

WASTE MANAGEMENT COUNCIL

Minutes of March 18, 2010

State of New Hampshire
Department of Environmental Services
29 Hazen Drive, Room 112, 113, and 114
Concord, New Hampshire 03301

MEMBERS PRESENT: G. Bradley Richards, Chairman; Michael B. Blayney; Charles Connell; Steven Crean; Arthur Cunningham; Nancy Kinner, Carl Quiram; Duncan Watson

NHDES: Fred Mc Garry, Waste Management Division
Michael Wimsatt, Waste Management Division

(1) Introduction

(A) Chairman Richards brought the meeting to order at 10:15 a.m. verifying that a quorum was present.

(2) Pending Business

(A) Acceptance of Minutes for Meeting December 17, 2009: A motion was made to accept the Minutes of the December 17, 2009 meeting. Motion made by Mr. Connell, seconded by Mr. Quiram. All in favor.

(B) Schedule of Next Meeting: The next meeting is scheduled for April 15, 2010 and will be held at the NHDES offices.

(C) Councilman Chuck Connell made a motion Wishing Lt Edward Blayney and his peers a safe return from Afghanistan. Seconded Bradley Richards, All in favor

(3) Guest Speaker: Michael J. Wimsatt, P.E., Director, Waste Management Division

Mr. Wimsatt gave a brief synopsis to the Council regarding the current & future budget. And he also included information about the Clean up Fund Audit. Mr. Wimsatt also gave a description of bills that are before the House and the Senate including, SB 480, which will change the way the Councils hear Appeals.

(4) Appeal Status Update: Amy Samson, Appeals Clerk

Case's awaiting Council action.

Docket Number: 09-41 WMC – Petsmart, Inc
Subject of Appeal: November 16, 2009 Administrative Order No. 09-088 WMD
Status: Appeal was filed on December 16, 2009, which was handed to you at the December 17, 2009 Council meeting. The appeal was filed sufficiently.
Action: Accept or Deny Notice of Appeal.

Pending Appeal's.

Docket Number: 08-08 WMC
Appellant: Richard A. Mottolo
Subject of Appeal: 1/11/08 Groundwater Management Permit No. 198704094-R-001
Status: It is expected that this appeal will be withdrawn soon.

Docket Number: 08-49 WMC
Appellant: Russell Thomas
Subject of Appeal: July 2, 2008 Administrative Order No. WMD 08-033
Status: A settlement agreement has been finalized. A copy has been attached to this status report.

Docket Number: 09-02 WMC
Appellant: North Country Environmental Services. Inc. (NCES, INC.)
Subject of Appeal: December 12, 2008 Applications to Modify Permit # DES-SW-SP-03-002 for Stage IV Phase II of the NCES Landfill, Trudeau Road, Bethlehem NH
Status: Appeal Stayed

Docket Number: 09-19 WMC
Appellant: North Country Environmental Services, Inc. (NCES, INC.)
Subject of Appeal: March 25, 2009 Notice of Decision Regarding Applications to Modify Permit #DES-SW-SP-03-002 for Stage IV Phase II of the NCES Landfill, Trudeau Road, Bethlehem, NH
Status: Appeal Stayed.

Docket Number: 09-29 WMC – Sprague Energy Corp.
Subject of Appeal: June 1, 2009 Administrative Order No. 09-49 WMC
Status: Appeal withdrawn on January 19, 2010

**(5) Guest Speaker: Frederick McGarry, P.E., DEE, Assistant Director,
Waste Management Division**

Mr. McGarry gave an update of the Anthrax incident in Durham.

(7) Adjournment

Meeting will be continued on item 3 until the March 26, 2010 meeting. There was not a quorum at the March 26, 2010 meeting so meeting will be continued until the April 15th meeting.

On August 19, 2010 at 10:55 a.m., Mr. Connell moved to adjourn the March meeting. Ms. Nancy Kinner seconded. All in favor.

*Respectfully submitted by Pamela Werner, Waste Management Council Clerk.
A copy of the audio taped recording of this meeting is available upon request. Please contact Mrs. Werner at (603) 271-2905 for more information.*