

**Town of Milton
Board of Selectmen Special Meeting
Tuesday, September 30, 2014
Milton Town Hall
Meeting Minutes**

In attendance: Chairman Tom Gray, Andrew Rawson, Town Administrator Elizabeth Dionne.
Also in attendance Kimberly Ladisheff Recording Secretary

Others in attendance: Town Planner Gerald Coogan, Tony Guinta, Mike Guilfooy, Pam Hoyt
Dennison and Richard Geyser.

Public in attendance: Kimberly Doe, Annette Perry, Sheldon Holmes, Les Elder, George Knapp, Janet Knapp, Ann Boulanger, Paula Marrano, Mary Holmes, Daniel Holmes, Jessie Estavro, Pat Smith, Pam Smith, Mary Perkins, Holly Zerbinopoulos, Joseph Durgin, Patricia Page, Steve Baker, Michelle Beauchamp, Marilyn Pike, John Mullen, Joel Kost, Nick and Danielle Marique, Charlie Karcher, Laurence Kelly, Connie Twombly, Pam Wiggan, Ashleigh Boulton, Jay Cloutier, Bob Carrier, Paul Blanc, Sandy Blanc, Barry Carr, Rose Ham, David Paey, Chris Jacobs, Karen Golab, Justin Mayrand, Doreen Gray, Bobby and Tam Smith, Jamie and Cody Davis, John and Linda Kane, David Levin, John Katwick, Nancy Wing, Barbara Hughes, Lisa Lucier, Barbara Berry, Ellen Prang, Margaret O'Brien, Tim O'Brien, Jean King, Richard King, Michael Mallory, Cynthia Wyatt, Ernie Kriete, Eric Knapp, Susan Roy, David Roy, John & Joan Lygren, Janice Greene Long, Kari Lygren, Peggy Trout, Dave Roberge, Wendy Beckwith, Bob Myrick, Virginia Long, Steve Panish, Stefanie Berry, Rebecca Dean, Roger Daigle, Dave Thresher, Prue Thresher, Grace Whitis, John Towne, Michael Currier, Kristen Rice, Andrew Magargee, Kirsten Lygren, Kestrel Cole-McCrea, Candace Cole-McCrea, April Siraco Grimaldi, Susan Kane, Timothy Long, Sarah Nordholm Prince, Dan Bisson, Rick Curlee, Laurie Palmeira, Michael and Joanne Dubois. Many others attended but names were illegible.

Chairman Gray called the meeting to order at 6:00 pm and the Pledge of Allegiance was recited. Gerald Coogan moderated the meeting.

New Business

Discussion on Part D Land Fills

Chairman Gray stated this was an informational meeting about the DES process for construction and demolition (C & D) landfills. He stated discussion and questions should not be focused on the proposal itself.

Introductions from Tony Guinta of Nobis Engineering, Mike Guilfooy, Administrator of Solid Waste Management Bureau. This bureau regulates all solid waste activities in the state and deals with compliance and permitting. Pam Hoyt Dennison, Administrator of Waste Programs, oversees all solid waste and hazardous waste programs. Mike Guilfooy went on to explain DES

does not have an application in from this company so they do not have any specifics as to what they want to do but DES does have a basic understanding of what they would be proposing. They will be proposing a landfill to take residuals from their processing facilities. They take out valuable materials and recycle into different uses. In any process there is a residual left that needs to be disposed of in a landfill. This will be proposed as a solid waste landfill and there is no way they will be able to accept hazardous waste. There are 4 statutes that will apply to this facility. Statute RSA 149M; the States Solid Waste Statute. SW activities will fall under purview of that statute. Within that there are SW rules and they are codified as Env-Sw 100 to 2000. Specifically landfills are governed by Env-Sw 800. Another law that will apply is RSA 485C; the rules with that are Env-Or 700; these are rules for groundwater release detection permits. This facility will have to obtain this permit where there will be monitoring wells on site to detect whether there is a leak from the landfill. Another statute is RSA 45A; which rules are Env-Wq 1500; those are rules for alteration of terrain, control runoff, and storm water mitigation. Another statute which may apply is RSA 125I; rules with that are Env-A 1500, the states air toxic rule. This facility will need to go through an air toxic review.

Mike stated NH is an approved state to administer the federal landfill rules. However this landfill is accepting only C&D and will not be subject to the federal requirements. However in NH the requirements are exactly the same whether or not it is a federally regulated landfill. He then went on to explain that they will need a standard permit. There are many requirements that go with that. They will do a completeness review which by statute they have 60 days to make sure all elements are in the application so DES and public can review. Once application is deemed complete there is a technical review which they have 120 days and during that time there would be a public hearing. At some point when technical review is done they will issue a decision to grant or deny the permit and would explain the basis of their decision. The application will be on DES website and a copy in the Town also. Another important component of permitting process is a background check on the applicant that is done by the Attorney General.

Mike then went on to explain some of the elements of the permit itself. He also discussed some specifics concerning the construction. Landfills cannot be in an aquifer, they must be six feet above the water table and setbacks must be 500 feet from a property line in a residential zone. Another important factor is the permittee has to have financial insurance. They have to have money to cover the cost for a third party to close the facility plus post closure care for 30 years. It was stated that permitting a landfill is an extensive and transparent process. If a permit is granted they fall under some pretty strict compliance rules.

There were many questions asked by many residents. Most questions concerned the monitoring of the landfill, what would happen if there was leakage from this, questions concerning the health and environmental risks that landfills can cause, questions on hydrogen sulfide. Many people were concerned with groundwater leaching into the rivers and ponds and also what this landfill will do to the property values of surrounding properties. Others referred to the Town's

Master Plan and how the Town's zoning does not even allow this type of activity and questioned why we were even going through this.

Someone asked who the company was that was pursuing this and why they chose Milton. Rich Gyser introduced himself. He stated he was with ReEnergy Holdings, LLC. He stated they have a C&D processing facility in Epping, NH and Milton was one of several sites they looked at. They are pursuing this one and others. They felt based on the geology of the site and hydrological conditions it seemed to make sense. He stated they believe their landfill needs are much different and they are not intending to bring in any municipal solid waste. That is why they selected Milton.

Tony Guinta with Nobis Engineering stated he had been hearing tonight there might be some misconceptions on the monitoring and sampling of landfills. There are qualified, licensed consultants who actually gather the data and these engineering firms are bound by their licenses to report the data correctly.

Many questions pertained to the actual proposed landfill itself. Pam Holt-Dennison stated DES does not have a proposal before them so they were having a hard time answering some of the questions definitively. She encouraged people to go to their website at www.des.nh.gov to get some of the answers. She also gave out the number to her direct line, 603-271-2945.

Meeting ended at 8:10pm.

Respectfully submitted,

Kimberly Ladisheff
Recording Clerk

Chairman Tom F. Gray

J. Michael Beaulieu

Andrew O. Rawson