WAIVER APPROVAL

Issued by the New Hampshire Department of Environmental Services, Waste Management Division (NHDES) pursuant to RSA 149-M and Part Env-Sw 202 of the New Hampshire Solid Waste Rules (Rules)

I. IDENTIFICATION OF FACILITY/ACTIVITY:
Waiver Approval No.: DES-SW-WV-22-001
Applicant Name/Address: Androscoggin Valley Regional Refuse Disposal Facility
Facility Name and Location: Mount Carberry Secure Landfill, Success, NH
Related Regulatory Activity: Permit No. DES-SW-88-029

II. FILE REFERENCE/RECORD OF APPLICATION:
WMD Log # (Date Rcv’d): 2020-48625-01 (4/2/20); 2020-48625-02 (10/8/20); 2020-48625-03 (3/23/21)

III. SECTION OF RULES BEING WAIVED: Env-Sw 804.03(e) regarding a wetlands setback, Env-Sw 805.05(j) regarding penetrations in the existing landfill liner system, and Env-Sw 805.07(b)(1) regarding the 24-hour leak detection time within the existing landfill liner system are hereby waived, subject to the terms and conditions in Section IV.

IV. TERMS AND CONDITIONS: The permittee shall implement measures to protect the wetlands as described in the application for waiver referenced in Section II above, including directing stormwater away from the wetlands, and using litter fences to prevent litter from entering wetlands.

V. EFFECTIVE DATE/DURATION OF WAIVER: Effective from the date of signature below. No duration limit.

VI. AUTHORIZATION: This approval grants to the applicant (identified in Section I above) a waiver to the requirements set forth in the rules cited in Section III above, as the rules relate to the facility or activity specified in Section I above, subject to the conditions specified in Section IV above. The waiver is valid for the period of time specified in Section V above and is granted on the basis of information supplied by the applicant. If that information is false, misleading or incomplete, this approval may be revoked, suspended or modified in accordance with Part Env-Sw 306 of the Rules.

BY EXERCISING ANY RIGHTS UNDER THIS AUTHORIZATION, THE APPLICANT HAS AGREED TO ALL TERMS AND CONDITIONS. Failure to comply with the terms and conditions of the waiver could result in administrative, civil or criminal enforcement action and penalties, and suspension or revocation of this approval or any permit to which it may apply. No liability is incurred by the State of New Hampshire by reason of any approval of this waiver or the facility or activity to which it relates. No warranty/guarantee is intended or implied by reason of any advice given by NHDES or its staff.

This approval shall not eliminate the applicant’s obligation to obtain all requisite federal, state or local permits, licenses or approvals, or to comply with all other applicable federal, state, district and local permits, ordinances, laws, approvals or conditions relating to the approved activity.

Michael J. Wimsatt, P.G., Director
Waste Management Division

April 22, 2022
Waste Management Division