



HALEY & ALDRICH, INC.  
6500 Rockside Road  
Suite 200  
Cleveland, OH 44131  
216.739.0555

## MEMORANDUM

16 October 2018  
File No. 129788

SUBJECT: Location Restriction Demonstration – Placement Above Uppermost Aquifer  
East Ash Pond  
Havana Power Station  
Havana, Illinois

Dynegy Midwest Generating, LLC operates the coal-fired Havana Power Station (Plant) located near Havana, Illinois. The East Ash Pond (Unit), consisting of four sub-units (Cell 1 through Cell 4) is an existing coal combustion residuals (CCR) surface impoundment. This demonstration addresses the requirements of 40 CFR §257.60 (*Placement above the uppermost aquifer*) of the U.S. Environmental Protection Agency's (EPA) rule entitled *Hazardous and Solid Waste Management System; Disposal of Coal Combustion Residuals from Electric Utilities*. 80 Fed. Reg. 21,302 (Apr. 17, 2015) (promulgating 40 CFR §257.60); 83 Fed. Reg. 36,435 (July 30, 2018) (amending 40 CFR §257.60).

*§257.60(a): New CCR landfills, existing and new CCR surface impoundments, and all lateral expansions of CCR units must be constructed with a base that is located no less than 1.52 meters (five feet) above the upper limit of the uppermost aquifer, or must demonstrate that there will not be an intermittent, recurring, or sustained hydraulic connection between any portion of the base of the CCR unit and the uppermost aquifer due to normal fluctuations in groundwater elevations (including the seasonal high water table). The owner or operator must demonstrate by the dates specified in paragraph (c) of this section that the CCR unit meets the minimum requirements for placement above the uppermost aquifer.*

Haley & Aldrich reviewed available information provided by Vistra including historic design drawings and based on review and evaluation of the information provided, the results do not demonstrate compliance with the requirements of 40 CFR §257.60(a).

*§257.60(b): The owner or operator of the CCR unit must obtain a certification from a qualified professional engineer or approval from the Participating State Director or approval from EPA where EPA is the permitting authority stating that the demonstration meets the requirements of paragraph (a) of this section.*

I, Steven F. Putrich, being a Registered Professional Engineer in good standing in the State of Illinois, do hereby certify, to the best of my knowledge, information, and belief, that the information contained in this certification has been prepared in accordance with the accepted practice of engineering. I certify that the above-referenced CCR Unit does not meet the requirements of 40 CFR §257.60(a).

Signed:   
Consulting Engineer

Print Name: Steven F. Putrich  
Illinois License No.: 62048779  
Title: Vice President  
Company: Haley & Aldrich, Inc.

Professional Engineer's Seal:





HALEY & ALDRICH, INC.  
6500 Rockside Road  
Suite 200  
Cleveland, OH 44131  
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## MEMORANDUM

16 October 2018  
File No. 129788

SUBJECT: Location Restriction Demonstration - Wetland Areas  
Havana Power Station  
East Ash Pond  
Havana, Illinois

Dynegy Midwest Generating, LLC operates the coal-fired Havana Power Station (Plant) located near Havana, Illinois. The East Ash Pond (Unit) is an existing coal combustion residuals (CCR) surface impoundment. This demonstration addresses the requirements of 40 CFR §257.61 (*Wetlands*) of the U.S. Environmental Protection Agency's (EPA) rule entitled *Hazardous and Solid Waste Management System; Disposal of Coal Combustion Residuals from Electric Utilities*. 80 Fed. Reg. 21,302 (Apr. 17, 2015) (promulgating 40 CFR §257.61); 83 Fed. Reg. 36,435 (July 30, 2018) (amending 40 CFR §257.61).

*§257.61(a): New CCR landfills, existing and new CCR surface impoundments, and all lateral expansions of CCR units must not be located in wetlands, as defined in §232.2 of this chapter, unless the owner or operator demonstrates by the dates specified in paragraph (c) of this section that the CCR unit meets the requirements of paragraphs (a)(1) through (5) of this section.*

Based on a review of the U.S. Fish and Wildlife Service's National Wetland Inventory mapping, 0.5-meter resolution aerial imagery (2016) and the results of on-site field assessments, the Unit is not located in wetlands as defined by 40 CFR §232.2.

§257.61(b): The owner or operator of the CCR unit must obtain a certification from a qualified professional engineer or approval from the Participating State Director or approval from EPA where EPA is the permitting authority stating that the demonstration meets the requirements of paragraph (a) of this section.

I, Steven F. Putrich, being a Registered Professional Engineer in good standing in the State of Illinois, do hereby certify, to the best of my knowledge, information, and belief, that the information contained in this certification has been prepared in accordance with the accepted practice of engineering. I certify, for the above-referenced CCR Unit, that the CCR Unit is not located in wetlands as included in the CCR Rule Location Restrictions Evaluation memorandum dated 12 October 2018 and, therefore, meets the requirements of 40 CFR §257.61(a).

Signed:   
Consulting Engineer

Print Name: Steven F. Putrich  
Illinois License No.: 62048779  
Title: Vice President  
Company: Haley & Aldrich, Inc.

Professional Engineer's Seal:





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## MEMORANDUM

16 October 2018

File No. 129788

SUBJECT: Location Restriction Demonstration - Fault Areas  
Havana Power Station  
East Ash Pond  
Havana, Illinois

Dynegy Midwest Generating, LLC operates the coal-fired Havana Power Station (Plant) located near Havana, Illinois. The East Ash Pond (Unit) is an existing coal combustion residuals (CCR) surface impoundment. This demonstration addresses the requirements of 40 CFR §257.62 (*Fault Areas*) of the U.S. Environmental Protection Agency's (EPA) rule entitled *Hazardous and Solid Waste Management System; Disposal of Coal Combustion Residuals from Electric Utilities*. 80 Fed. Reg. 21,302 (Apr. 17, 2015) (promulgating 40 CFR §257.62); 83 Fed. Reg. 36,435 (July 30, 2018) (amending 40 CFR §257.62).

*§257.62(a): New CCR landfills, existing and new CCR surface impoundments, and all lateral expansions of CCR units must not be located within 60 meters (200 feet) of the outermost damage zone of a fault that has had displacement in Holocene time unless the owner or operator demonstrates by the dates specified in paragraph (c) of this section that an alternative setback distance of less than 60 meters (200 feet) will prevent damage to the structural integrity of the CCR unit.*

A review of available data from the U.S. Geologic Survey, the Illinois State Geological Survey, and other available information was completed for this demonstration. The nearest known mapped fault is the Sicily Fault, which is located approximately 55 miles southeast and the timeframe of the most recent activity on these faults is not known. Based on the available published geologic data and information reviewed, there are no active faults or fault damage zones that have had displacement in Holocene time reported or indicated within 200 feet of the Unit.

§257.62(b): The owner or operator of the CCR unit must obtain a certification from a qualified professional engineer or approval from the Participating State Director or approval from EPA where EPA is the permitting authority stating that the demonstration meets the requirements of paragraph (a) of this section.

I, Steven F. Putrich, being a Registered Professional Engineer in good standing in the State of Illinois, do hereby certify, to the best of my knowledge, information, and belief, that the information contained in this certification has been prepared in accordance with the accepted practice of engineering. I certify, for the above-referenced CCR Unit, that the demonstration that the CCR Unit is not located within 60 meters (200 feet) of the outermost damage zone of a fault that has had a displacement in Holocene time as included in the CCR Rule Location Restrictions Evaluation memorandum dated 12 October 2018 meets the requirements of 40 CFR §257.62(a).

Signed:   
Consulting Engineer

Print Name: Steven F. Putrich  
Illinois License No.: 62048779  
Title: Vice President  
Company: Haley & Aldrich, Inc.

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## MEMORANDUM

16 October 2018

File No. 129788

SUBJECT: Location Restriction Demonstration – Seismic Impact Zone  
Havana Power Station  
East Ash Pond  
Havana, Illinois

Dynegy Midwest Generating, LLC. operates the coal-fired Havana Power Station (Plant) located near Havana, Illinois. The East Ash Pond (Unit) is an existing coal combustion residuals (CCR) surface impoundment. This demonstration addresses the requirements of 40 CFR §257.63 (*Seismic Impact Zones*) of the U.S. Environmental Protection Agency's (EPA) rule entitled *Hazardous and Solid Waste Management System; Disposal of Coal Combustion Residuals from Electric Utilities*. 80 Fed. Reg. 21,302 (Apr. 17, 2015) (promulgating 40 CFR §257.63); 83 Fed. Reg. 36,435 (July 30, 2018) (amending 40 CFR §257.63).

*§257.63(a): New CCR landfills, existing and new CCR surface impoundments, and all lateral expansions of CCR units must not be located in seismic impact zones unless the owner or operator demonstrates by the dates specified in paragraph (c) of this section that all structural components including liners, leachate collection and removal systems, and surface water control systems, are designed to resist the maximum horizontal acceleration in lithified earth material for the site.*

A Seismic Impact Zone is defined in the CCR Rule (40 CFR §257.63) as “an area having a 2% or greater probability that the maximum expected horizontal acceleration, expressed as a percentage of the earth’s gravitational pull (g), will exceed 0.10 g in 50 years.” The 2014 US Geological Survey Hazard Map raw data for the Havana Power Station East Ash Pond indicates that the maximum expected horizontal acceleration for 2 percent probability of exceedance in 50 years is 0.07g. Accordingly, the Unit is not located in a seismic impact zone and a demonstration that the structural components have been designed to resist the maximum horizontal acceleration in lithified earth material for the site is not required.

*§257.63(b): The owner or operator of the CCR unit must obtain a certification from a qualified professional engineer or approval from the Participating State Director or approval from EPA where EPA is the permitting authority stating that the demonstration meets the requirements of paragraph (a) of this section.*

I, Steven F. Putrich, being a Registered Professional Engineer in good standing in the State of Illinois, do hereby certify, to the best of my knowledge, information, and belief, that the information contained in this certification has been prepared in accordance with the accepted practice of engineering. I certify, that the CCR Unit is not located in a seismic impact zone as included in the CCR Rule Location Restrictions Evaluation memorandum dated 12 October 2018 and, therefore, satisfies all requirements of 40 CFR §257.63(a).

Signed:   
Consulting Engineer

Print Name: Steven F. Putrich  
Illinois License No.: 62048779  
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## MEMORANDUM

16 October 2018

File No. 129788

SUBJECT: Location Restriction Demonstration – Unstable Areas  
Havana Power Station  
East Ash Pond  
Havana, Illinois

Dynegy Midwest Generating, LLC operates the coal-fired Havana Power Station (Plant) located near Havana, Illinois. The East Ash Pond (Unit) is an existing coal combustion residuals (CCR) surface impoundment. This demonstration addresses the requirements of 40 CFR §257.64 (*Unstable Areas*) of the U.S. Environmental Protection Agency's (EPA) rule entitled *Hazardous and Solid Waste Management System; Disposal of Coal Combustion Residuals from Electric Utilities*. 80 Fed. Reg. 21,302 (Apr. 17, 2015) (promulgating 40 CFR §257.64); 83 Fed. Reg. 36,435 (July 30, 2018) (amending 40 CFR §257.64).

*§257.64(a): An existing or new CCR landfill, existing or new CCR surface impoundment, or any lateral expansion of a CCR unit must not be located in an unstable area unless the owner or operator demonstrates by the dates specified in paragraph (d) of this section that recognized and generally accepted good engineering practices have been incorporated into the design of the CCR unit to ensure that the integrity of the structural components of the CCR unit will not be disrupted.*

*§257.64(b): The owner or operator must consider all of the following factors, at a minimum, when determining whether an area is unstable:*

- (1) On-site or local soil conditions that may result in significant differential settling;*
- (2) On-site or local geologic or geomorphologic features; and*
- (3) On-site or local human-made features or events (both surface and subsurface).*

*Determination of compliance with §257.64(b)(1) -* Conditions associated with the potential for significant differential settlement due to liquefaction were not identified in the area where the Plant is located. A separate report completed by AECOM entitled "CCR Certification Report: Initial Structural Stability Assessment, Initial Safety Factor Assessment, and Initial Inflow Design Flood Control System Plan for the East Ash Pond at Havana Power Station" dated October 2016 concluded that factor of safety against liquefaction for the silty soils are generally above 1.2 for the design seismic event.

*Determination of compliance with §257.64(b)(2) -* Based on available United States Geological Survey (USGS), Illinois State Geological Survey (ISGS) information, and communication with Vistra representatives familiar with the Plant's history, karst topography or physiographic features such as sinkholes, vertical shafts, sinking streams, caves, large springs, or blind valleys do not exist at the Plant. To evaluate the susceptibility of landslides, we reviewed readily available USGS and ISGS data. The USGS data indicates that the Plant is in an area of high landslide susceptibility and low incidence, however more detailed ISGS data indicates that there has not been a documented landslide occurrence at or near

the Unit. The closest documented landslide is approximately 5 miles away. Accordingly, it is our opinion that the Unit is not located in an area that has high susceptibility to landslides.

*Determination of compliance with §257.64(b)(3) - There are no documented surface or subsurface anthropogenic activities that would be indicative of creating unstable foundation conditions.*

*§257.64(c): The owner or operator of the CCR unit must obtain a certification from a qualified professional engineer or approval from the Participating State Director or approval from EPA where EPA is the permitting authority stating that the demonstration meets the requirements of paragraph (a) of this section.*

I, Steven F. Putrich, being a Registered Professional Engineer in good standing in the State of Illinois, do hereby certify, to the best of my knowledge, information, and belief, that the information contained in this certification has been prepared in accordance with the accepted practice of engineering. I certify, for the above-referenced CCR Unit, that the demonstration indicating the CCR Unit is not located in an unstable area as included in the CCR Rule Location Restrictions Evaluation memorandum dated 12 October 2018 meets the requirements of 40 CFR §257.64(a).

Signed:   
Consulting Engineer

Print Name: Steven F. Putrich  
Illinois License No.: 62048779  
Title: Vice President  
Company: Haley & Aldrich, Inc.

Professional Engineer's Seal:

