



Jeremiah W. (Jay) Nixon, Governor • Sara Parker Pauley, Director

## DEPARTMENT OF NATURAL RESOURCES

[www.dnr.mo.gov](http://www.dnr.mo.gov)

### NOTICE

Pursuant to Executive Order 11-09, the Director of the Missouri Department of Natural Resources is waiving specific statutes and administrative rules as follows in order to best serve the interest of the public health and safety during the recovery period. This waiver shall be in effect until June 20, 2011, unless otherwise amended by subsequent notice, for all counties affected by tornados and severe weather events occurring between May 22 through May 25, 2011.

May 26, 2011

#### Disposal of yard waste and major appliances

The composting or mulching of yard waste is encouraged if it is practical to do so. Reasonable efforts should be made to segregate materials including major appliances for recycling when practical. Cities and counties should coordinate collection of damaged appliances so refrigerants can be legally recovered from air conditioners, freezers and refrigerators before recycling. Section 260.250.1, RSMo., normally prohibits the disposal of certain items in landfills. This waiver allows any yard waste generated and any major appliances damaged or destroyed as a result of the May 22, 2010 storm events to be disposed of in a permitted sanitary or demolition landfill when it is not practical to compost or mulch yard waste or segregate major appliances for recycling, as long as the landfill agrees to accept the waste. This waiver applies only to yard waste and major appliances defined in Section 260.200 RSMo., and does not allow disposal of other items normally prohibited in sanitary or demolition landfills.

#### **Burning of woody vegetation**

Section 10 CSR 10-6.045 RSMo, Open Burning Requirements, requires a permit for the open burning of vegetative waste that occurs within the corporate limits of any municipality. The department is waiving this requirement for all of the aforementioned counties, with the following conditions:

1. The vegetative material must be a result of the severe weather and flooding that started on May 22, 2011, and is continuing as specified in Executive Order 11-09.
2. The vegetative material is burned on the premises where it originated. Central collection points for burning located within the corporate limits of any municipality must receive a permit from the Department. These permits require approval by the local fire officials.
3. The vegetative material must be burned at least 200 yards from the nearest occupied structure. The department will consider issuance of permits for burning

of materials other than vegetative waste on a case-by-case basis. Open burning outside of the corporate limits of any municipality must take place at least 200 yards from the nearest occupied structure. The 200 yard setback requirement is the minimum required distance; however, greater setbacks may be appropriate depending on circumstances such as the size of the debris pile to be burned. The department urges local officials to carefully select burn locations taking local air quality, public health and safety, and neighborhood impacts into consideration. For assistance, local officials may contact the department's Southwest Regional Office in Springfield at (417) 891-4300, the Kansas City Regional Office in Lee's Summit at (816) 622-7000, the Northeast Regional Office in Macon at (660) 385-8000, the Southeast Regional Office in Poplar Bluff at (573) 840-9750 and the St. Louis Regional Office in St. Louis at (314) 416-2960.

### **Asbestos Abatement and Demolition**

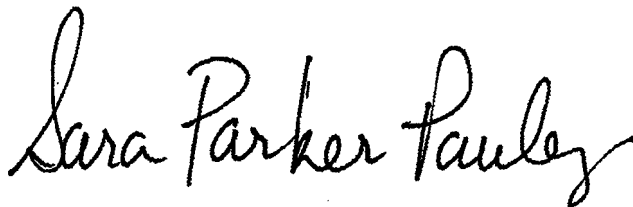
Sections 10 CSR 10-6.241 and 10 CSR 10-6.250 RSMo, Asbestos Regulations, require registration, notification and performance requirements for the removal and treatment of asbestos materials. The federal regulations governing asbestos removal, 40 CFR Part 61, Subpart M, are still in place. However, the Department is waiving the state requirements requiring the use of Missouri certified supervisors and workers. The Department's fact sheet regarding the handling of asbestos in an emergency is on the web at: <http://www.dnr.mo.gov/pubs/pub2121.pdf>

In addition, the Department of Natural Resources website contains information on how to handle debris from storm damage. This and other information is available under Natural Disaster Resources at <http://www.dnr.mo.gov/disaster.htm>

Jurisdictions covered by this Notice may request that the Director of the Missouri Department of Natural Resources suspend other specific statutes and administrative rules to best serve the interest of the public health and safety during the recovery period.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

A handwritten signature in black ink that reads "Sara Parker Pauley". The signature is written in a cursive, flowing style.

Sara Parker Pauley  
Director

SP:ltm