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Inspection Services
41 Elm Street

TOWN OF SOUTHBRIDGE

February 10, 2022 6:00 pm VIRTUAL BOH MEETING

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APPROVED
AS VOTED
3-0 BY TL+
BOH ON 3/10/2022
A. Pelletier

RECEIVED
TOWN OF SOUTHBRIDGE
MAR 11 AM 8:10
AGENDA #1- Open Meeting- 6:02pm

Agenda #2- Roll Call

E. Stephens
N. Duffey
A. Postale
D. Grabowski

Agenda #3- Welcome new Board Member- Daniel Grabowski-

D. Grabowski thanks members for the warm welcome. A. Pelletier proposes a re-organization be held at 1st meeting in July. Board members agreed.

Agenda #4- Accept Meeting Minutes

a. January 20, 2022- Motion to accept meeting minutes made by N. Duffey; 2nd by A. Postale:
Roll Call
E. Stephens-yes
A. Postale-yes
N. Duffey-yes
D. Grabowski-abstain

Motion to accept the January 20, 2022 meeting minutes passes 3-1 abstain (Grabowski)

Chair Stephens recommends hearing Agenda #5 b. Discuss current status and act on anything thereto prior to Agenda #5a. Discuss future meeting Remote vs In-person. Consensus of the Board in agreement.

Agenda #5- COVID Update

a. Discuss future meeting Remote vs In-person- see update below
b. Discuss current status and act on anything thereto- A. Pelletier provides the 14-day reporting period from Jan. 23-Feb 5 explaining there was a total of 1794 persons who tested and 294 testing positive for Covid. This is a positivity rate of 16.3. A. Pelletier also reports the vaccine rate is slowly increasing from 63% to 64% this week. Member Duffey inquires on the status of the hospital

regarding Covid. Chair Stephens explains the hospital situation is getting better however, still busy but seems to be trending downwards.

a. Discuss future meeting Remote vs In-person - A. Pelletier shares the Town Council has discussed in person meeting vs remote vs hybrid meeting. A. Pelletier understands they are willing to support in-person or remote meetings only and NOT hybrid meetings therefore; the Chair can decide/discuss with members if Board is to meet in-person or remote (one or the other).

Brief discussion. Consensus of the Board to continue with remote meetings for now.

Recently, at an ICS meeting A. Pelletier was informed that the mask mandates issued by municipalities in Worcester, Lawrence, Webster, Dudley rescinded their mandate. At the recommendation by the Southbridge Board of Health, the Town Manager issued a mask recommendation in all municipal buildings however, A. Pelletier recommends an additional two weeks with masks on; then the Board can revisit the mask mandate.

Member Duffey conveys thoughts on continuing with the mask recommendation. Consensus of the Board agrees with revisiting the mask recommendation in two weeks.

In addition, A. Pelletier reports the Dept of Elementary and Secondary Education (DESE) will no longer continue with the mask mandates at the schools effective February 28th. However; the School's Receiver, Dr. Villar reached out for guidance from the Board of Health.

Discussion on school vacation, attendance, vaccination rates.

After review and discussing DESE's decision rescinding the mask mandate in schools, the consensus of the Southbridge Board of Health strongly encourages school administration to delay any changes in the current mask policy until 14 days following returning from winter vacation.

A. Pelletier to prepare and forward the above recommendations to Receiver, Dr. Villar and Town Manager regarding additional 14 days donning masks.

c. Vaccine Clinic- A. Pelletier announces a vaccine clinic is scheduled for February 19th at the Sbdge Community Center from 8-1pm.

Agenda #6-Citizens Forum- None

Agenda #7- New Business

a. Landfill review conditions- As previously reported, A. Pelletier reiterates the landfill capping is essentially completed with a few items on the punch list to remain open until the spring. Casella representatives Toni King and Tracy Markham requested to discuss the Hydrogen Sulfide meter (H₂S). This discussion eventually led to discuss and review all of the Site Assignments 58 Conditions. In reviewing these conditions, the conditions listed below were either satisfied or deemed on-going.

- Condition #5 - Deemed on-going. Town to be notified/involved at all times
- Condition #13 - Recognized as satisfied. Landfill's maximum elevation is at 850 ft
- Condition #15 - Grading/final cover is completed
- Condition #18 - Satisfied. Ceased accepting waste. Extinguishers placed and hydrant installed
- Condition #21 - On-going through post closure. Revisit in the future
- Condition #24 - On-going at the request of the Board
- Condition #26 - Satisfied until necessary
- Condition #27 - Satisfied until necessary

- Condition #30 - On-going; odors will persist with the department accepting odor complaints
- Condition #35 & #36 - Satisfied but would be applied when necessary
- Condition #39 - On-going due to the Blue Building activity
- Condition #44 - On-going per MassDEP air permitting
- Condition #45 - On-going per MassDEP
- Condition #47 - H2S meters removed
- Condition #48 - On-going per MassDEP
- Condition #55 - Satisfied until applied if needed
- Condition #58 – Satisfied. If needed, Committee to resume

NOTE: See brief synopsis of the Site Assignment conditions attached

Member Duffey questions how regular is the monitoring of the landfill?

A. Pelletier explains A. Smith continues to monitor the landfill weekly.

Casella Representative, Tracy Markham adds the long-term plan for operation of the landfill will be multipronged; explaining Casella continues to staff full time employees who operate the gas and the leachate tank. Weekly, monthly and quarterly inspections will also continue for a minimum of 30 years.

b. Beautify Southbridge – In past years, Beautify Southbridge was assisted by the Center of Hope. These individuals are no longer employed at the Center of Hope and therefore, A. Pelletier is reaching out to Board members on how to proceed with Beautify Southbridge and is interested in continuing the program. Consensus of the Board; off scene brainstorm session. Chair Stephens states she may have another group in mind to assist with Beautify Southbridge.

Agenda #8-Old Business

a. Blight-

215 Hamilton St- No action however; the Town will be requesting the Courts to Order to Demolish this property

36 Thomas St - Town owned property. Requesting DPW to Board and Secure this property

20 Brick Row – This is not salvageable. We will move orders on this property early next Update on Idlewood – Regarding mold on the framing. Discussion with Building Inspector revealed there was no mold on any of the framing.

14 South St (Vienna) – New windows have been installed. No restrictions or issues with windows.

Agenda #9- Chairman Announcements - None

Agenda #10- Health Director Announcements – A. Pelletier reiterates a vaccine clinic scheduled for February 19, 2022 at the Sbdge Community Center from 9am-1pm. This clinic is for 1st, 2nd and Boosters.

Also, A. Pelletier explains during Council meetings, it is likely spectators posted D. Grabowski's appointment prior to his knowledge. A. Pelletier immediately informed the Board of his appointment.

Agenda #11- Board Members Announcements

N. Duffey- none

A. Postale- Welcome Dan Grabowski. Thanks Roland LaRochelle for his tenure and commitment to the Sbdge Board of Health.

D. Grabowski- none

Agenda #12- Schedule Next Meeting=- March 10, 2022 @ 6:00pm Remote meeting

Agenda #13- Adjournment- Motion to adjourn made by A. Postale; 2nd by D. Grabowski:

Roll Call

E. Stephens-yes

N. Duffey-yes


A. Postale-yes

D. Grabowski-yes

Motion passes unanimously. Meeting adjourned at 7:52pm

Recording Clerk,

M. Santos

A handwritten signature in black ink, appearing to read 'M. Santos', with a long horizontal line extending to the right.

Southbridge Recycling Disposal Park
June 2008 Site Assignment

Conditions

	Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
VI(1)	A11 conditions imposed on the Landfill Facility by any prior decision of the Board shall continue to apply to the Landfill Facility, provided that in case of any conflict between the conditions of this Decision and the conditions of any prior decision, the conditions of this Decision shall prevail unaffected by the prior decision.				X	Agree No action required
VI(2)	The Landfill Facility shall be constructed, operated, and maintained in compliance with all applicable federal, state, and local laws, by-laws, rules, and regulations, including but not limited to, Massachusetts General Laws (M.G.L.), Chapter 11 1, Section 150A, and 3 10 CMR 19.00, as amended.				X	Agree No action required
VI(3)	The Landfill Facility shall comply with any and all orders of conditions applicable to the Landfill Facility under the Massachusetts Wetlands Protection Act and Regulations (310 CMR 10.00) and any wetlands regulations or by-laws of the Town of Southbridge. In the event that the Landfill Facility results in an alteration to jurisdictional wetlands in a municipality other than Southbridge, the Applicant shall notify the Conservation Commission of the applicable town, abide by any wetlands regulations or by-laws of said town, and take corrective actions as necessary.				X	Agree No action required
VI(4)	Within sixty (60) days of the effective date of this Decision, the Applicant shall commence discussions with the Board to establish a mechanism, satisfactory to the Board, to effectuate the intent of the Board to control the volume of materials flowing to the site assigned parcel for the Processing Facility. The Applicant shall participate in those discussions until the question is resolved to the mutual satisfaction of the Board and the Applicant.	11-Aug-08	X			Agree Complete
VI(5)	The Applicant shall copy the Board on all submittals to MassDEP, including, but not limited to, information related to how the actual liner design operates as the height and the loading of waste on the underlying landfill is increased.		X	→ X	→ X 2/7/22	Disagree - Liner and height are presented as examples. However, the Town anticipates DEP involvement throughout closure. Inclusion of the Town in all DEP correspondences is expected.
VI(6)	All measures mandated or required in Section V of this Decision shall be implemented.		X			Agree Operational requirement
VI(7)	The Applicant shall operate the Landfill Facility in conformity with the Application and the materials submitted herein.		X			Agree Operational requirement

Southbridge Recycling Disposal Park
June 2008 Site Assignment
Conditions

	Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
VI(8)	<p>The area described in the Application shall be considered a specific use Site Assignment pursuant to 310 CMR 16.21(3) and shall be utilized only for the disposal of MSW and C&D waste. The disposal of MSW and C&D waste shall not include such processes such as landfill mining or similar activities that are inconsistent with landfilling activities, which activities shall require the approval of the Board. Leachate recirculation has been discussed, but it shall not be permitted at the Landfill Facility unless approved by the Board at a regularly scheduled meeting. MSW and C&D waste and residuals from the Processing Facility shall not include the "Excluded Waste" as defined in Attachment 1 to the "Request for Minor Modification to Existing Site Assignment," dated February 27, 2008, BOH Exh. 44. Other types of waste which comprise "solid wastes" (as defined in 310 CMR 16.00) or "special wastes" (as defined in 310 CMR 19.00) that are not Excluded Waste shall not be disposed of in the Landfill Facility without a further modification of the site assignment by the Board. Notwithstanding anything to the contrary in 310 CMR 16.00, any other activity during the disposal of waste at the Landfill Facility or after the Landfill has reached its final approved vertical or lateral limits shall require the approval of the Board.</p>		X			Agree Operational requirement
VI(9)	<p>This Site Assignment shall take effect when recorded at the Worcester District Registry of Deeds or Worcester Registry District of the Land Court and after a certified copy of the same from the Registry of Deeds is provided to the Board of Health, with all recording fees and charges paid by the Applicant.</p>	Effective Date 12-Jun-08	X			Agree Complete
VI(10)	<p>This Assignment may be terminated for good cause by the Board after notice to the owner and operator and after a public hearing pursuant to 310 CMR 16.22(1).</p>				X	Agree No action required
VI(11)	<p>The operational responsibility for the site assigned area shall not be assigned to another party unless approved by a vote of the Board at a regularly scheduled public meeting.</p>				X	Agree No action required
VI(12)	<p>The total amount of waste to be received at the Landfill Facility shall never exceed 405,600 tpy and 1,500 tons per day (tpd) (average), with a daily maximum of 2,000 tpd; provided, however, that if the amount of waste received at the Processing Facility exceeds 87,360 tpy, the 405,600 tpy permitted under this Decision for the Landfill Facility shall be decreased correspondingly by the amount of tons received at the Processing Facility in excess of 87,360 tons. Notwithstanding the foregoing, the total amount of waste received at the Landfill Facility shall not exceed the following amounts until the specified threshold is reached: (see table in site assignment)</p>		X	X		<p>Agree as this applies to the landfill, however, Tonnages must be respected for any ongoing future applications of the transfer station and the processing facility, both are part of the site assignment.</p>

Southbridge Recycling Disposal Park
June 2008 Site Assignment
Conditions

	Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
VI(13)	This modified Site Assignment allows the Landfill Facility to be completed to a maximum fill elevation of 850 ft above mean sea level (elevation 852 ft above mean sea level including the final cap). A modification of this Site Assignment shall be required for any further increase in fill elevation.		X	X	X 2/7/22	Disagree final cap is specifically considered in this condition. This condition must remain through closure. 2/7/22 - This condition has been satisfied as the cap is in place, and no additional materials will be placed on the landfill.
VI(14)	To reduce wind-blown litter, material delivered to the Landfill Facility for disposal shall be confined to the active area of the Landfill Facility. Portable litter fencing shall be provided within the active area of the Landfill Facility.		X			Agree Operational requirement
VI(15)	C&D Fines shall not be used as or in cover material or for grading and shaping final grades. The Applicant, at a regular public meeting before the Board, may request that the Board approve for use such C&D Fines as cover material or for grading and shaping at the Landfill Facility if it can demonstrate to the satisfaction of the Board that wallboard containing gypsum can be effectively and verifiably removed from the mix of materials making up C&D Fines. Upon approval of the Board, such C&D Fines may be used as cover material or for grading and shaping provided that it is mixed in a 1:1 ratio with other inert material approved as daily cover.		X	X	X 2/7/22	Disagree This conditions delers C/D fines in final grading. Final grading includes grades of final closure. This must continue through closure. 2/7/22 This condition has been satisfied as the cap is in place and no additional materials will be placed on the landfill.
VI(16)	The Applicant has offered, and the Board accepts as a condition of this Decision, that the Applicant shall not discharge any landfill leachate into the Town of Southbridge's wastewater treatment plant and/or sewer system.			X		Agree No action required
VI(17)	In the event of any breakdown of the leachate collection system that may result in any impact to surface water, groundwater or wetlands, the Applicant shall notify the Board, the Charlton Board of Health and the Sturbridge Board of Health forthwith by telephone to each respective Board or other designee, with written notice to follow to each Board within twenty-four (24) hours of the breakdown of the leachate collection system.			X		Agree No action required
VI(18)	Open Burning and Fire Protection. No open burning of waste shall be permitted at the Landfill Facility. No hot loads of materials shall be accepted or placed at the Landfill Facility which would pose a potential fire hazard. Fire extinguishers shall be mounted within the equipment storage building and on all equipment. Following the extension of the Southbridge municipal water supply system to the Landfill Facility, a hydrant, for fire control purposes, shall be installed.		X	X	X 2/7/22	Disagree (partially) as long as powered construction equipment is in use, fire protection should be required. 2/7/22 This condition is being satisfied, and we expect it would continue to be in place. the landfill ceased taking waste and is capped. Fire extinguishers are mounted on any equipment that may be used and a hydrant has been installed.
VI(19)	Within ninety (90) days of the effective date of this Decision, the Applicant and the Recycling Coordinator shall develop and submit a protocol for implementing and administering the minimum recycling rate for Board approval.	10-Sep-08	X			Agree Complete

**Southbridge Recycling Disposal Park
June 2008 Site Assignment
Conditions**

Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
<p>VI(20) Waste Ban - Potential Fees. If more than 10% of a customer's waste loads over a six (6) month period contain "Unacceptable Quantities" (as that term is used with respect to waste ban materials regulated under 310 CMR 19.017), the Applicant will charge that customer a fee of \$3.00/ton of the entire load until the frequency of such Unacceptable Quantities is below 10% of such loads. Revenues from such fees shall be paid over to the Town to support recycling initiatives or Board oversight activities.</p>		X			Operational requirement
<p>VI(21) Landfill Monitor. The Applicant shall reasonably reimburse the Town each calendar year for the actual salary and direct benefits paid by the Town in retaining the Landfill Monitor for the Landfill Facility.</p>		X	X	X	<p>Disagree The Town of Southbridge will require representation and monitoring through all operations including closure, however, will discuss schedule. 2/7/22 This will continue as the landfill heads into post closure and will be revisited at that time.</p>
<p>VI(22) Recycling Coordinator. For the period during which waste is accepted or disposed of at the Landfill Facility, the Applicant will fund a Recycling Coordinator position for the Town. The Applicant will work with the Town on the scope of that position, which, at a minimum, is expected to include: (a) working with municipalities to support the goals outlined above; b) working with the Applicant and municipalities to identify the necessary information to effectuate and enforce Condition 19 above.; (c.) establishing Town-wide recycling initiatives; and (d) encouraging Town businesses to participate in recyclebank & other similar efforts.</p>		X			Agree Operational requirement
<p>VI(23) Waste Spotter. For the period in which waste is accepted or disposed of at the Landfill Facility, the Applicant shall employ three (3) waste spotters and shall reasonably fund a waste spotter position for the Town, which shall be in addition to the three spotters required to be employed by the Applicant. The Applicant will work with the Town or Board, on request, to identify candidates for this position, and to develop the position scope, which is expected to include visually inspecting loads delivered to the active face of the Landfill Facility for the presence of items and recyclables banned by regulation, the Existing Site Assignment or any modification to the Existing Site Assignment, from landfill disposal.</p>		X			Agree Operational requirement
<p>VI(24) Oversight. In order to assist the Town in performing recycling and landfill oversight, the Applicant shall attend at least one meeting per month of the Board to report on pertinent activities. As requested, the Applicant shall provide information to the Board of Health on municipal oversight initiatives at the Landfill Facility.</p>		X	X	X	<p>Disagree The Southbridge Board of Health must be kept informed through closure. Additionally, reports to the Board beyond closure may be necessary for unanticipated incidents. 2/7/22 - This condition will be exercised as requested by the Board.</p>

Southbridge Recycling Disposal Park
June 2008 Site Assignment

		Conditions				
Condition	Due Date	Complete or Ceases with Operations through 2018	Capting Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments	
VI(25) Hazardous Waste. No hazardous waste shall be accepted for disposal at the Landfill Facility. Paints collected at the Processing Facility shall be accumulated within two (2) paint storage cabinets located across the Landfill Facility. Waste oil shall be collected within a waste oil collection tank located across from the Landfill Facility. At such time as the paint storage cabinets or waste oil tank are full, the accumulated material shall be removed from the site located across from the Landfill Facility by a licensed hauler for recycling and/or disposal.		X			X	Agree Operational requirement
VI(26) Dust Control: Dust control on the Landfill Facility shall consist of the regular maintenance of access roadways. A water truck shall be stationed at the site for the regular wetting of access roads to minimize dust generation. The Applicant shall contract with a local street sweeping company or operate its own street sweeper for the cleaning of paved areas of the site. Barefoot Road, Pleasant Street and the Access Road to minimize dust generation from vehicles entering and exiting the Landfill Facility. The cleaning shall be done, as needed, at the direction of the Board or its designee.		X	X	X	X	Disagree The closure operation will undoubtedly generate dust; perhaps more so. Adequate means necessary to control dust should be maintained. 2/7/22 Satisfied but would be employed if needed.
VI(27) Noise. The Applicant shall install portable noise barriers to shield nearby areas from noise in connection with the use of noise-intensive equipment (i.e. jack hammer, pavement breakers, pile drivers and rock drills). All equipment used in daily operations of the Landfill Facility shall be equipped with sound quieting packing to reduce noise levels from the engine and engine exhaust. In the event of off-site noise impacts, the Applicant shall investigate the source of the noise impact and take immediate corrective action to eliminate.			X	X	X	Disagree The closure operation will continue to utilize heavy equipment; perhaps more so. Adequate means necessary to control noise should be maintained. 2/7/22 Satisfied but would be employed if needed.
VI(28) Idling. The Applicant shall enforce the idling of vehicles consistent with applicable Massachusetts regulations.					X	On-going per other Massachusetts regulation
VI(29) The Applicant shall contract for the services of a local extermination company. In the event vectors are detected on the Landfill Facility, suitable control measures shall be implemented by the extermination company.		X				Agree Operational requirement
VI(30) Odor. In the event of any off-site odor complaints, the Applicant shall investigate the source of the odor and take immediate corrective action to abate the odor. As deemed appropriate by either the Applicant or the Board of Health or its designee, the Applicant shall use spray equipment for odor control. The Board or its designee shall be notified immediately by telephone of any off-site odor complaint, with written notice to follow to the Board within twenty-four (24) hours after receipt of the complaint.		X	X	X	X	Disagree Odors will persist and must be addressed until methan production abates, hydrogen sulfide abates and sinkhole occurrences cease. 2/7/22 procedurally this will be modified in some way in the Post Closure permit. (The last odor complaint occurred in Oct. 2019.)

Southbridge Recycling Disposal Park
June 2008 Site Assignment

Conditions

Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
VI(31) Accident Prevention and Safety. The Applicant's health and safety officer shall be responsible for implementing the Applicant's health and safety program at the Landfill Facility, maintaining health and safety records and training employees. All personnel at the Facility shall attend the health and safety training program offered by the Applicant and shall be trained in the operation of the equipment and machinery, First aid supplies and emergency telephone numbers shall be available on the Landfill Facility at all times.				X	On-going per Casella, other Massachusetts, and Federal requirements
VI(32) Stormwater. Stormwater runoff from the Landfill Facility's surface shall be collected via a series of intermediate swales located along the Landfill Facility's slope, which slope shall be a maximum of 3: 1 and a minimum of 20:1. The stormwater collection system shall be designed, operated, and maintained in compliance with all applicable laws and regulations. The sedimentation/retention ponds and drainage channels located on the Landfill Facility shall be cleaned on a regular basis of accumulated silt to prevent the discharge of silt from the Landfill Facility to adjacent wetlands areas.				X	On-going per Federal and other Massachusetts requirements
VI(33) Visual Impact. Within thirty (30) days of the effective date of this Decision, the Applicant shall apply for all required approvals to install a visual barrier berm with vegetation along Ayers Road to shield views of the Landfill Facility from Ayers Road.		X			Agree Complete
VI(33) Visual Impact. Within thirty (30) days of receipt of all required approvals, the Applicant shall begin to construct the berm and shall diligently pursue the same to completion.	12-Jul-08	X			Agree Complete
VI(34) Lighting. All lighting at the Landfill Facility, to the extent reasonably practicable, shall be designed or modified to prevent light intrusion onto adjacent properties.		X			Agree Complete / operational requirement
VI(35) The Applicant shall, at a minimum, comply with the Manual for Gull Control at Massachusetts Landfills dated May 1998 jointly developed by the Metropolitan District Commission, Division of Watershed Management, MassDEP, Bureau of Waste Prevention, the Massachusetts Division of Fisheries and Wildlife, and the USDA APHIS Wildlife Services.		X			Agree Operational requirement

Southbridge Recycling Disposal Park
June 2008 Site Assignment

		Conditions				
	Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
VI(36)	Gull Control. The Board, the Airport Manager and the Airport Commission shall be notified by the Applicant and the Board's designee if the daily average number of birds over a one-month period on the Landfill Facility and the grass areas proximate to the airport equal or exceed the number of birds established in Condition 36. If any of the numbers are equalled or exceeded, the Applicant shall meet with the Board to discuss the increase in birds and additional mitigation measures that can be employed. The numbers of birds shall be recorded at several times during the day (morning, midday and at closing). As part of the inspection, the Applicant shall record weather conditions including temperature, wind, and precipitation and any control measures being implemented at the time. The counts and other information shall be provided to the Board or its designee, with copies maintained on-site for inspection by the Board of Health and the Landfill Monitor.		X			Agree, however, this was discussed as related to flight safety and airport input should be solicited. 2/7/22 Satisfied but would be employed if needed.
VI(37)	Controlling habitat. The Applicant shall immediately vegetate with hydroseeding any area that has reached final grade or will not be active for six months. The areas shall be maintained as high grasses until the final cap is constructed. The Applicant shall not allow any ponded water areas on the Combined Facility (Processing Facility and Landfill Facility) as these are potential nesting areas for birds, excluding any surface water structures required by a federal, state or municipal agency. Areas that are capped shall be mowed to maintain a height of at least ten inches to not be attractive to resting birds.		X			Agree Operational requirement
VI(38)	Prior to the acceptance of MSW over that allowed in the Existing Site Assignment, the Applicant shall prepare a Bird Management Plan to be submitted to the Board, Airport Manager and Airport Commission, for each party's review, comment and approval, which may include, in addition to the frequent and prompt application of cover material, more intensive bird control programs such as (a) operational controls to reduce the potential for birds to congregate, (b) habitat controls to alter the landfill environment to make it less attractive to gulls, such as the installation of monofilament line, (c) harassment methods developed to scare birds, and (d) lethal methods developed to support harassment methods.		X			Agree Complete
VI(39)	Except for equipment maintenance vehicles and emergency vehicles, the truck traffic to the Landfill Facility shall be limited to the hours of 7:00AM to 5:00PM, Monday through Friday, and 7:00AM to 12:00PM on Saturday. There shall be no truck traffic to the Landfill Facility on Sunday except for service and emergency vehicles. Except for truck traffic from the Processing Facility, all truck traffic to the Landfill Facility and Processing Facility shall utilize only the prescribed traffic route: State Route 131 to Pleasant Street to Barefoot Road. Upon completion of the Access Road, all truck traffic to the Landfill Facility and Processing Facility, with the exception of vehicles collecting waste in Southbridge, shall utilize said Access Road.		X	X	X	Disagree (Partially) Truck traffic must respect the prescribed traffic routes through closure. 2/7/22 Traffic requirements met for the Landfill. Moving forward the Board would weigh in regarding truck traffic to the Blue Building and truck traffic would need to adhere to the traffic route.

**Southbridge Recycling Disposal Park
June 2008 Site Assignment**

Conditions

Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
<p>VI(40) Until the Access Road is open and available for use, the Applicant shall limit the number of trucks using Pleasant Street to carry waste to the Landfill Facility to 82 round trips per day (average), with a daily maximum of 90 round trips per day, less the number of trucks used to carry waste to the Processing Facility. The daily average shall be calculated based on a one week period.</p>		X			Agree Complete
<p>VI(41) Any contracts the Applicant may make with any third party regarding the transport of waste to or materials from the Landfill Facility, including without limitation, any parent, subsidiary or affiliate of the Applicant, shall include a copy of the Applicant's written policy regarding spills, leakage, litter control and abatement practices, and the designated haul routes imposed by this Decision, or any other decision of the Board. The policy shall be subject to the review and approval by the Board. Prior to approving the policy, the Board shall solicit input from the Charlton Board of Health and the Sturbridge Board of Health. The Board shall consider and incorporate in its comments or approval of the policy any reasonable recommendations of the Charlton Board of Health and the Sturbridge Board of Health that do not contradict or contravene comments of the Board or provisions in this Decision.</p>			X		<p>Agree, however through closure the construction vehicles should exercise a plan regarding spills, leakage, and abatement practices; and the designated haul routes imposed by the Site Assignment should be respected.</p>
<p>VI(42) Penalties for deviation from the Applicants written policy regarding spills, leakage, litter control and abatement practices, and the designated haul routes.</p>			X		Agree (somewhat) Reference (41) above
<p>VI(43) The Applicant shall develop a designated haul route map to be distributed to all drivers by fax, mail and hand out.</p>		X			Agree Operational requirement
<p>VI(44) Within ninety (90) days of the effective date of this Decision, the Applicant shall prepare and submit to the Board a Collection and Control System Design Plan that meets the requirements of 40 CFR 60.752(b)(2), 40 CFR 60.757(c) and 40 CFR 60.759 as well as the U.S. EPA guidance document dated February 1999 entitled Municipal Solid Waste Landfills, Volume I: Summary of Requirements for New Source Performance Standards and Emissions Guidelines for Solid Waste, Report No. EPA-453W96-004 (updated), Appendix E.</p>	10-Sep-08			X 2/7/22	(Agree Complete) 2/7/22 On-going per MassDEP air permitting
<p>VI(45) The Applicant shall conduct monthly wellhead monitoring described in 40 CFR 60.757fa1 in order to demonstrate compliance with the landfill gas collection system operational standards in 40 CFR 60.753. This monitoring shall include checking wellhead gauge pressure, nitrogen and oxygen concentrations, and landfill gas temperature. The results of the monthly wellhead monitoring shall be submitted to the Board.</p>				X	Agree On-going per MassDEP air permitting

Southbridge Recycling Disposal Park
June 2008 Site Assignment

		Conditions				
VI(46)	Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
VI(46)	The Applicant shall conduct methane surface sweeps on a quarterly basis, as described in 40 CFR 60.756(f) and 40 CFR 60.744(c), to identify leaks and cracks in the cover, as well as areas where the collection system is not performing adequately. The Applicant shall immediately take corrective action, as described in 40 CFR 60.755(c) if the monitoring shows any methane concentrations 500 ppm or more above background. The results of the methane surface sweeps shall be submitted to the Board.				X	Agree On-going per MassDEP air permitting
VI(47)	Within thirty (30) days of the effective date of this Decision, the Applicant shall order continuous H2S analyzers to replace all current H2S meters at the Landfill Facility. The H2S analyzers must be capable of sampling at least once every ten (10) minutes and have a detection limit of 3 ppb. The Applicant shall work with MassDEP and the Board to determine the location of the analyzers around the Landfill to ensure that residents will be adequately protected.	12-Jul-08	X →	X → 2/7/12		Agree, however, the landfill will continue to produce H2S beyond closure. What is the plan for continued monitoring? 2/7/12 Condition has been met. Recommend to Board to allow removal of the H2S monitors.
VI(47)	The H2S analyzers shall be installed within sixty (60) days of delivery to the Applicant.		X →	X → 2/7/12		Agree Reference above
VI(48)	Within forty-five (45) days of the effective date of this Decision, the Applicant shall prepare an Odorous Gas Response Plan containing, at a minimum, the components listed in Table 2 of MassDEP's Control of Odorous Gas at Massachusetts Landfills, September 2007.	27-Jul-08	X →	X → 2/7/12	X → 2/7/12	Agree, however, will this plan and/or another post closure monitoring plan have to be continued? 2/7/12 Ongoing per MassDEP air permitting
VI(49)	Within fifteen (15) days of the effective date of this Decision, the Applicant shall designate a contact person in writing to the Board, the Charlton Board of Health and the Sturbridge Board of Health to receive inquiries and complaints regarding nuisance conditions or traffic issues.	27-Jun-08	X			Agree, however, the named contact person, or another, must continue to be available should nuisance issues arise
VI(50)	The Applicant and/or operator of the landfill gas collection and control system shall perform landfill surface emission monitoring on a semiannual basis to obtain data to assist in evaluating the effectiveness and performance of the landfill gas collection system to effectively control landfill gas and odors.				X	Agree On-going per MassDEP air permitting
VI(51)	The Applicant shall submit a copy of the Annual Report described in 40 CFR 60.757(f) to the Board simultaneous with its submittal of such Annual Report to MassDEP.				X	Agree On-going

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Conditions

	Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2021 on	Comments
VI(52)	<p>Environmental Monitoring Plan. The Applicant shall prepare an updated environmental monitoring plan indicating all the ongoing sampling programs at the site including the minimum standards required by the MassDEP's Solid Waste Regulations (310 CMR 14.00), the National Pollutant Discharge Elimination System permitting for stormwater, and any USEPA or MassDEP required sampling and monitoring related to landfill gas emissions.</p> <p>The plan shall be prepared by a Registered Professional Engineer and include an evaluation of the adequacy of the existing groundwater and surface water sampling locations to monitor the water quality in all geologic units (overburden and bedrock) as well as documenting the location of the water quality monitoring points with respect to the private drinking water wells and the direction of groundwater flow. The plan shall also include proposed locations and depths of new monitoring wells. A copy of the plan shall be submitted to the Board of Health no later than ninety (90) days after the effective date of this decision for comment and approval.</p>	10-Sep-08	X			Agree Complete
VI(53)	<p>Monitoring Frequency. The sampling from the groundwater monitoring wells and surface water locations shall be done on a quarterly basis to better monitor any seasonal fluctuations in water. The Landfill Monitor shall prepare a report of the results that fulfills all the requirements of 310 CMR 19.132, a copy of which shall be submitted to the Board or its designee.</p>	10-Sep-08			X	Agree On-going per other Massachusetts regulation
VI(54)	<p>Underdrain Sampling. Within one hundred eighty (180) days of the effective date of this Decision, the Applicant shall conduct two sampling and laboratory analyses based on the requirements of 310 CMR 19.132 of the underdrain. Based on the two rounds of sampling, the Applicant shall submit to the Board an evaluation of the results against freshwater chronic Ambient Water Quality Criteria (as that term is defined in the National Recommended Water Quality Criteria dated 2006 and published by the USEPA Office of Water, Office of Science and Technology) including any proposed corrective action, if necessary, such as a connection to the leachate collection system, as well as a continued monitoring plan for the Board's review and approval.</p>	9-Dec-08	X			Agree Complete

Southbridge Recycling Disposal Park
June 2008 Site Assignment
Conditions

Condition	Due Date	Complete or Ceases with Operations through 2018	Capping Interim - 2019 / 2020	On-going through post-closure 2024 on	Comments
VI(55) The Applicant shall notify the Board or the Board's designee as soon as practicable, but in no event more than twenty-four (24) hours, after it becomes aware of the violation of or threatened violation of any applicable law or regulation, or the receipt of any correspondence from a federal, state or municipal agency, or from neighbors or third parties, alleging that the Landfill Facility is not in compliance with applicable law or regulation.		X	→	X 2/7/22	Agree Complete 2/7/22 Satisfied but would be employed if needed.
VI(56) Radiation detector. Within thirty (30) days of the effective date of this Decision, the Applicant shall inform the Board of the device it proposes to install and the protocol it proposes to use for purposes of monitoring waste materials for the presence of radioactive materials. If the Board rejects the proposed device, the Applicant shall have thirty (30) days to submit a revised proposal.	12-Jul-08	X			Agree Complete
VI(56) Radiation detectors. Within thirty (30) days of receiving the Board's approval for said (radiation) device or protocol, the Applicant shall order the device. The Applicant shall install and commence using the device and shall implement the protocol within thirty (30) days of receiving the device.		X			Complete
VI(57) Within ninety (90) days of the effective date of this Decision, the Applicant shall install a weather monitoring system at the Landfill Facility, which, at a minimum, shall record at least three times per day, the wind direction and wind speed, the air pressure and the precipitation for such day. The Applicant shall submit reports generated by the weather monitoring system to the Board on a monthly basis.	10-Sep-08	X			Agree Complete/Operational requirement
VI(58) The Applicant shall establish a Southbridge Landfill Oversight Committee to monitor, evaluate and advise the Board of Health in regard to any potential problems resulting from the Landfill Facility's operations, including the relation of the Landfill Facility to the operations of the airport. The Committee shall be comprised of one representative of the Applicant, one representative of the Airport Commission, the Airport Manager, two members of the Board, one member of the Southbridge Conservation Commission, and two citizens to be appointed by the Board in consultation with the Town Council. One of the Board members shall serve as Chairman of the Committee.		X	→	→	Disagree - Concerns may continue to arise through closure that may require this committee's evaluation and/ or monitoring with subsequent advise to the Board of Health through closure. 2/7/22 Condition has been met but could be revised if needed.
VI(58) The Applicant shall submit a report to the Committee on a monthly basis, which shall include bird activity, environmental monitoring results, traffic counts, tonnages at the Landfill Facility and Processing Facility, any corrective actions taken to eliminate or reduce nuisance activities, stormwater controls and anticipated activities in the upcoming month.		X			Agree Monthly reporting may not be necessary, however, periodic reporting may be necessary as events occur. 2/7/22 Condition has been met but could be revised if needed.
VI(58) The Committee shall meet on a quarterly basis, or as needed, and shall produce an annual report to the Board.		X			Agree Meetings may occur less frequently and possibly be driven by Reports of Events. 2/7/22 (see above)

