

567—102.8(455D) Tier 3 composting facilities. A Tier 3 composting facility is a compost facility that composts an unlimited amount of Type A feedstock generated on or off the premises, an unlimited amount of type B feedstock generated on the premises, and up to 1,000 tons per year type B feedstock generated off premises. Tier 3 facilities shall comply with the following provisions.

102.8(1) Notification. Before the composting facility commences operation, the department shall be notified in writing of the following.

- a. The location of the composting facility.
- b. Legal description of the facility.
- c. Landowner's name, telephone number, email, and mailing address.
- d. Responsible party's name, telephone number, email, and mailing address.
- e. Maximum throughput and capacity.
- f. Method of composting to be employed.
- g. Source of the feedstock.
- h. Aerial photograph identifying wells, streams, creeks, rivers, ponds, sinkholes, and drainage wells within one-half mile of the closest portion of the facility.

102.8(2) Operational requirements. In addition to the operational requirements in 102.5(4), Tier 3 composting facilities shall meet the following operational standards:

- a. Tier 3 composting facilities must develop and follow an operations plan that describes operational procedures. This includes the method of composting; measures to control nuisance odors, vectors, fires, contact water, and stormwater; and plans for using or marketing finished compost. The operations plan must be reviewed annually and updated when there is a change to procedures, equipment, or feedstocks being processed. The operations plan shall be available to the department upon request.
- b. The person responsible for daily operation of the facility shall be certified by a department-approved training program.
- c. Feedstocks with free liquid shall be mixed with drier feedstocks, bulking material, or compost so that the liquid is promptly absorbed and not allowed to flow as free liquid from the compost piles or windrows. Free liquid that is not absorbed shall be managed as contact water.
- d. Contact water shall be directed to a containment, recycling, treatment system, or any combination of the three.
- e. By the end of each operating day, all incoming Type B feedstocks must be processed into the active composting pile, transferred to leak-proof containment, or mixed with bulking material and covered in a manner that minimizes nuisance odors and scavenging by vectors.
- f. Beginning September 23, 2027, the person responsible for daily operations shall be a certified compost operator as described in 567—102.11(455D).

102.8(3) Reporting. An annual report for the previous fiscal year beginning July 1 and ending June 30 shall be submitted to the department by July 31 of each year. The report shall be submitted using a form prescribed by the department. The report shall include:

- a. Confirmation that the amount and type of feedstock accepted was within the criteria for a Tier 3 facility.
- b. Method of composting used.
- c. Tons of finished compost sold, given away or used by the permit holder.
- d. Name of certified operator.

[ARC 0483D, IAB 8/19/26, effective 9/23/26]