



Missouri Department of [dnr.mo.gov](http://dnr.mo.gov)

**NATURAL RESOURCES**

Michael L. Parson, Governor

Carol S. Comer, Director

## NOTICE

Pursuant to Executive Order 19-08, the Director of the Missouri Department of Natural Resources is suspending specific statutes and administrative rules as follows in order to best serve the interest of the public health and safety during the period of recovery following the severe weather that resulted in flooding and storms that started on March 11, 2019, the continuing flooding, and the storms and tornadoes that started on May 22, 2019, and is continuing. This waiver shall be in effect until the termination of the authorizing order, unless otherwise amended by subsequent notice for all counties affected by severe weather and damages associated with flooding, storms, and tornadoes or as deemed appropriate by the Director of the Department of Natural Resources.

**May 23, 2019**

### **Disposal of yard waste and major appliances**

This waiver allows permitted sanitary or demolition landfills to accept damaged or destroyed major appliances and yard wastes generated as a result of the severe weather that has caused flooding, storms, and tornadoes. This waiver does not require any landfill to accept these materials. The public should check with a landfill operator prior to transporting materials. Cities, counties and facility operators are encouraged to coordinate collection of damaged appliances to recover refrigerants from air conditioners, freezers and refrigerators before disposal. Also, people are encouraged to recycle appliances and compost or mulch yard waste whenever possible. 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**

The department is waiving any state permit requirement and will not require use of an air curtain incinerator for burning vegetation and untreated wood waste for all areas of Missouri impacted by the severe weather that resulted in flooding, storms, and tornadoes. This waiver does not apply to any applicable local ordinances or permits.

The following conditions apply:

- The material must be untreated wood or vegetation.
- The material must be a result of severe weather that resulted in flooding and storms that started on March 11, 2019, the continuing flooding, and the storms and tornadoes that started on May 22, 2019, and is continuing.
- For burning inside the corporate limits of any municipality, the material must be burned on the premises where it originated or at a designated central collection point for burning approved by local fire officials.
- Outside of the corporate limits of a municipality, the burning must take place at least 200 yards from the nearest occupied structure. The 200-yard setback requirement is the minimum required distance, but greater setbacks may be appropriate depending on circumstances, such as the size of the debris pile to be burned. These locations may also require approval by local fire officials.

The department urges local officials to carefully consider local air quality, public health and safety and potential neighborhood impacts when selecting burn locations. Beyond these requirements, citizens also should contact local authorities, such as fire departments or city or county governments, in advance of any burning. More information about open burning is available on the department's website at <http://dnr.mo.gov/pubs/pub2047.htm/>.

### **Discharge of wastewater**

The department will not issue a violation notice to a facility for a flood-related overflow or release of untreated wastewater or for shutdown of a treatment or collection system where necessary to prevent loss of life, human injury, property damage or damage to treatment processes, from flood inundation or excessive storm runoff.

The following conditions apply:

- Any release of untreated wastewater or treatment system shutdown should be avoided whenever possible.
- Facilities must work to restore treatment services as soon as reasonably possible.
- The permittee must make every effort to notify the department within 24 hours of any overflow, release or shutdown. Reports can be submitted online at [dnr.mo.gov/modnrcag/](http://dnr.mo.gov/modnrcag/), by telephone to the appropriate departmental regional office between 8 a.m. and 5 p.m. weekdays or to the department's 24-hour environmental emergency response line at 573-634-2436.
- The department may request additional information from the permittee once services are restored.

**For reference, the Department's regional offices:**

Kansas City Regional Office: 816-251-0700

Northeast Regional Office (Macon): 660-385-8000

St. Louis Regional Office: 314-416-2960

Southeast Regional Office (Poplar Bluff): 573-840-9750

Southwest Regional Office (Springfield): 417-891-4300

**Local air agencies:**

Kansas City Air Quality Program: 816-513-6314

Springfield Air Quality Control: 417-864-1412

St. Louis County Health Department: 314-615-8924

More information and guidance about handling debris from storm and flooding damage is available on the department's website at [dnr.mo.gov/disaster.htm](http://dnr.mo.gov/disaster.htm).

Sincerely,

DEPARTMENT OF NATURAL RESOURCES



Carol S. Comer

Director