



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner



VIA EMAIL ONLY

May 12, 2022

John Gay, Region Engineer
Granite State Landfill, LLC
1855 VT Route 100
Hyde Park, VT 05655
Email: john.gay@casella.com

Subject: Proposed Granite State Landfill, 172 Douglas Drive, Dalton, NH

Status of Application

Standard Permit Application – Proposed Landfill; Initial application received February 9, 2021, and assigned Application No. 2021-52265

Dear John Gay:

The New Hampshire Department of Environmental Services, Waste Management Division (NHDES) received Granite State Landfill, LLC's (GSL's) supplemental submittals to the subject application on July 22, 2021 and November 1, 2021. NHDES added these supplemental submittals to the application and assigned WMD Log Nos. 2021-52265-09 and -10, respectively. The purpose of this letter is to summarize the status of the solid waste application for the proposed Granite State Landfill, and remind you of the application dormancy provision in the NH Solid Waste Rules, Env-Sw 100 et seq.

As of the date of this letter, the application consists of submittals identified as WMD Log Nos. 2021-52265-01 through -10. The record can be accessed via OneStop here:
<https://www4.des.state.nh.us/DEOneStop/SWFDetail.aspx?ID=0003132>.

NHDES identified that the application was incomplete via [letter dated June 1, 2021](#). GSL submitted two responses to the incomplete application determination letter, one dated [July 21, 2021](#) and one dated [November 1, 2021](#). Specifically, GSL stated in the July 2021 supplemental submittal that additional monitoring wells were being installed and the information obtained from the subsurface exploration program would be provided to NHDES once available. Further, GSL stated that it would provide revised figures showing the separation between the base of the landfill liner system and the bedrock surface, as well as revised stability calculations, based on these additional subsurface investigations.

In its November 2021 supplemental submittal, GSL provided the additional subsurface information and revised seasonal high groundwater and bedrock elevations. GSL also stated that the additional information would be "used to redesign the landfill base grades and perimeter berms," and the "landfill disposal capacity will be revised accordingly." Further, GSL stated that "revised stability analyses will be provided in a subsequent submittal," and "a summary of the monitorability of the proposed facility will be prepared and transmitted to NHDES in a separate document." As of the date of this letter, NHDES has not received the additional information. Pursuant to Env-Sw 304.05(d), all of the additional

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information needed to complete the application must be submitted no later than June 1, 2022. NHDES identified this requirement in its letters dated June 1, 2021 and [October 14, 2021](#).

For clarification, GSL's initial application met the basic filing requirements in Env-Sw 303 and NHDES accepted the application for review. However, NHDES determines that a solid waste application is complete when the content and format requirements of the application are satisfied, as required by Env-Sw 304.03, *Application Completeness Determination*. There are no provisions in the NH Solid Waste Rules for the applicant to submit additional information once the application is determined complete, for the public to review and comment on such additional information, or for NHDES to stop the decision-making process to consider such additional information. Therefore, to be determined complete, a solid waste application must have the substantive content necessary for NHDES to conduct a technical review. See NH Solid Waste Rules Env-Sw 303, *Filing Provisions for Applications, Registrations, and Reports*; Env-Sw 304, *Application Review*; and NHDES's request for additional information, dated June 1, 2021.

This letter serves as an additional reminder that the application will become a dormant application as defined in Env-Sw 102.54 on June 2, 2022. When an application becomes dormant, it is deemed denied by effect of Env-Sw 305.03(b)(6). The denial is without prejudice.

If NHDES does not receive the additional information as described above by **June 1, 2022**, or if the application is not withdrawn, the dormancy provision will take effect on June 2, 2022.

Please contact NHDES to discuss any questions you have regarding this correspondence.

Sincerely,



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