Vermont Agency of Natural Resources
Department of Environmental Conservation
Solid Waste Management Program

SOLID WASTE MANAGEMENT FACILITY CERTIFICATION

FACILITY NAME:	Barnet Transfer Station
FACILITY OWNER (PERMITTEE):	Town of Barnet P.O. Box 15 Barnet, VT 05821
FACILITY OPERATOR (PERMITTEE):	Town of Barnet
LANDOWNER (PERMITTEE):	Town of Barnet
PROJECT IDENTIFICATION NUMBER:	SJ95-0093
SOLID WASTE FACILITY ID NUMBER:	CA071
FACILITY LOCATION:	Town Forest Road Barnet, Vermont

FACILITY PURPOSE/DESCRIPTION:

This certification is for the continued operation of the Barnet Transfer Station by the Town of Barnet 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 February 17, 2022. 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 April 1, 2032

FINDINGS

a) On March 25, 2022, the Permittee(s) submitted an application to the Program for Certification pursuant to 10 V.S.A. §6605, and the Rules for the continued operation of the Barnet Transfer Station.

b) The Facility is located at the end of Town Forest Road in Barnet, at 44°21'55.32" North Latitude and 72°02'11.23" West Longitude.

c) The operational units at the Facility include:

Transfer Station
Recycling Drop-Off
Metal Collection
Tire Collection
Food Residuals Collection
Leaf and Yard Waste Collection
Universal Wastes

d) The Facility accepts a variety of solid wastes, including municipal solid waste, bulky wastes, appliances and scrap metals, fibers, containers, and other recyclables, household hazardous waste collections.

e) The Facility will accept materials from town residents only. The facility is open **Saturdays from 8 am to 3 pm and on Wednesdays (summer only) from 3 pm to 7 pm.**

f) Access control is provided by a locking gate. The gate shall remain locked when the Facility is not in operation to prevent unauthorized access.

g) The Closure Plan for the Facility is based on the removal of all solid wastes and recyclable materials. The estimated closure cost is $3,140.00. The Secretary approved the closure plan on **March 31, 2022.**

h) The Permittee(s) provided a letter from the chief financial officer that outlines current and anticipated income and expenses for the Barnet Transfer Station and certifies that the Permittee(s) will be financially capable to meet the closure cost estimates in the approved closure plan.

i) Pursuant to 10 V.S.A. §6605(c), the Secretary finds that the Facility is included in the Northeast Kingdom Solid Waste Management District, Solid Waste Management Plan.

j) The Permittee(s) 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 February 15, 2022.

k) On April 1, 2022, the Program determined the Application to be administratively complete and that determination was noticed on the Electronic Notice Bulletin.

l) On April 1, 2022, the Program determined that Application to be technically complete and that it conforms with the Rules and other applicable statutory and regulatory requirements.

m) On **April 1, 2022**, the Program provided notice of the draft certification pursuant to 10 V.S.A. §7713(c). The public comment period ended on May 1, 2022.

Variance from Leaf and Yard Waste Collection

a) On July 22, 2015, the Northeast Kingdom Waste Management District (NEKWMD) applied for a variance from the Act 148 requirement that solid waste facilities provide Leaf and Yard Debris collection. The facilities requesting the variance are municipally owned in the following towns, Albany, Barnet, Concord, East Haven, Glover, Jay, Newark, Norton, Peacham, Waterford, Westfield, and Wheelock.

b) The NEKWMD has indicated that due to the rural nature of the towns listed above that self-management on-site of Leaf and Yard Debris has been the historical norm for residents. Furthermore, the NEKWMD has shown that there are Leaf and Yard Debris collection facilities in the towns of Brighton, Danville, Derby, Lunenburg, Lyndon, Morgan, Ryegate, and Westmore. These towns include the four largest village centers in the NEKWMD where the need for Leaf and Yard Debris management will likely be greatest. These facilities (with the exception of Danville) will also accept Leaf and Yard Debris from other NEKWMD town residents should on-site management become impractical or not desired.

c) The NEKWMD residents historically manage Leaf and Yard debris on site, and when this is impractical or not desired, the NEKWMD has a number of facilities throughout the district which provide Leaf and Yard Debris collection opportunities. The on-site management along with alternative facilities has the capacity to serve the people of the District in a convenient manner.

d) The NEKWMD facilities of Albany, Barnet, Concord, East Haven, Glover, Jay, Newark, Norton, Peacham, Waterford, Westfield, and Wheelock are granted a variance from § 6605 (j)(2), subject to the following condition:

The variance is for the duration of the facilities' current certification period. Upon re-certification the owner of the facility shall apply for a renewal of the variance. The applicant has reapplied for the variance and the variance has been granted.

CONDITIONS & REQUIREMENTS FOR CONSTRUCTION & OPERATION

1. The Permittee(s) 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(s) 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:

   Barnet Recycling Center & Transfer Station Recertification Application (dated February 15, 2022) and accompanying documentation prepared by the NEKWMD.

   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.

Compliance Schedule

3. On or before December 31st of each year, the Permittee(s) shall submit a report concerning its financial condition pursuant to §6-803(2)(A) of the Rules.

4. On or before **December 31, 2024,** and every two years thereafter, the Permittee(s) 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

5. On or before **October 1, 2031**, the Permittee(s) shall either apply for re-certification of the Facility or submit a schedule for implementation of the closure plan.

Facility Operations

6. The Permittee(s) 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.

7. The Permittee(s) shall comply with all the facility operation standards, requirements and conditions specified in Subchapter 9 of the Rules, including but not limited to:

    a. 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

    b. 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(s) to ensure that all wastes disposed of as solid waste are non-hazardous.

8. The Permittee(s) 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.

9. The Permittee(s) 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

10. All solid waste shall be transported to a certified treatment or disposal facility on a schedule adjusted to minimize odors from waste.

11. All solid waste shall be stored in containers, except as otherwise specified herein for specific wastes. The Permittee(s) 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")

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

Recyclable Materials

13. In accordance with §10 V.S.A 6605(j)(1), the Permittee(s) shall offer parallel collection of mandated recyclables at the Facility.

14. Materials to be recycled, contaminated recyclable materials and process residuals which may be dispersed by wind shall be stored inside buildings or other roofed structures, in box trailers, or other closed containers.

Lead Acid Batteries

15. All lead acid batteries shall be stored undercover on an impervious surface.

16. The Permittee(s) 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.

17. All batteries shall be transported off site in accordance with all applicable Federal and State hazardous materials transport regulations.

Used Oil

18. The Permittee(s) shall manage used oil in accordance with Subchapter 8 of the Vermont Hazardous Waste Management Regulations.

HHW/CEG Collection Events

19. This facility is authorized to accept hazardous wastes from households (HHW) and hazardous waste from conditionally exempt generators (CEG) 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

20. No more than 1,500 tires may be stored uncovered at the facility at any time.

Food Residuals

21. In accordance with §10 V.S.A 6605(j)(3), the Permittee(s) shall offer parallel collection of food residuals at the Facility.

22. 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.

23. The Permittee(s) 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

24. 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

25. This facility is authorized to manage batteries, certain pesticides, thermostats, fluorescent light ballasts and mercury containing lamps 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

26. Scrap metal, appliances may be stored in roll off containers.

27. A qualified person prior to any further treatment of the appliance shall drain all refrigerants from appliances.

Record Keeping and Reporting

28. The Permittee(s) shall maintain all records pursuant to the requirements of §6-707 of the Rules.

29. 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.

30. Pursuant to 32 V.S.A. 5954(b), the Permittee shall file a copy of the quarterly tax return required under 32 V.S.A. Chapter 151, Subchapter 13 (solid waste franchise

tax) with the ANR Secretary (attention: Solid Waste Management Program) by **January 31, April 30, July 30 and October 31** of each year.

Closure Requirements

31. The Permittee(s) 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.

32. The Permittee(s) shall close the Facility in accordance with the approved Facility Closure Plan.

33. The Permittee(s) 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

34. 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.

35. This Certification is not alienable, transferable or assignable.

36. The Permittee(s) 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(s) 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(s) prior to conducting the sort. The Agency shall consider reasonable steps proposed by the Permittee(s) to minimize any disruption that a waste sort may cause.

37. 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.

38. This Certification supersedes any and all pervious authorizations issued to the Permittee(s) 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(s), 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(s) 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 _5th___ day of _May_____, 2022 at Montpelier, Vermont.

Julia S. Moore, Secretary
Vermont Agency of Natural Resources



By:_____
Josh Kelly, Program Manager
Solid Waste Management Program
Department of Environmental Conservation

Appendix A - Material Acceptance and Storage Limitations

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 & C&D	80 cubic yards	---	500
Tires	450 units	---	50
Materials Accepted For Recycling			
Fibers and Containers	2 - 30 yard containers	---	---
Appliances	22 units	---	---
Scrap Metal	5	---	---
Electronics	4 gaylords	---	---
Organic Materials Accepted			
Food Residuals	1 ton	---	---
Leaf and Yard Waste	2,000 cubic yds	---	---