

Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

Northeast Regional Office • 205B Lowell Street, Wilmington MA 01887 • 978-694-3200

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January 8, 2021

Jason Mello
G. Mello Disposal Corp.
95 Tenney Street
Georgetown, MA 01833

RE: GEORGETOWN—Solid Waste Management
G. Mello Disposal Corp.
Proposed Solid Waste Transfer Station
46 Carleton Drive
FMF#: 617158

BWP SW01/Site Suitability Report for New Site Assignment
Application Number: 20-SW01-0002-APP

Notice of Administrative Deficiency

Dear Mr. Mello:

The Massachusetts Department of Environmental Protection, Northeast Regional Office, Bureau of Air and Waste, Solid Waste Management Section (MassDEP) has received your application, category BWP SW01 *Site Suitability Report for New Site Assignment*, Application Number: 20-SW01-0002-APP (the Application) regarding the site for a proposed solid waste handling facility at 46 Carleton Drive in Georgetown, Massachusetts (the Site). The Application was prepared and submitted to MassDEP on behalf of G. Mello Disposal Corp. (G. Mello or the Applicant) by Cornerstone Construction Services, LLC of Woburn, Massachusetts (Cornerstone).

MassDEP received the Application on November 20, 2020 and is reviewing the Application under the provisions of 310 CMR 16.00, Site Assignment Regulations for Solid Waste Facilities.

The Application consists of the document titled:

BWP SW01 – Site Suitability Report
For a New Site Assignment
G. Mello Disposal Corp.
Carleton Drive
Georgetown, Massachusetts
November 18, 2020

The Application also includes a plan set, consisting of eight (8) sheets, titled:

G. Mello Disposal Corp.
Solid Waste Transfer Station
Carleton Drive
Georgetown, Massachusetts
Dated: October 9, 2020
Prepared by: The Morin-Cameron Group, Inc.

The Application may be reviewed online at:

<https://eeaonline.eea.state.ma.us/EEA/PublicApp/> using the “Site Name” G. Mello Disposal Corp.” and the “Search” tab. Under “Record Type”, select the “Application” file with the November 20, 2020 application date.

G. Mello proposes to construct and operate a new solid waste management facility at the Site that will handle an average of 500 tons per day of solid waste, including construction and demolition (C&D) waste. Waste delivered to the Site would be consolidated in larger vehicles and shipped off-site for proper disposal at a solid waste disposal facility.

The Application contains additional information regarding the Site and proposed facility.

NOTICE OF ADMINISTRATIVE DEFICIENCY

Based on an initial review, MassDEP has determined that the following information must be submitted to complete the administrative review of the Application:

1. **Distribution of the Application:** The Applicant provided a Distribution List with the Application cover letter that included the MassDEP-Northeast Regional Office, Georgetown Board of Health and Planning Board, Georgetown Peabody Library, Massachusetts Department of Health and the Merrimack Valley Planning Commission.

MassDEP Comment: The regulations at 310 CMR 16.08(2) require, in part, that a copy of the Application be provided to any board of health (abutting board of health), and to the library of any municipality within ½ mile of the proposed site assigned area.

The Application (Figure 3) shows that a portion of the Town of Rowley is located within one-half mile of the Site. As a result, copies of the Application must be distributed to the Rowley Board of Health and the Rowley Public Library. The Applicant shall provide documentation that copies of the Application have been delivered to all parties as required by 310 CMR 16.08, including to the Rowley Board of Health.

2. **Size of Site:** The Application form identifies 0.35 acres of the Site as the total area to be site-assigned for solid waste activities. The Application narrative (Section 2.2, Description of Proposed Project) states that the proposed solid waste handling building is 15,360 square feet or 0.35 acres. The site plans included with the Application (Figure 2) highlight the limits of the waste handling building as the proposed site-assigned area.

MassDEP Comment: Pursuant to 310 CMR 16.40(4)h, the size of the proposed site must be sufficient to properly operate and maintain the proposed facility. In addition to the enclosed transfer station building, the Application proposes a residential waste drop-off area and loaded overnight truck storage area(s). The proposed site assigned area must be revised to include all waste handling areas. Certain waste water and stormwater management devices related to the facility should also be included within the proposed site assigned area.

3. Supporting Documentation: The Application indicates that the Site may contain lands classified as Prime, Unique, or of State and Local Importance based on mapping by the United States Department of Agricultural (USDA), Natural Resources Conservation Service (NRCS). As presented in the Application, NRCS mapping shows the presence of soil types on portions of the Site associated with "Farmland Classification: Farmland of Statewide Importance." The USDA Agricultural Soil Map contained in Appendix C of the Application lists the soil type as Map Symbol 256A Deerfield loamy fine sand.

MassDEP Comment: The Application states that the Site is not actively devoted to agricultural or horticultural use and that investigations show extensive disturbance of the Site from prior construction activities and historical soil removal. The Application references the findings of a geotechnical evaluation completed by John Turner Consulting in November 2018 that indicate conditions which are not typical of prime farmland soils or of Unique, State or Local Importance; however the Application does not include a copy of the 2018 geotechnical report. The Applicant shall submit a detailed soil evaluation report that provides sufficient information that the Farmland of Statewide Importance soil type is not present at the Site.

Therefore, pursuant to 310 CMR 4.00, MassDEP must find the Application to be administratively deficient. Pursuant to 310 CMR 4.04(2)(b)1(b), G. Mello (the Applicant) may remedy this deficiency within 180 days of this notice by providing to MassDEP a revised application that addresses the above comments. Should the Applicant fail to remedy this deficiency within this period, MassDEP, pursuant to 310 CMR 4.04(2)(d)4 shall deem the Application as being withdrawn and any fee paid for the review of the Application shall be forfeited.

Pursuant to 310 CMR 4.04(2)(b)2.c, the Applicant may, within forty-five (45) days of this notice, elect to proceed with the Application as it now stands by so notifying MassDEP in writing. Should the Applicant elect this option it may not, thereafter, in any manner amend, revise, replace or supplement this Application.

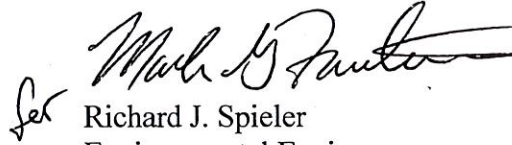
The Applicant's response to this notice and all other correspondence related to the Application must include the Application/Report Number: 20-SW01-0002-APP and FMF Number: 617158.

If you have any questions, please contact Richard Spieler at 978-694-3317 or by email to:
richard.spieler@mass.gov.

Sincerely,



Mark G. Fairbrother
Section Chief
Solid Waste Management



Richard J. Spieler
Environmental Engineer
Solid Waste Management

MGF/RJS/rjs

Enclosure: Communication for Non-English Speaking Parties

cc: Massachusetts Department of Public Health
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