Vermont Agency of Natural Resources

Department of Environmental Conservation

Solid Waste Management Program

**SOLID WASTE MANAGEMENT FACILITY CERTIFICATION**

FACILITY NAME: Town of Mount Holly Transfer Station

FACILITY OWNER (PERMITTEE): Town of Mount Holly

 PO Box 248

 Mount Holly, Vermont 05758

FACILITY OPERATOR (PERMITTEE): Town of Mount Holly

LANDOWNER (PERMITTEE): Town of Mount Holly

PROJECT IDENTIFICATION NUMBER: RU100-0080

SOLID WASTE FACILITY ID NUMBER: RU043

FACILITY LOCATION: 10 Sharon Lane, Mount Holly

FACILITY PURPOSE/DESCRIPTION:

The continued operation of the Town of Mount Holly Transfer Station by the Town for the collection and transfer of municipal solid waste and recyclable materials.

APPLICATION REVIEW:

The application for Certification was received by the Solid Waste Management Program (“Program”) on May 17, 2021. It was reviewed in accordance with the Waste Management Act 10 V.S.A. §§6601 et seq., and the Solid Waste Management Rules (eff. 10/31/2020) (“Rules”). The Application is on file in the offices of the Program in Montpelier, Vermont.

CERTIFICATION PERIOD: Date of Issuance to March 31, 2031

**FINDINGS**

1. On May 17, 2021 the Permittee submitted an application to the Program for Certification pursuant to 10 V.S.A. §6605, and the Rules for continued operation of the Mount Holly Transfer Station.
2. The Facility is located at 10 Sharon Lane in Mount Holly at 43˚26’28” North Latitude and 72˚50’17” West Longitude.
3. The operational units at the Facility include:

Transfer Station

HHW Collection Events

1. The Facility accepts a variety of materials, including: Municipal Solid Waste, Household Recyclables, Tires, Batteries, Electronics, Leaf & Yard Waste, Metals, Appliances, Waste Oil, and Compost.
2. The Facility will accept materials from local residents. The facility is open during the summer months on Wednesday’s from 4:00 PM to 7:00 PM and Saturday’s from 8:00 AM to 2:00 PM and during the winter months, Saturday’s 8:00 AM to 2:00 PM and Sunday’s 9:00 AM to 2:00 PM
3. Access control is provided by a perimeter fence and gate. The gate shall remain locked when the Facility is not in operation to prevent unauthorized access.
4. The Closure Plan for the Facility is based on the removal of all solid wastes and recyclable materials. The estimated closure cost is $4,000. The Secretary approved the closure plan on May 27, 2021.
5. The Permittee provided a letter from the Town of Mount Holly Treasurer that outlines current and anticipates income and expenses for the Transfer Station and certifies that the Permittee will be financially capable to meet the closure cost estimates in the approved closure plan.
6. Pursuant to 10 V.S.A. §6605(c), the Secretary finds that the Facility is included in the Rutland County Solid Waste District Solid Waste Implementation Plan, which was approved by the Secretary on December 29, 2020.
7. The Permittee notified abutting landowners of the application submittal and how to subscribe to the Electronic Notice Bulletin in accordance with the requirements of 10 V.S.A. §6605(f) on May 21, 2021.
8. On May 20, 2021 the Program determined the Application to be administratively complete and that determination was noticed on the Electronic Notice Bulletin.
9. On May 27, 2021, the Program determined that Application to be technically complete and that it conforms with the Rules and other applicable statutory and regulatory requirements.
10. On May 27, 2021, the Program provided notice of the draft certification pursuant to 10 V.S.A. §7713(c). The public comment period ends on June 27, 2021.

# CONDITIONS & REQUIREMENTS FOR CONSTRUCTION & OPERATION

1. The Permittee shall construct, develop and operate the Facility in accordance with the terms of this Certification and with the applicable provisions of State law, including the Solid Waste Management Rules. Compliance with this Certification does not relieve the Permittee from complying with all applicable Local, State and Federal laws.
2. The following documents, submitted as part of the Application, are hereby incorporated by reference in this certification:
* Application for Recertification, Town of Mount Holly Transfer Station. Includes Facility Management Plan.
* Letter from Town of Mount Holly to Solid Waste Management Program addressing financial capability. Letter dated May 11, 2021.
* Letters to adjoining property owners. Dated May 21, 2021

Additions or alterations to the documents referenced above must be approved by the Agency prior to implementation. Materials or substantial additions or alterations which justify the application of condition different or absent from the Certification will be cause for modification or amendment of this Certification.

**Application Fees**

## Compliance Schedule

1. On or before May 31, of each year, the Permittee shall submit a report concerning its financial condition pursuant to §6-803(2)(A) of the Rules.
2. On or before May 31, 2023, 2025, 2027, and 2029, the Permittee shall review the approved closure plan and closure cost estimates and shall submit documentation that provides the information required by §6-803 of the Rules, consisting of either:

(A) A letter from the entity's chief financial officer outlining current and anticipated income and expenses for the entity's waste management facilities and certifying that the entity will be financially capable to meet the cost estimates made for closure required in these Rules. The letter shall be in a form prescribed by the Secretary and shall include, at a minimum, the total debt for the facility, closure, other anticipated expenses, income from user charges, transferred funds, and any other income.

(B) The opinion of the entity's auditor or an independent certified public accountant as to the entity's financial capability to meet closure and post-closure costs.

## Re-Certification

1. On or before October 1, 2030 the Permittee shall either apply for re-certification of the Facility or submit a schedule for implementation of the closure plan.

## Facility Operations

1. The Permittee shall ensure that the amounts of materials accepted and stored at the facility do not exceed the amounts listed in the Material Acceptance and Storage Limitations in Appendix A. The yearly tonnage acceptance calculations shall begin on January 1 and end on December 31 of each certification year.
2. The Permittee shall comply with all the facility operation standards, requirements and conditions specified in Subchapter 9 of the Rules, including but not limited to:
	1. Practices and/or engineering controls pursuant to the Rules with respect to preventing/controlling spills, nuisance dust, vectors, odors (§6-705), and wind-blown debris; and
	2. Practices that prevent the inclusion of hazardous wastes with the solid waste accepted by the facility pursuant to §6-705 of the Rules. Regulated hazardous wastes, include, but are not limited to, mercury containing bulbs and mercury added products that may be determined to be hazardous wastes from commercial sources, regardless of quantity. Hazardous waste produced by conditionally exempt and small quantity generators shall not be accepted as part of incoming solid waste at the facility. Hazardous wastes are identified or described by Chapter 2 of Vermont’s Hazardous Waste Management Regulations. It is the responsibility of the Permittee to ensure that all wastes disposed of as solid waste are non-hazardous.
3. The Permittee shall maintain an up-to-date copy of the Facility Management Plan and this certification, including all revisions, at the Facility in a location readily accessible to Facility personnel.
4. The Permittee shall implement any or the entire approved contingency plan to ensure proper management of wastes or recyclable materials during planned and unplanned events when the facility is and is not in operation.

# Materials Management

### Solid Waste

1. All solid waste shall be transported to a certified treatment or disposal facility on a schedule adjusted to minimize odors from waste.
2. All solid waste shall be stored in containers, except as otherwise specified herein for specific wastes. The Permittee shall ensure that the facility is managed to minimize the possibility of an emission or discharge of contaminants from the containers.

**Construction and Demolition Wastes (“C&D Waste”)**

**If facility does not process C&D Waste, use the following condition:**

1. All C&D waste shall be stored either in containers or in an enclosed or covered area.

**Recyclable Materials**

1. In accordance with §10 V.S.A 6605(j)(1), the Permittee shall offer parallel collection of mandated recyclables at the Facility.
2. Materials to be recycled, contaminated recyclable materials and process residuals which may be dispersed by wind shall be stored the compactor boxes or roll-off boxes.

### Lead Acid Batteries

1. All lead acid batteries shall be stored undercover on an impervious surface.
2. The Permittee shall maintain at all times, a supply of absorbent materials and acid neutralizers sufficient to clean up a spill of up to 1 gallon of battery acid solution.
3. All batteries shall be transported off site in accordance with all applicable Federal and State hazardous materials transport regulations.

**Used Oil**

1. The Permittee shall manage used oil in accordance with Subchapter 8 of the Vermont Hazardous Waste Management Regulations.

### HHW/CEG Collection Events

1. This facility is authorized to accept hazardous wastes from households (HHW) during scheduled collection events. Collection events shall be conducted pursuant to the requirements in 6-1403(b) of the Rules. The Facility shall submit the HHW/CEG Survey Form to the Solid Waste Management Program by January 15, of every certification year.

### Tires

1. No more than 400 tires may be stored uncovered at the facility at any time.

**Leaf and Yard Waste**

1. In accordance with §10 V.S.A 6605(j)(2), the Permittee shall offer parallel collection of leaf and yard waste at the Facility.

**Food Residuals**

1. In accordance with §10 V.S.A 6605(j)(3), the Permittee shall offer parallel collection of food residuals at the Facility.
2. All food residuals and putrescible organics shall be transported to a certified or registered treatment facility on a schedule adjusted to control odors and vectors from the waste.
3. The Permittee shall store all food residuals in watertight, lidded containers. An adequate supply of wood shavings or saw dust shall be on hand to cover the food residuals to control vectors and odors.

**Electronic Wastes**

1. This facility is authorized to manage landfill banned electronic devices. Computers, computer monitors, computer peripherals, printers, and televisions shall be managed pursuant to the requirements of the Procedure for the Environmentally Sound Management of Electronic Waste for Collectors, Transporters, and Recycling Facilities. Specifically, Section 4. Standards for Collectors.

Please become familiar with this procedure which can be found at: <http://dec.vermont.gov/sites/dec/files/wmp/SolidWaste/Documents/Procedure_MgmtOfElecDevices.pdf>

### Universal Wastes

1. This facility is authorized to manage fluorescent bulbs, lead acid batteries as Universal Waste. All such materials shall be managed pursuant to the requirements in Subchapter 9 of the Vermont Hazardous Materials Management Regulations.

### Other Wastes

1. Scrap metal and appliancesmay be stored uncovered on the ground for less than two years from the date of receipt. All materials shall be taken off-site or shall be stored under cover, but in no event more than two years from the date of receipt.
2. A qualified person prior to any further treatment of the appliance shall drain all refrigerants from appliances.

# Record Keeping and Reporting

1. The Permittee shall maintain all records pursuant to the requirements of §6-707 of the Rules.
2. The Permitee(s) shall submit quarterly reports to the Program on or before **January 31, April 30, July 31,** and **October 31** electronically on forms provided for this purpose by the Program.

**Closure Requirements**

1. The Permittee shall notify the Program within thirty (30) days after the date the final volume of waste is received at the Facility, pursuant to §6-907 of the Rules.
2. The Permittee shall close the Facility in accordance with the approved Facility Closure Plan.
3. The Permittee shall provide certification of closure as part of the final closure of the Facility, pursuant to §6-907(g)(1) and (2) of the Rules.

**General Conditions**

1. This Certification does not convey any property rights of any sort or any exclusive privilege, nor does it authorize any injury to private property or any invasion of personal rights.
2. This Certification is not alienable, transferable or assignable.
3. The Permittee agree to allow Agency personnel access to the Facility during normal Facility operating hours and during standard Agency business hours (Monday-Friday 8am to 5pm) when the Facility may not be open to the public. The Permittee shall cooperate with Agency personnel or their designees to perform such inspections, waste sorts or other activities pursuant to 10 V.S.A. §6609 as may be required to ensure compliance with this Certification, with all applicable statutes and the Rules. With respect to waste sorts, the Agency shall provide notice and consult with the Permittee prior to conducting the sort. The Agency shall consider reasonable steps proposed by the Permittee to minimize any disruption that a waste sort may cause.
4. If at any time during the term of this Certification the Secretary finds there is no approved Solid Waste Implementation Plan (SWIP) for the area in which this Facility is located, or that the SWIP for the area in which this Facility is located no longer includes this Facility, this Certification will be subject to revocation or suspension under §6-606 of the rules.
5. This Certification supersedes any and all pervious authorizations issued to the Permittee concerning the operation of the Facility.

**Appeals**

Any person aggrieved by this certification or permit may appeal to the Superior Court – Environmental Division within 30 days of the issuance of this permit in accordance with 10 V.S.A. Chapter 220 and the Vermont Rules Environmental Court Proceedings.  If this certification or permit relates to a renewable energy plant for which a certificate of public good is required under 30 V.S.A. §248, any appeal must be filed within 30 days of the issuance with the Vermont Public Service Board in accordance with Board rules.

The Secretary’s issuance of this Certification for the operation of this facility relies upon the data, judgment and other information supplied by the Permittee, the hired professional consultants and other experts who have participated in the preparation of the Application.

The Secretary makes no assurances that the facility certified herein will meet the performance objectives of the Permittee and no warranties or guarantees are given or implied.

The Program staff has reviewed the Application and has found that it conforms to current technical standards. It is recommended that the foregoing findings be made and this Certification be issued for the operation of the facility described here in.

I do affirmatively make the findings as recommend by the staff of the Program and approve the issuance of this Certification.

Dated this \_\_\_\_ day of June , 2021at Montpelier, Vermont.

AGENCY OF NATURAL RESOURCES

Peter Walke, Commissioner

Department of Environmental Conservation

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Catherine Jamieson, Program Manager

Solid Waste Management Program

Department of Environmental Conservation

Appendix A - Material Acceptance and Storage Limitations

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| **Material Type** | **Amount Stored On-site (tons)** | **Amount Accepted per Day (tons)** | **Annual Amounts Accepted (tons)**  |
| Wastes Transferred for Incineration, Other Treatment or Disposal |
| Solid Waste | 12  | 12 | 350 |
| Tires  |  150 units |  150 units |  400 units |
| Materials Accepted For Recycling |
| Fibers and Containers | 18 | \_\_\_\_\_ | \_\_\_\_\_\_  |
| Appliances, Scrap Metals | 26 | \_\_\_\_\_ | \_\_\_\_\_\_ |
| Used Oil | 110 gallons | Up to storage limit | \_\_\_\_\_\_\_ |
| Lead Acid Batteries | 60 units | Up to storage limit | \_\_\_\_\_\_\_ |
| Food Waste  | 4 toters | \_\_\_\_\_\_ | \_\_\_\_\_\_ |