

March 1, 2006

Mr. Sean Cude,  
S & R Enterprises  
P.O. Box 89  
Kenai, Alaska 99611

Subject: Inert Landfill

Dear Mr. Cude:

The Kenai Peninsula Borough Coastal Zone Management Program (KPCZMP) staff received the above noted project proposal for review as part of an application process seeking ADEC approval for the project.

Project Scope

The project involves an after-the-fact approval to fill an existing hole where gravel has been extracted with wood waste and concrete waste. Once filled with inert waste the property will be covered with topsoil and gravel to the grade of an adjacent access road and will be used in connection with the firm's business activities.

Findings:

The Kenai Peninsula Borough Coastal Zone Management Plan does not address inert landfill sites. Alaska Administrative Code (11 AAC 112.310. Air, Land and Water Quality) states:

“Notwithstanding any other provision of this chapter, the statutes and regulations of the Department of Environmental Conservation with respect to the protection of air, land, and water quality identified in AS 46.40.040(b) are incorporated in to the program and, as administered by that department, constitute the exclusive components of the program with respect to those purposes.”

The KPBCZMP defers to the authority of the DEC regarding this project.

Thank you for the opportunity to comment.

Sincerely,

Gary Williams  
District Coastal Zone Coordinator

Copy: Mr. Derek Marcorelle, ADEC (via email)