for review of the siting analysis.
  - (7) Prepare responses to public comments received on your revised plan.
  - (8) Prepare a final materials separation plan.
  - (9) Submit the final materials separation plan.
- (b) You may use analyses conducted under the requirements of 40 CFR part 51, subpart I, or part 52, to comply with some of the materials separation requirements of this subpart.

**§ 60.1065 What must I include in my draft materials separation plan?**

- (a) You must prepare and submit a draft materials separation plan for your municipal waste combustion unit and its service area.
- (b) Your draft materials separation plan must identify a goal and an approach for separating certain components of municipal solid waste for a given service area prior to waste combustion and making them available for recycling. A materials separation plan may include such elements as dropoff facilities, buy-back or deposit-return incentives, programs for curbside pick-up, and centralized systems for mechanical separation.
- (c) Your materials separation plan may include different goals or approaches for different subareas in the service area.
- (d) Your materials separation plan may exclude materials separation activities for certain subareas or, if warranted, the entire service area.

**§ 60.1070 How do I make my draft materials separation plan available to the public?**

- (a) Distribute your draft materials separation plan to the main public libraries in the area where you will construct the municipal waste combustion unit.
- (b) Publish a notice of a public meeting in the main newspapers that serve two areas:
- (1) The area where you will construct the municipal waste combustion unit.
  - (2) The areas where the waste that your municipal waste combustion unit combusts will be collected.
- (c) Include six items in your notice of the public meeting:
- (1) The date of the public meeting.
  - (2) The time of the public meeting.
  - (3) The location of the public meeting.
  - (4) The location of the public libraries where the public can find your materials separation plan. Include the normal business hours of each library.
  - (5) An agenda of the topics that will be discussed at the public meeting.
  - (6) The beginning and ending dates of the public comment period on your draft materials separation plan.

**§ 60.1075 When must I accept comments on the materials separation plan?**

- (a) You must accept verbal comments at the public meeting.
- (b) You must accept written comments anytime during the period that begins on the date the document is distributed to the main public libraries and ends 30 days after the date of the public meeting.

**§ 60.1080 Where and when must I hold a public meeting on my draft materials separation plan?**

- (a) You must hold a public meeting and accept comments on your draft materials separation plan.
- (b) You must hold the public meeting in the county where you will construct the municipal waste combustion unit.
- (c) You must schedule the public meeting to occur at least 30 days after you make your draft materials separation plan available to the public.
- (d) You may combine the public meeting with any other public meeting

## Environmental Protection Agency

## § 60.1100

required as part of any other Federal, State, or local permit review. However, you may not combine it with the public meeting required for the siting analysis under “Preconstruction Requirements: Siting Analysis” (§60.1140).

(e) You are encouraged to address eight topics at the public meeting for your draft materials separation plan:

(1) Expected size of the service area for your municipal waste combustion unit.

(2) Amount of waste you will collect in the service area.

(3) Types and estimated amounts of materials proposed for separation.

(4) Methods proposed for materials separation.

(5) Amount of residual waste for disposal.

(6) Alternate disposal methods for handling the residual waste.

(7) Where your responses to public comments on the draft materials separation plan will be available for inspection.

(8) Where your revised materials separation plan will be available for inspection.

(f) You must prepare a transcript of the public meeting on your draft materials separation plan.

### **§ 60.1085 What must I do with any public comments I receive during the public comment period on my draft materials separation plan?**

You must do three steps:

(a) Prepare written responses to any public comments you received during the public comment period. Summarize the responses to public comments in a document that is separate from your revised materials separation plan.

(b) Make the comment response document available to the public in the service area where you will construct your municipal waste combustion unit. You must distribute the document at least to the main public libraries used to announce the public meeting.

(c) Prepare a revised materials separation plan for the municipal waste combustion unit that includes, as appropriate, changes made in response to any public comments you received during the public comment period.

### **§ 60.1090 What must I do with my revised materials separation plan?**

You must do two tasks:

(a) As specified under “Reporting” (§60.1375), submit five items to the Administrator by the date you submit the application for a construction permit under 40 CFR part 51, subpart I, or part 52. (If you are not required to submit an application for a construction permit under 40 CFR part 51, subpart I, or part 52, submit five items to the Administrator by the date of your notice of construction under §60.1380):

(1) Your draft materials separation plan.

(2) Your revised materials separation plan.

(3) Your notice of the public meeting for your draft materials separation plan.

(4) A transcript of the public meeting on your draft materials separation plan.

(5) The document that summarizes your responses to the public comments you received during the public comment period on your draft materials separation plan.

(b) Make your revised materials separation plan available to the public as part of the siting analysis procedures under “Preconstruction Requirements: Siting Analysis” (§60.1130).

### **§ 60.1095 What must I include in the public meeting on my revised materials separation plan?**

As part of the public meeting for review of the siting analysis, as specified under “Preconstruction Requirements: Siting Analysis” (§60.1140), you must discuss two areas:

(a) Differences between your revised materials separation plan and your draft materials separation plan discussed at the first public meeting (§60.1080).

(b) Questions about your revised materials separation plan.

### **§ 60.1100 What must I do with any public comments I receive on my revised materials separation plan?**

(a) Prepare written responses to any public comments and include them in the document that summarizes your responses to public comments on the siting analysis.