

CHAPTER 11

REQUEST OF SITE APPROVAL

11.1 REQUESTS

All requests for an assignment of place for a facility as described in Massachusetts General Laws Chapter 111 § 150 shall be in writing by the owner of the property.

11.2 HEARING

- A. The hearing fee for the assignment of place for a facility as described in requests shall be as established in the fee schedule.
- B. The Board of Health will assign a public hearing date when all information required by this regulation is received.
- C. The applicant for an assignment of place shall notify all abutters and abutters to the abutters of the request and hearing date by certified return receipt mail and submit the return receipts to the Board of Health.

11.3 APPLICATION

All requests for an assignment of place for a facility shall include.

- A. A narrative of the project;
- B. A list of abutters and abutters to the abutters of the property;
- C. A plan of the property showing: the location of the facility on the property.
- D. The location, nature, and extent of any existing or potential source of public or private drinking water supplies in relation to the site, including the recharge area of a sole source aquifer.
- E. The relationship of the site to groundwater elevations.
- F. The proximity of wetlands, as defined in § 40 of Chapter 131 of the General Laws.
- G. The proximity of surface water bodies or flood plains.
- H. The nature and extent of residential areas in the proximity to the site.
- I. The availability and suitability of access roads to the site.
- J. A locus map showing streets and major routes;
- K. The Environmental Notification form for the site;
- L. The Environmental Impact Report for the site;
- M. A description of the equipment to be used;
- N. The method of waste disposal;
- O. Any other information request by the Board of Health that is directly related to this regulation and/or the site assignment.

11.4 EVIDENCE OF TECHNICAL ABILITY AND PERFORMANCE

- A. Evidence of successful use of proposed technology.
- B. Evidence that employed personnel are capable of installing, operating, and maintaining the facility.
- C. Evidence that competent advisory personnel are accessible to the employees.
- D. Evidence of prior experience in installing, operating and maintaining facilities.

E. Evidence of prior conduct of installing, operating and maintaining a facility.

11.5 EVIDENCE OF FINANCIAL CAPABILITY TO MEET AIR AND WATER POLLUTION CONTROL STANDARDS

A. Evidence of financial capability to meet air and water pollution control standards.

B. Evidence of financial capability to construct, operate, and maintain all aspects of the facility.

C. Evidence of funding in the form of a letter of intent to fund, a letter of support from a financial institution, a corporate report.

11.6 CONSULTING

A. The Board of Health may require consultants.

B. All consulting fees incurred by the Board of Health in reviewing the request shall be paid by the applicant in a method to be determined by the Board.

11.7 WAIVER

The Board of Health may waive any portion of this regulation.

11.8 SEVERABILITY

Each regulation shall be contrived as separate to the end that if any Regulation or sentence, clause, or phrase thereof shall be held invalid for any reason, the remainder of the regulation and all other Regulation shall continue in full force.