



# K A N S A S

## DEPARTMENT OF HEALTH AND ENVIRONMENT

### **SWLF236 - Application for Off-Site Disposal of Building Demolition Waste Disposal of Solid Waste Without a Permit Authorized by K.S.A. 65-3407c(a)(3)**

Instructions: Use this form to apply for approval to bury demolition waste at an off-site location (on property other than where the building or structure is located).

If the building or structure will be buried at the site where it is located (on the same contiguous property), use Form SWLF235 for on-site disposal. This form is available at:

<https://www.kdhe.ks.gov/DocumentCenter/View/5561/SWLF235---On-Site-Disposal-of-Building-Demolition-Waste-Without-a-Permit-PDF>

The following documents must be submitted with this completed application:

1. A letter from the local government (city council or county commission) having authority over the relevant properties. This letter shall include:

a. a statement addressing public safety concerns associated with the building or structure to be demolished,

b. proposed plans to redevelop the building site which would be impacted by on-site disposal of debris, and

c. the name of the landfill which would be used for debris disposal if this application would not be approved by BWM.

#### **1. Applicant Information**

First Name \_\_\_\_\_ Last Name \_\_\_\_\_

Company Name \_\_\_\_\_

Mailing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone \_\_\_\_\_ E-mail Address \_\_\_\_\_

#### **2. Disposal Information**

Type of waste\* \_\_\_\_\_

Amount of waste\*\* \_\_\_\_\_

How was waste generated? \_\_\_\_\_

Year structure was built/approx. age of building: \_\_\_\_\_

Is this application the result of a violation or enforcement action by KDHE? yes \_\_\_\_\_ no \_\_\_\_\_

Date disposal will begin \_\_\_\_\_

Projected date disposal will end \_\_\_\_\_

**3. Disposal Site Information**

County \_\_\_\_\_ ¼ \_\_\_\_\_ ¼ \_\_\_\_\_ Sec \_\_\_\_\_ Twp \_\_\_\_\_ Range \_\_\_\_\_

Property Owner \_\_\_\_\_

Location Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

**4. Property Owner**

I, \_\_\_\_\_, the property owner, agree to allow this property to be used for this disposal purpose.

**5. Applicant**

Applicant agrees to the following:

- Waste material shall be only demolition waste.
- The disposal site must be covered with a minimum of two feet of soil and seeded, rocked, or paved.
- The final grades for the disposal site shall be compatible with and not detract from appearance of adjacent properties.
- A restrictive covenant shall be submitted and filed as described in Item 8 below.

**Applicant signature** \_\_\_\_\_

**6. Local government signature**

The following section must be completed before submitting this application to the Bureau of Waste Management. It must be signed by an official associated with the local government or zoning authority having jurisdiction over the disposal site.

*I hereby attest that by signing this application below I have the authority to approve of this disposal on behalf of the local governmental or zoning authority having jurisdiction over the disposal location.*

Name \_\_\_\_\_ Position/Title \_\_\_\_\_  
(printed)

Department \_\_\_\_\_ Date \_\_\_\_\_

Signature \_\_\_\_\_

**7. Please attach a sketch or aerial photo of the disposal site.** The sketch or aerial photo should include the location of the structure to be buried, the proposed burial site, and any nearby landmarks such as other structures, streets, water features (creeks, streams, rivers), and access roads.

**8. Restrictive covenant:**

After BWM approval and upon completion of disposal activities, the property owner shall file a restrictive covenant for the location where waste was disposed. A restrictive covenant form is available on the Bureau of Waste Management website (Form DS130). The restrictive covenant shall be filed with the County Register of Deeds within 14 days following completion of the disposal activities, and a copy of the filed restrictive covenant shall be submitted to the Bureau of Waste Management within 30 days of filing. The property owner should be aware that there is usually a fee to file the restrictive covenant with the Register of Deeds.

**Once completed, return pages 1 and 2 and the site sketch or aerial photo to the Bureau of Waste Management. The applicant should not commence disposal activities unless/until written approval is issued by the Bureau of Waste Management.**

Notes:

\*Waste must meet the definition of "construction and demolition waste". See Technical Guidance Document (TGD) SW-1994-G2 for additional information. TGD SW-1994-G2 is available on the Bureau of Waste Management website. In addition, the following items are not acceptable for burial: household hazardous wastes (i.e. cans of paint or pesticide), household trash, fluorescent lamps, furniture, and appliances.

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\*\*If demolition involves multiple houses or a public or commercial building there may be asbestos issues. Please contact the Bureau of Air at 785-296-1549 for further assistance. In addition, the age of the structure may result in BWM requiring an inspection by an asbestos contractor or that the waste may need to be "wetted" during demolition and burial activities.

SWLF236 form revised October 2022