

**7035.2655 POSTCLOSURE CARE AND USE OF PROPERTY.**

Subpart 1. **Postclosure care requirements.** Postclosure care requirements apply to solid waste disposal facilities and are as follows:

A. Postclosure care must continue for at least 20 years after the date of completing closure.

B. During the postclosure care period, based on the results of sampling, analysis, and other pertinent information, the commissioner may reevaluate and modify the closure document to the extent postclosure care is needed at a facility based on compliance with the requirements of item C; subpart 2; parts 7035.2565, and 7035.2815 to 7035.2915; and gas, leachate, or ground and surface water monitoring results.

C. All postclosure care activities must be in accordance with the approved postclosure plan.

Subp. 2. **Postclosure use of property.** The landowner must not allow postclosure use of the facility property to disturb the integrity of final covers, liners, or any other components of any containment system, or the function of the facility's monitoring system, unless the commissioner determines that the disturbance:

A. is necessary to the proposed use of the property and will not cause a violation of the standards outlined in parts 7035.2565 and 7035.2815, subpart 4; and

B. is necessary to remedy a violation of the standards in parts 7035.2565 and 7035.2815, subpart 4.

**Statutory Authority:** *MS s 115.03; 115A.97; 116.07*

**History:** *13 SR 1150; 16 SR 2321; 30 SR 529*

**Published Electronically:** *September 7, 2006*