

CHAPTER 10

REQUEST OF SITE APPROVAL

10 **Requests** - All requests for an assignment of a place for a facility (a sanitary landfill, a refuse transfer station, a refuse incinerator rated by the department at more than one ton of refuse per hour, a resource recovery facility, a refuse composting plant, a dumping ground for refuse or any other works for treating, storing, or disposing of refuse) as described in Massachusetts General Laws Chapter 111 § 150 (150A to 150B) shall be in writing by the applicant and shall conform to all of the requirements of section 150A.

10.1 **Public Hearing** - A Public Hearing shall be conducted in accordance with MGL Chapter 111 § 150A as follows:

- i. Public Hearing fee shall be as established in the fee schedule, Appendix A.
- ii. Board of Health shall assign a Public Hearing date after all information required by this regulation has been received and reviewed by the Board's consultant.
- iii. The applicant 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.

10.2 **Application** - All requests for an assignment shall include.

- i. A narrative of the project.
- ii. A list of abutters and abutters to the abutters of the property.
- iii. A plan of the property showing: the location of the facility on the property.
- iv. 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.
- v. The relationship of the site to groundwater elevations.
- vi. The potential for adverse impact on air quality.
- vii. The potential for creation of a nuisance from noise, windblown litter, or the proliferation of rodents, flies or other vermin.
- viii. The potential for the adverse public health and safety impacts.
- ix. The potential adverse impact on wildlife or on wildlife habitat.
- x. The potential impact of increased traffic volume on roads to the site.
- xi. The proximity of wetlands, as defined in MGL Chapter 131 § 40.
- xii. The proximity of surface water bodies or flood plains.
- xiii. The nature and extent of residential areas in the proximity to the site.
- xiv. The availability and suitability of access roads to the site.
- xv. A locus map showing streets and major routes.
- xvi. Environmental Notification form for the site.

- xvii. The Environmental Impact Report for the site.
- xviii. A description of the equipment to be used.
- xix. The method of waste disposal.
- xx. Any other information requested by the Board of Health that is directly related to this regulation and/or the site assignment.

10.3 **Evidence Of Technical Ability And Performance** The applicant shall provide evidence:

- i. Of successful use of proposed technology.
- ii. That employed personnel are capable of installing, operating, and maintaining the facility.
- iii. That competent advisory personnel are accessible to the employees.
- iv. Of prior experience in installing, operating and maintaining facilities.

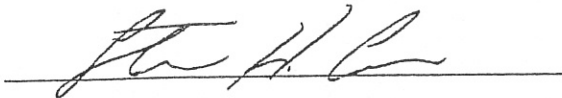
10.4 **Evidence Of Financial Capability To Meet Air And Water Pollution Control Standards** The applicant shall provide evidence of:

- i. Financial capability to meet air and water pollution control standards.
- ii. Financial capability to construct, operate and maintain all aspects of the facility.
- iii. Funding in the form of a letter of intent to fund, a letter of support from a financial institution and a corporate report.

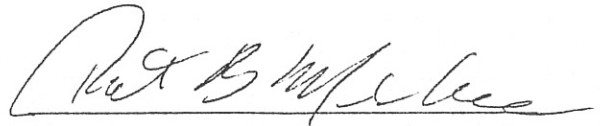
10.5 **Consulting Fees** The Board of Health may hire consultants to review all of the technical and financial information submitted for support of the assignment. All consulting fees incurred by the Board of Health in reviewing the assignment request shall be paid by the applicant in a method to be determined by the Board.

Board of Health Rules and Regulations

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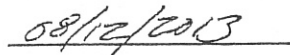
Steven H. Corr, P.E, Chairman



Robert B. Medeiros, Vice-Chairman



Diane Battistello, Clerk



Date