

WASTE MANAGEMENT COUNCIL

Minutes of June 16, 2011

**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; Phillip Bilodeau; Michael Blayney; Charles E. Connell; Arthur Cunningham; Michael Durfor; Nancy Kinner; Elaine Lauterborn;

(1) Introduction

(A) Chairman Richards brought the meeting to order at 8:50 a.m. verifying that a quorum was present.

(2) Pending Business

(A) Schedule of Next Meeting: The next meeting is scheduled for July 21, 2011 and will be held at the NHDES offices.

(B) Accept Minutes of the May 5, 2011 meeting. Nancy Kinner moved to accept the January Minutes and Phillip Bilodeau seconded. All in favor.

(3) Appeal Status Update: Peter Demas, Legal Coordinator

Pending Appeal's.

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

Council's Attorney: Attorney Kristin Spath

Presiding Officer: Not Assigned

Status: Stay remains in affect

Action needed by Council: None

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

Councils Attorney: Kristin Spath

Presiding Officer: Not Assigned

Status: Stay remains in affect

Action Needed by Council: None

Docket Number 10-21 WMC

Subject of Appeal: August 27, 2010 Type 1B Permit Modification for NCES Stage IV Landfill, 581 Trudeau Road Permit # DES-SW-03-002

Council's Attorney: Attorney Anthony Blenkinsop

Presiding Officer: Attorney David Conley

Status: Appeal accepted by Council on October 21, 2010. A pre-hearing conference was Held on March 18, 2011. The parties are negotiating a settlement;

Action needed by Council: None.

Docket Number 10-22 WMC –Seth Goldstein, et al Appeal

Subject of Appeal: August 27, 2010 Type 1B permit Modification for NCES Stage IV Landfill, 581 Trudeau Road Permit# DES-SW-03-002

Council's Attorney: Anthony Blenkinsop

Presiding Officer: Attorney David Conley

Status: The Presiding Officer issued an Order on June 9, 2011 granting in part and Denying NCES' Motion for Direct Entry of Dismissal; Hearing on June 16, 2011

Docket No. 10-26-AWMC – Old Dutch Mustard co. Inc. of Pioneer Point Appeal

Subject of Appeal: Issuance of Standard Permit DES-SW-SP-10-005 issued on October 26, 2010 to Pioneer Point Ent. As well as waiver approvals DES-SW-WV-10-003 and -004.

Council's Attorney Anthony Blenkinsop

Presiding Officer; Not Assigned

Status: Notice of Appeal received sufficiently and timely (29th) day on November 24, 2010. The Council accepted the appeal on January 20, 2011. It does NOT appear that Notice of Acceptance of the Appeal has been sent.

Action needed by Council; Send Notice of Acceptance of the Appeal and schedule PHC.

Docket No. 11-04 WMC –Seth Goldstein, et al Appeal

Council's Attorney: Attorney Anthony Blenkinsop

Presiding Officer: Not Assigned

Status; Appeal Accepted on May 5, 2011. It does NOT appear that Notice of

Acceptance of the Appeal has been sent.
Action needed by Council; Send Notice of Acceptance & Schedule PHC.

(4) **Hearing**
Docket No. 10-22 WMC-Seth Goldstein et al APPEAL

(5) **Adjournment**

Meeting was adjourned at 4:30 Mr. Phillip Bilodeau made the motion to adjourn the June 16, 2011 meeting Elaine Lauterborn 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.*