**From:** Wimsatt, Mike <Michael.Wimsatt@des.nh.gov>  
**Sent:** Monday, March 9, 2020 2:26:50 PM  
**To:** Andrew Bouldin <Andrew.Bouldin@leg.state.nh.us>  
**Cc:** Colby, Jaime <Jaime.Colby@des.nh.gov>  
**Subject:** RE: HB 1319 Question

Dear Rep. Bouldin,

Thank you for your email.  Following up on our telephone conversation this morning, I am writing to confirm that NHDES reads the text of Rep. Bixby’s proposed floor amendment 2020-1108h to HB 1319 to exclude expansions of existing landfills from the prohibition on siting of new landfills within 2 miles of the boundary of any state or national park.  Further, as we understand the situation, the bill, if amended as proposed by 1108h, would not apply to expansions of the Mt. Carberry Landfill located in Success, NH.

I trust that this email is responsive to your inquiry.   Please feel free to contact me if you have any further questions.

Regards,

Mike

Michael J. Wimsatt, P.G., Director

Waste Management Division

NH Department of Environmental Services

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**From:** Andrew Bouldin <Andrew.Bouldin@leg.state.nh.us>  
**Sent:** Monday, March 9, 2020 10:07 AM  
**To:** Wimsatt, Mike <Michael.Wimsatt@des.nh.gov>  
**Subject:** HB 1319 Question

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Director Wimsatt,

I hope you had a restful weekend!

I'm reaching out to you at the request of Rep. Bixby. We discussed the concerns of the Berlin Mayor regarding Mt. Carberry pod expansions, due to their proximity to the Appalachian trail. Rep. Bixby and I are of the opinion that new pods would not constitute new landfills, and thus would be allowed to be permitted under HB1319 as amended with the Bixby floor amendment 1108h.

Can you confirm whether we are correct? We'd like something definitive so we can ease any fears regarding Mt. Carberry.

Thanks