

Memo

To: Berlin City Council
From: Jim Wheeler, City Manager
Date: 11/15/2021
Re: City Manager's Report

1. [Attached is a Notice of **Rescheduled** Public Hearing – Permit Application for a Solid Waste Landfill Expansion \(Mt. Carberry Secure Landfill – Bean Brook Road, Success, NH\)](#) .

The Public Hearing is scheduled for 6:00 PM at Berlin City Hall with written comments accepted until January 7, 2022.

2. [Mt. Carberry Secure Landfill, Bean Brook Road, Success, NH; Permit No. DES-SW-88-029 Issuance of Type III Permit Modification – Change in Aboveground Site Feature \(Scale\)](#) .

This permit modification is to install a new scale and related infrastructure near the existing scale and scale house.

3. [Attached please find the BWW – Municipal Water Usage from July 2, 2021 to October 1, 2021 \(November 2021 Billing Quarter\)](#).

4. The New Hampshire Municipal Association Annual Conference is being held from November 17th through November 19th of this week. The Conference is for elected and appointed officials. This year it will be held in hybrid format allowing for remote attendance. The Conference information can be viewed at: <https://www.nhmunicipal.org/nhmas-80th-annual-conference-and-exhibition>

5. The Assessing Standards Board will be hosting its 2021 Public Forum, on Wednesday, November 17, 2021 at 10:30 a.m., at the Manchester City Hall, Aldermanic Chambers – 3rd Floor, 1 City Hall Plaza, Manchester NH.



November 2, 2021

CITY of Berlin
168 Main Street
Berlin, NH 03570

Androscoggin Valley

Regional Refuse Disposal District

Map 132 Lot #27
Map 133 Lot #78

VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED

**RE: Androscoggin Valley Regional Refuse Disposal District,
Mt. Carberry Secure Landfill (DES-SW-88-029)
NHDES Waste Management Division, Permitting & Design Review Section
Type I-A Permit Modification Application – Phase IIIA Landfill Expansion
Notice to Abutters for Public Hearing**

Dear City of Berlin,

The Androscoggin Valley Regional Refuse Disposal District (AVRRDD or the District) is in the application process for a New Hampshire Department of Environmental Services (NHDES) Solid Waste Type-I-A permit modification that would provide for additional landfill capacity in a horizontal and vertical expansion of the Mt. Carberry Secure Landfill. The permit application, titled the Phase IIIA Landfill Expansion, was originally dated and submitted to NHDES on April 1, 2020, and determined complete by NHDES on July 16, 2021. Pursuant to Env-SW 304.08, a public hearing is required as part of the application process and the applicant is required to provide a copy of the public hearing notice to all abutters by certified mail. Due to Covid-19 concerns, the previous Phase IIIA public hearing scheduled for October 27, 2021, was postponed and has been rescheduled as detailed in the attached.

Our records indicate you own land abutting the landfill site. This letter serves as notice of a public hearing to abutters. The enclosed NHDES Notice of Public Hearing includes the scheduled date, time, and location of the Phase IIIA Landfill Expansion public hearing. For additional information, please contact Jaime Colby, P.E., Waste Management Division, NHDES, at (603) 271-5185 or myself at (603) 752-3342. Additionally, any individuals needing assistance or auxiliary communication equipment due to sensory impairment or other disability should contact Jaime Colby, P.E., at the phone number above.

Sincerely,

Androscoggin Valley Regional Refuse Disposal District

Sharon Gauthier
Executive Director

Enclosure: NHDES Notice of Public Hearing
cc w/o enc: Jaime Colby, P.E., NHDES
Paul Schmidt, P.E. CMA Engineers

PO Box 336, 3 Twelfth Street
Berlin, NH 03570
Tel. (603) 752-3342



NOTICE OF PUBLIC HEARING

RSA 149-M:9, RSA 149-M:11, Env-Sw 304.08

PERMIT APPLICATION FOR A SOLID WASTE LANDFILL EXPANSION Mt. Carberry Secure Landfill – Bean Brook Road, Success, NH Permit No. DES-SW-88-029

The New Hampshire Department of Environmental Services (NHDES) is seeking public comments on an application for expansion of the Mt. Carberry Secure Landfill located in Success, NH. A public hearing is scheduled for **6:00 pm on Thursday, December 16, 2021** for receipt of oral testimony. The public comment period is open and continues until 4:00 PM on Friday, January 7, 2022 for receipt of written comments to be included in the public hearing record.

Application Summary: Androscoggin Valley Regional Refuse Disposal District (AVRRDD) submitted to NHDES a Type I-A Permit Modification Application to expand the existing landfill both laterally, creating about 24.1 acres of new footprint, and vertically above the existing footprint. The proposed expansion, called Phase IIIA, would add approximately 4,992,000 cubic yards of capacity and extend the facility's life expectancy by about 16.3 years into 2041. The applicant has also submitted an application for waiver of 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.

The application documents are available for review during regular business hours at the Coos County offices, 136 County Farm Rd., West Stewartstown, NH; at the AVRRDD Office, 3 Twelfth St., Berlin, NH; and at the NHDES' office, 29 Hazen Dr., Concord, NH. Electronic copies are available through NHDES' OneStop website (<https://www.des.nh.gov/onestop-navigation>).

Public Hearing: A hearing to receive testimony on the application will be held in-person at the Berlin City Hall Auditorium, 168 Main St., Berlin, NH on December 16, 2021 at 6:00 pm. Remote access is also available by registering at: <https://attendee.gotowebinar.com/register/4366154493821480204>. After registering, you will receive confirmation by email with information on how to join the hearing through the internet. Advance registration is not required, but is encouraged. In the event of inclement weather, please call (603) 271-2925 for further information.

Written Comments: Instead of or in addition to providing oral testimony at the public hearing, written testimony may be submitted to NHDES at any time before the close of the public comment period on January 7, 2022 at 4:00 pm. To officially be included in the public record, written testimony must be submitted using one of three methods: by email at swpublic.comment@des.nh.gov; by post to NHDES-SWMB Attn: Jaime Colby, PO Box 95, Concord, NH 03302-0095; or by hand delivery to the NHDES' office at 29 Hazen Drive, Concord, NH.

Assistance: Individuals may request special assistance to attend the hearing under the provisions of the Americans with Disabilities Act by contacting Nelson Ordway, NHDES, 29 Hazen Dr., PO Box 95, Concord, NH 03302-0095; TDD Access: Relay NH 1-800-735-2964; or by email at solidwasteinfo@des.nh.gov. Requests for assistance must be received no later than 6:00 pm on December 2, 2021.

Additional Information: For additional information, please contact Jaime Colby, P.E., Civil Engineer VI, at (603) 271-5185, email jaime.m.colby@des.nh.gov, or mail to NHDES-SWMB, PO Box 95, Concord, NH 03302-0095.

NOTICE OF PUBLIC HEARING

RSA 149-M:9, RSA 149-M:11, Env-Sw 304.08

PERMIT APPLICATION FOR A SOLID WASTE LANDFILL EXPANSION

Mt. Carberry Secure Landfill – Bean Brook Road, Success, NH

Permit No. DES-SW-88-029

Application: For your convenience, below are links to the Type I-A permit modification application for expansion (Phase IIIA) of the Mt. Carberry Secure Landfill, which includes the associated application for waiver of certain design requirements. Note that electronic access to these documents is being provided through NHDES OneStop Data and Information Retrieval System (<https://www.des.nh.gov/onestop-navigation>).

- Application Vol. 1: <https://www4.des.state.nh.us/IISProxy/IISProxy.dll?ContentId=4834452>
- Application Vol. 2: <https://www4.des.state.nh.us/IISProxy/IISProxy.dll?ContentId=4834453>
- Supplement 1: <https://www4.des.state.nh.us/IISProxy/IISProxy.dll?ContentId=4881658>
- Supplement 2: <https://www4.des.state.nh.us/IISProxy/IISProxy.dll?ContentId=4910199>

The NH Solid Waste Rules, Env-Sw 100-2000, can be found online here: <https://www.des.nh.gov/rules-and-regulatory/administrative-rules?keys=&purpose=&subcategory=Solid+Waste>; and the NH Solid Waste Management statute, RSA 149-M, can be found online here: <http://www.gencourt.state.nh.us/rsa/html/NHTOC/NHTOC-X-149-M.htm>.



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

VIA EMAIL ONLY

November 12, 2021

Sharon Gauthier, Executive Director
Androscoggin Valley Regional Refuse Disposal District
PO Box 336
Berlin, NH 03570
Email: sgauthier@avrrdd.org

SUBJECT: Mt. Carberry Secure Landfill, Bean Brook Road, Success, NH
Permit No. DES-SW-88-029

Issuance of Type III Permit Modification – Change in Aboveground Site Feature (Scale)
Initial application received September 16, 2021 and assigned Application No. 2021-56025

Dear Ms. Gauthier:

The New Hampshire Department of Environmental Services, Waste Management Division (NHDES) has completed its review of the above-referenced application to modify Permit No. DES-SW-88-029 to approve a change in an aboveground site feature, specifically to install a second scale and related infrastructure at the Mt. Carberry Secure Landfill in Success, NH.

The requested modification is herewith granted per the enclosed Record of Modification issued pursuant to the New Hampshire Solid Waste Management Act, [RSA 149-M](#) and Chapter [Env-Sw 300](#) of the New Hampshire Solid Waste Rules. Please attach a copy of the modification approval to the subject permit to provide a record of this action.

Any person aggrieved by this decision can file an appeal with the NH Waste Management Council (Council). Any such appeal must be filed directly with the Council in accordance with the Council's rules, [Env-WMC 204](#), *Appeals: Filing; Notice; Parties and Representatives; Scheduling; Motions*. The appeal must be filed **directly with the Council within 30 days** of the date of this decision and must set forth fully **every ground** upon which it is claimed that the decision complained of is unlawful or unreasonable. Only those grounds set forth in the notice of appeal can be considered by the Council. Information about the Council, including a link to the Council's rules, is available on their [website](#).

If you have any questions regarding this approval, please contact me.

Sincerely,

Laura J. Filiau, M.P.A.
Solid Waste Management Bureau
Tel.: (603) 271-0675
Email: laura.j.filiau@des.nh.gov

Waste Management
Division

Digitally signed by Waste Management Division
DN: cn=Waste Management Division, o=Solid
Waste Division, ou=Waste Management Division,
email=NELSON.ORDWAY@DES.NH.GOV, c=US
Date: 2021.11.12 09:37:00 -05'00'

encl. Record of Modification, dated November 12, 2021

cc: Jennifer Fish, Coos County Administrator, email: jennifer.fish@cooscountynh.us
James Wheeler, City Manager, City of Berlin, email: city_manager@berlinnh.gov
Paul Schmidt, P.E., CMA Engineers, Inc., email: pschmidt@cmaengineers.com

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
(603) 271-2925 • Fax: 271-2456 TDD Access: Relay NH 1-800-735-2964



RECORD OF TYPE III MODIFICATION TO SOLID WASTE MANAGEMENT FACILITY PERMIT

Issued by the New Hampshire Department of Environmental Services, Waste Management Division (NHDES) pursuant to the New Hampshire Solid Waste Management Act, [RSA 149-M](#) (RSA 149-M) and Chapter [Env-Sw 300](#) of the New Hampshire Solid Waste Rules (Rules)

I. PERMIT/FACILITY IDENTIFICATION:

Permit No.: DES-SW-88-029
Permittee: Androscoggin Valley Regional Refuse Disposal District
Facility Name: Mt. Carberry Secure Landfill
Facility Location: Bean Brook Road, Success, NH
Facility Type: Lined Landfill

II. FILE REFERENCE/RECORD OF APPLICATION:

Application No.: 2021-56025
Date(s) Received: 9/16/2021
WMD Document Log #(s): 2021-56025-01

III. MODIFICATION DESCRIPTION: Approval to install a new scale to the north of the existing scale and scale house.

IV. TERMS AND CONDITIONS: Attached.

V. EFFECTIVE DATE: Date of signature below.

VI. AUTHORIZING SIGNATURE: The permit identified in Section I above is hereby modified as specified in Section III above, subject to the terms and conditions provided in Section IV, above. This authorization is based on information provided to NHDES by the permittee in documents referenced in Section II, above. If the information is false, misleading or incomplete, the modification may be revoked or suspended in accordance with Part Env-Sw 306 of the Rules. Nothing stated in or omitted from the application constitutes a waiver of, or grounds for a waiver of any requirement of RSA 149-M or the Rules.

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

This permit shall not eliminate the permittee'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 facility.

A handwritten signature in black ink that reads "Leah McKenna".

Leah McKenna, Administrator
Solid Waste Management Bureau

November 12, 2021
Date

Waste
Management
Division

Digitally signed by Waste Management Division
DN: cn=Waste Management Division, o=Solid Waste Management Division, ou=Waste Management Division, email=NELSON.ORDWAY@DE.S.NH.GOV, c=US
Date: 2021.11.12 09:40:51 -05'00'

Permit No.: DES-SW-88-029
Permittee: Androscoggin Valley Regional Refuse Disposal District
Facility Name: Mt. Carberry Secure Landfill
Facility Location: Bean Brook Road, Success, NH
Approval - Type III Permit Modification
November 12, 2021
Page 2 of 2



Section IV: Terms and Conditions

General Provisions:

- (1) This permit modification has been prepared on the basis of the New Hampshire Solid Waste Management Act, RSA 149-M; and the New Hampshire Solid Waste Rules (Rules), Env-Sw 100 et seq., in effect on the issue date of this permit modification. The meanings of specific terms are as defined in the Rules, unless specified otherwise.
- (2) This facility shall comply with the requirements of the New Hampshire Solid Waste Management Act, RSA 149-M; the Rules; and the terms and conditions of this permit, as each may be amended from time to time.
- (3) If a conflict exists between any provision in the Permit Application identified in Section II and the provisions of this permit modification, the provisions of this permit modification shall apply.
- (4) If the provisions of this permit modification conflict with any other permit modification or approval issued pursuant to RSA 149-M and the Rules prior to the effective date of this permit modification, this permit modification shall supersede the earlier provision.



BERLIN WATER WORKS

OFFICE OF THE WATER COMMISSION
55 Willow Street, Berlin, NH

PLEASE ADDRESS REPLY TO:
55 Willow Street
Berlin, NH 03570-1883
Tel: 603-752-1677
Fax: 603-752-3055

November 1, 2021

Honorable Mayor, City Council & City Manager
City of Berlin
168 Main Street
Berlin, NH 03570

RE: MUNICIPAL WATER USE

Dear Honorable Mayor, City Council & City Manager:

Attached is the municipal water use and representative charges for the period of July 2, 2021 to October 1, 2021, which represents our November 2021 Billing Quarter.

This is being provided for your information and consideration.

Sincerely,

A handwritten signature in blue ink that reads "Craig P. Carrigan".

Craig P. Carrigan
Superintendent

cc: Finance Director
Jim Wheeler

MUNICIPAL WATER
Usage from: 07/02/2021 to 10/01/2021

LOCATION		USAGE IN CUBIC FEET	WATER CHARGES	ASSESSMENT CHARGES
SCHOOL FACILITIES:				
High School		70,000	\$ 1,272.53	\$2,109.00
Jr. High - State St.		12,700	\$ 275.14	\$390.00
Jr. High - Pine St.		300	\$ 30.00	\$27.00
Marston School		1,600	\$ 56.40	\$57.00
Brown School		100	\$ 30.00	\$27.00
SUB TOTAL		84,700	1,664.07	2,610.00
CITY FACILITIES:				
City Hall		2,000	\$ 64.68	\$ 69.00
Library		300	\$ 30.00	\$ 27.00
Fire Station		3,800	\$ 101.85	\$ 123.00
BIDPA - 145 Main St - Park		900	\$ 37.92	\$ 36.00
BIDPA - 121 Main St (added Jan 2013)	208	OFF	\$ -	\$ 27.00
Coos County Court House(added 12/2/13)	2759	OFF	\$ -	\$ 27.00
Police & Recreation		5,600	\$ 137.91	\$ 177.00
Recreation Storage - Gilbert Street 8/19/15		200	\$ 30.00	\$ 27.00
Public Works Facility		6,000	\$ 145.83	\$ 189.00
Waste Water Plant		3,934	\$ 105.93	\$ 129.00
Watson St. Pump Stations		13,700	\$ 294.44	\$ 420.00
Memorial Field - Portland St		9,900	\$ 221.10	\$ 306.00
Sewer Pump Station 89 E. Milan Rd		2,800	\$ 81.24	\$ 93.00
Central Playground Bathroom added 10/15		200	\$ 30.00	\$ 27.00
Jericho Rd Wastewater Pump Station	flat rate	1,000	\$ 40.56	\$ 39.00
Armory Wastewater Pump Station	flat rate	1,000	\$ 40.56	\$ 39.00
Shelby St. Wastewater Pump Station		-		
Napert Village Wastewater Pump Station		-		
Recreation Rinks, etc.	flat rate	1,000	\$ 40.56	\$ 39.00
Recreation - River Street	flat rate	1,000	\$ 40.56	\$ 39.00
SUB TOTAL		53,334	\$ 1,443.14	\$ 1,833.00
City Hydrants	flat rate	1,619,850	\$ 27,000.04	\$ 48,604.50
		138,034	\$ 30,107.25	\$ 53,047.50
TOTAL DUE				\$ 83,154.75