

NOTICE OF PROPOSED CHANGES IN THE  
REGULATIONS OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

The Department of Environmental Conservation proposes to adopt regulation changes in Title 18, Chapters 50, 60, 63, 70, 72, 75 and 83 of the Alaska Administrative Code, dealing with the sunset of the Alaska Coastal Management Program. The changes would include the following:

- Repeal a section of 18 AAC 50.035 that adopts by reference a summary of Coastal Area Boundaries approved by the Alaska Coastal Policy Council
- Amend 18 AAC 60.210 to address solid waste application requirements
- Repeal a section of 18 AAC 60.215 that addresses criteria for issuing or denying a solid waste research, development and demonstration permit
- Amend 18 AAC 60.255 to address solid waste general permit requirements
- Amend 18 AAC 60.510 to address permit requirements for applying biosolids to land
- Amend and repeal sections of 18 AAC 63.030 to address application requirements for hazardous waste management facilities
- Amend 18 AAC 70.015 to address the public participation and intergovernmental review procedures under the state's antidegradation policy
- Amend and repeal sections of 18 AAC 72.225 to address the requirements for approval to construct wastewater treatment systems
- Amend 18 AAC 75.410 to address the requirements for approval of an oil discharge prevention and contingency plan
- Amend 18 AAC 75.415 to address the notification requirements for amendments to oil discharge prevention and contingency plans
- Amend 18 AAC 75.455 to address the department's review procedures for oil discharge prevention and contingency plans or nontank vessel equivalent plans
- Amend 18 AAC 75.990 to delete "an area that merits special attention" from the definition of "environmentally sensitive area" and to delete the definition for "affected coastal district"
- Amend 18 AAC 83.120 to address the department's notice requirements for Alaska Pollutant Discharge Elimination System permits

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Gary Mendivil, Environmental Program Specialist, Office of the Commissioner, Department of Environmental Conservation, at P.O. Box 111800, Juneau, AK 99811-1800. Additionally, the Department of Environmental Conservation will accept comments by facsimile at 907-465-5070 and by electronic mail at [gary.mendivil@alaska.gov](mailto:gary.mendivil@alaska.gov). The comments must be received no later than 5:00 p.m. on November 14, 2011.

The State of Alaska, Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need a special accommodation in order to participate in this public process, please contact Deborah Pock at (907) 269-0291 or TDD Relay Service 1-800-770-8973/TTY or dial 711 by November 7, 2011 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Gary Mendivil at 907-465-5061 or [gary.mendivil@alaska.gov](mailto:gary.mendivil@alaska.gov), or go to: <http://dec.alaska.gov/regulations/index.htm>.

After the public comment period ends, the Department of Environmental Conservation will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.** Written comments received are public records and are subject to public inspection.

**Statutory Authority:** AS 44.46.020; AS 46.03.020; AS 46.04.070

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 46.03.020; AS 46.03.100; AS 46.03.110; AS 46.03.313; AS 46.04.030

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

Date: October 6, 2011

A handwritten signature in black ink, appearing to read "Larry Hartig", written over a horizontal line.

Larry Hartig, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION  
(AS 44.62.190(d))

1. Adopting agency: Department of Environmental Conservation
2. General subject of regulation: Repeal of Alaska Coastal Management Program Citations
3. Citation of regulation (may be grouped): 18 AAC 50, 18 AAC 60, 18 AAC 63, 18 AAC 70, 18 AAC 72, 18 AAC 75, 18 AAC 83
4. Reason for the proposed action:  
 compliance with federal law  
 compliance with new or changed state statute  
 compliance with court order  
 development of program standards  
 other: (please list) \_\_\_\_\_
5. Appropriation/Allocation: \_\_\_\_\_

6. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year	Subsequent Years
	FY 12	FY 13
Operating Cost	\$ <u>0</u>	\$ <u>0</u>
Capital Cost	\$ <u>0</u>	\$ <u>0</u>
Federal receipts	\$ <u>0</u>	\$ <u>0</u>
General fund match	\$ <u>0</u>	\$ <u>0</u>
General fund	\$ <u>0</u>	\$ <u>0</u>
General fund/ program receipts	\$ <u>0</u>	\$ <u>0</u>
General fund/ mental health	\$ <u>0</u>	\$ <u>0</u>
Other funds (specify)	\$ <u>0</u>	\$ <u>0</u>

7. The name of the contact person for the regulations:

Name	Gary Mendivil
Title	Environmental Program Specialist
Address	P.O. Box 111800 Juneau, AK 99811-1800
Telephone	907-465-5061
E-mail address	<a href="mailto:gary.mendivil@alaska.gov">gary.mendivil@alaska.gov</a>

8. The origin of the proposed action:

- staff of state agency  
 federal government  
 general public  
 petition for regulation change  
 other (please list) \_\_\_\_\_

9. Date: Oct 6, 2011

Prepared by: \_\_\_\_\_

  
Gary Mendivil  
Environmental Program Specialist  
DEC Office of the Commissioner  
Telephone: 907-465-5061