



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Environmental
Conservation

OFFICE OF THE COMMISSIONER

P.O. Box III800
Juneau, Alaska 99811-1800
Main: (907) 465-5066
Fax: (907) 465-5070

June 6, 2024

Jim and Nancy Oliver
Safety Waste Incineration
8050 S. Alix Drive
Wasilla, AK 99623

Re: Request for Adjudicatory Hearing – Safety Waste Permit Renewal Denial

Dear Mr. and Mrs. Oliver:

On May 30, 2024, the Alaska Department of Environmental Conservation (DEC) received your request for an adjudicatory hearing on the Environmental Health Division's denial of your request to renew of permit SWZA102-24 for your facility located at 8050 S. Alix Drive in Wasilla, Alaska.

As provided in AS 44.64.060(b), the Commissioner has conditionally approved the hearing request and referred the request to the Office of Administrative Hearings for a recommended decision as to whether the request meets the requirements of 18 AAC 15.200 and the scope of any hearing on the request. When a request is conditionally approved and referred to the Office of Administrative Hearings, DEC's regulations require that notice of the referral be provided to the requester and the relevant division director. 18 AAC 15.220(b). This letter serves as that notice.

The division may file a response addressing whether the Commissioner should grant or deny the request for adjudicatory hearing and the appropriate scope of proceedings. As the requesters, you may file a reply within seven days of service of any timely filed response to the hearing request. See 18 AAC 15.220(b) for further details. After the deadline for responses and replies has expired, the Office of Administrative Hearings will issue a recommended decision on whether the hearing request meets the requirements of 18 AAC 15.200. Once the Office of Administrative Hearings provides a recommended decision, the Commissioner will make a final decision on the recommendation.

If it is determined that an adjudicatory hearing or a hearing on the existing record should be held, the Office of the Commissioner will publish notice of the action in a newspaper of general circulation for the affected area and will send you a copy of that public notice as the requesters.

If you have any questions concerning these procedural matters, please feel free to contact me. I can be reached at Gary.Mendivil@alaska.gov or by phone at (907) 465-5061.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Gary Mendivil', with a long horizontal flourish extending to the right.

Gary Mendivil
Adjudicatory Hearing Liaison

cc: Emma Pokon, DEC
Shaundy Perry, DEC