

To: File

Through: Jeffery Edwards, Supervisor, Waste Compliance Section

From: Jason Holsten, Program Specialist II, Waste Compliance Section *JH*

Date: May 8, 2020

RE: Complaint Investigation / Telephone Record

NDEE ID: 84069

Program ID: IWM

On May 6, 2020, I was forwarded information from Mark Pomajzl, NDEE, regarding a concern he received via email from Jody Weible (Attachment 1). Ms. Weible received information from a neighbor alleging that AltEn was hauling distiller's grain (DG) to an area farm field located near county road K and county road 10. In addition, it was also alleged that material was being hauled off site in side dump trucks that were covered with a tarp. It was unknown what this material was or where it was being taken. Mr. Pomajzl also forwarded a second email he received from Ms. Weible which contained three photographs (Attachment II). In this email it was alleged that Ms. Weible's neighbor went to see Scott Tingelhoff, AltEn, who said they were working on being able to incorporate into the field again and they were incorporating into their own fields. AltEn has received previous correspondence from the Department in the form of Notice of Violation letters explaining that the Department considers the DG to be a solid waste which cannot be land applied.

On May 7, I contacted Mr. Tingelhoff to discuss the concern. Mr. Tingelhoff denied that the facility has been hauling any DG to area fields for land application. However, he did say that AltEn was bringing back DG from some area fields where it had been stockpiled since the previous year. The Department sent letters to affected land owner where DG was being stockpiled stating that the piles needed to be removed and disposed of at a permitted solid waste management facility. I asked Mr. Tingelhoff if he could provide me a list of those fields where AltEn has picked up the stockpiled DG and returned it to the facility. He provided this list in an email shortly after our telephone call (Attachment III).

I asked Mr. Tingelhoff about the allegation of material being hauled off in side dump trucks. He thought maybe Mead Cattle was hauling material off site but was uncertain. I also asked Mr. Tingelhoff where the DG was being stored at AltEn. He said that it was being stored west of the compost pads, on the north end of the property and east of the lagoons. The location east of the lagoons would be a new storage area. He said DG was not being stored between the cattle pens or south of Mead Cattle.



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ATTACHMENTS:

- I. 5/6/20 Email from Jody Weible to Mark Pomajzl, NDEE (1 page)
- II. 5/6/20 Email from Jody Weible to Mark Pomajzl w/ Photographs (4 pages)
- III. 5/7/20 Email from Scott Tingelhoff (1 page)

Holsten, Jason

From: Pomajzl, Mark
Sent: Wednesday, May 06, 2020 1:46 PM
To: Ugai, Susan; Edwards, Jeffery; Holsten, Jason; Anderson, Reuel; Schneider, Shelley; Woita, Maegan
Subject: FW: AltEn

Team AltEn,

I received this message from Jody Weible, she has been pretty good with complaints, the last one I looked at resulted in an NOV. Far as I know they are supposed to keeping wet cake on site. I requested photos if possible, for better determination.

Thank you

Mark Pomajzl
Program Specialist
Wastewater NPDES Compliance Unit

-----Original Message-----

From: Jody <jody_weible@yahoo.com>
Sent: Wednesday, May 06, 2020 1:10 PM
To: Pomajzl, Mark <mark.pomajzl@nebraska.gov>
Subject: AltEn

My neighbor just called, he lives on county road K 1/2 mile south of county road 10, said they are dumping straight south of him on the west side of the road, truck after truck, it's definitely the waste product! They are hauling something out in side dumps but it's tarped, don't know where it's going or what it is

Holsten, Jason

From: Pomajzl, Mark
Sent: Wednesday, May 06, 2020 2:58 PM
To: Anderson, Reuel; Schneider, Shelley; Ugai, Susan; Edwards, Jeffery; Holsten, Jason; Woita, Maegan; LeMaistre, Daniel
Subject: FW: Pictures

Team AltEn,

These are the photos so far from Jody Weible, These photos depict wet cake on site and south of the Cattle lot. It looks like from Google earth storm water would discharge into nearby Ag lagoons. I requested photos from the land application as well, she said that they will be sent today or tomorrow.

If you need directions to the complaint site her number is 402-624-2220

Thank you

Mark Pomajzl
Program Specialist
Wastewater NPDES Compliance Unit

Nebraska Department of Environment and Energy
1200 N St, Suite 400
P.O. Box 98922
Lincoln, Nebraska 68509-8922

DIRECT: 402-471-2936 FAX: 402-471-2909

<http://deg.ne.gov>

From: Jody <jody_weible@yahoo.com>
Sent: Wednesday, May 06, 2020 2:28 PM
To: Pomajzl, Mark <mark.pomajzl@nebraska.gov>
Subject: Pictures

The pics my neighbor sent, she went to see Scott. He told her they are working on being able to incorporate into the field again, they were incorporating it into their own fields.







Holsten, Jason

From: Scott Tingelhoff <stingelhoff@mrgkc.com>
Sent: Thursday, May 07, 2020 12:31 PM
To: Holsten, Jason
Subject: Fields Completed / Remaining

Importance: High

Jason,

Dean said we have a field on 10th and P and the Y left. The City of Wahoo, Cudas and Chasners are all done. If you need additional clarification , please let me know.

Scott

Scott Tingelhoff
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