



Terri A. Guarino
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TOWN OF BOURNE BOARD OF HEALTH

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Meeting MINUTES March 8, 2022

Meeting was called to order at 04:02 P.M.

Michael Rausch acknowledged he was recording the meeting.

1. **Attendance**—Mr. Stanley Andrews, Mr. Meier, and Miss Princiotta present.
Support Staff—Health Agent, Terri Guarino and Steve Torres, Counsel for the Board of Health
2. **The Board of Health will review the Administrative Record and testimony presented to the Board during the public hearing held on February 2, and 16, 2022, before Hearing Officer John F. Shea under 310 CMR 16.20, on the Bourne Department of Integrated Solid Waste Management's application for a major modification of existing site assignment to allow the vertical and horizontal expansion of the landfill located at 201 MacArthur Boulevard (Rte. 28). No new evidence or argument will be received by the Board at this public meeting.** -- Mr. Andrews asked if the administrative record had been delivered to the Board of Health Office. Miss Guarino confirmed that we are in receipt of the complete administrative record. Attorney Steve Torres concurred.
3. **Deliberate on whether to grant the site assignment modifications, with special conditions on the extent, character and nature of the expansion of the landfill, as may be necessary to ensure that the expansion will not present a threat to the public health, safety or the environment.** -- Attorney Steve Torres summarized the draft decision and statement of findings. Conditions have to be consistent with the nature, extent, and character of the major modification. Attorney Torres further explains the draft conditions his team made are consistent with this as well as with the recommended conditions from the applicant and past site assignment hearings.
4. **Adopt a draft and/or final Decision, with due consideration of draft decisions that may (be) proposed by the parties.**-- The Board members read aloud the Engineer Report from Tighe & Bond regarding the site suitability in Section A. The Board concurred with all findings in Sections A through B6 conditioned on the edits required by Ms. Princiotta's review, these were all tagged for correction by Attorney Torres. **Motion for 5 minute recess at 5:19 P.M. made by Mr. Meier, seconded by Miss Princiotta, and voted unanimously. Meeting resumed at 5:26 P.M.** Mr. Andrews picked up with Section B7. Additional edits were noted by Mr. Andrews and Ms. Princiotta, all were taken down by Attorney Torres. The Board concurred with section B with notes provided by Ms. Princiotta and Mr. Andrews. Section C was reviewed by the Board and read aloud by Mr. Andrews, all the Board Members concurred with this section. Mr. Andrews continued on to Conditions Imposed by the Board under 310 CMR 16.2012. The Board will grant the site assignment subject to the modifications and conditions decided by the Board. Ms. Princiotta asked why ISWM was referred to as the applicant previously and in the conditions and modifications document they are referred to as ISWM. Attorney Torres explained that once conditions are imposed they are no longer the applicant as they have been approved, they would be the operating department known as ISWM. It was decided that within this document "trucks" should be replaced with "vehicles" in item 2. Mr. Andrews

continued on. In item 4 it is noted that the Chair of the Board and the Board of Health Agent will be notified if a change operating hours needs to occur. Mr. Andrews had an issue with removing "combustion" from item 7. Mr. Barrett explained that the removal and addition of combustion created problems with the anaerobic digestion project, as previous town council interpreted combustion as any type of combustion meaning a truck wouldn't be able to be driven across the site. Mr. Andrews did not feel comfortable allowing combustion on site, but did not consider things like generators or destruction of a gas with a flare to be combustion. As this is just his own opinion he felt it should be very clear in the site assignment what is allowed and what is not. Mr. Barrett suggested wording it as "no combustion of solid waste." Mr. Andrews expressed a want to remove the interpretation of former town councils and make it as clear as possible. Attorney Torres stated that an addition of a sentence stating that there is to be no combustion of solid waste on the site to the conditions. Ms. Princiotta mentioned a few punctuation errors for Attorney Torres to edit going forward. The Board continued to the next item. Mr. Andrews explained he wanted the wording "with good cause" added back in to Item 9. Mr. Meier and Ms. Princiotta felt that this addition would be beneficial. Ms. Princiotta felt that the wording on Item 10 should be changed to "the site" which was agreed with by the rest of the board. The Board reached the time limit for deliberations.

- 5. Adjourn -- Motion to adjourn made by Miss Princiotta with the office to secure a new date tomorrow, seconded by Mr. Meier and unanimous vote. The meeting adjourned at 6:32 P.M.**

Taped by Terri Guarino, Health Agent

Typed by Kaitlyn Shea, Assistant Health Agent