



Truro Board of Health

Tuesday February 6, 2024 at 4:30 PM

Truro Board of Health Notice of Regular Meeting

Meeting will open at 4:30 PM in the Select Board Chambers at Truro Town Hall on the 2nd floor.
The Truro Town Hall is located at 24 Town Hall Road

This will be a hybrid meeting (in-person and remote access). Citizens in Truro can view the meeting on Channel 8 and on the homepage of the Town of Truro website on the "Truro TV Channel 8" button found under "Helpful Links". Once the meeting has started, click on the green "Watch" button in the upper right of the page. **To join the meeting by phone or to provide comment during the meeting, please call-in toll free at 1-305-224-1968 and enter the following Meeting ID when prompted: Meeting ID: 884 7580 5887** To join this Zoom meeting from your computer, tablet or smartphone enter <https://us02web.zoom.us/j/88475805887> Please note that there may be a slight delay between the meeting and the live-stream (and television broadcast).

If you are watching the meeting and calling in, please lower the volume on your computer or television during public comment so that you may be heard clearly. We ask that you identify yourself when calling in; citizens may also provide public comment for this meeting by emailing the Health Agent at ebeebe@truro-ma.gov with your comments.

I. PUBLIC COMMENT *Please note that the Commonwealth's Open Meeting Law limits any discussion by members of the Board of an issue raised to whether that issue should be placed on a future agenda*

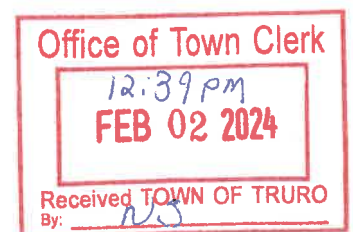
II. AGENDA ITEMS

1. **Proposed addition of Manager-** Harborview Village, Peter DeAndrade
2. **Discussion on PFAS**
3. **Transfer station update** – DPW director Jarrod Cabral
4. **Discussion** on Barnstable County Public Health Excellency Grant MOU

III. MINUTES

IV. REPORTS

Report of the Chair
Health Agent's Report



JAN 02 2024

RECEIVED BY: _____



TOWN OF TRURO
Health Department
P.O. Box 2030, Truro, MA 02666
PH: 508-349-7004, Ext. 131 Fax: 508-349-5508
Email: _____

APPLICATION TO NAME A MANAGER

This application is used for a Change of Manager, Add Co-Managers or to Name a

Section 1 - Business Information

Date: 1/2/2024

Print Name of Applicant: Peter de Andrade

PAID

Business Name or DBA to be managed: Hobbit View Village Condo Number of Units: 13

Street Address of Business: 168 Shore Rd. Truro MA 02652 Business _____

Mailing Address of Business: (Check if New Address) _____

Section 2 - Manager Information

Name of Previous Manager: additional manager On-Site Manager Unit #: _____

Name of New Onsite Manager: Peter de Andrade On-Site Manager Unit #: 13

Name of Property Management (10 Units or less): _____

Mailing Address of New Manager and/or Property Management Company: PO Box 210 North Truro MA 02652

Phone (24 hours/day): _____ Email: _____

Name of Co-Managers:
Randall Foyel

Unit # 6 Phone (24hrs/day): _____

Peter de Andrade

Unit # 5 Phone (24hrs/day): _____

Unit # _____ Phone (24hrs/day): _____

I have read & understand the Board of Health Manager Regulation, Section III, Article 4. Signature of New Manager, Co-Managers or Contact Person for Property Management is required.

Peter de Andrade
SIGNATURE

Peter de Andrade
PRINT NAME

1/2/24
DATE

SIGNATURE

PRINT NAME

DATE

SIGNATURE

PRINT NAME

DATE

Section 3 - **Office Use Only**

Team Inspection
(if over 3yrs since last one)

Scheduled 6/8/22 Date

Fee \$45.00

Paid

Board of Health Hearing

1/16/2024

\$75.00



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

Tel: (508) 349-7004 Fax: (508) 349-5505

Memorandum

To: Members of the Truro Board of Health
From: Jarrod J. Cabral, Department of Public Works Director
Date: January 24, 2024
Subject: Update for Transfer Station Operations

Operating Summary FY23:

Wages - \$194,251.00

Supplies and services - \$383,700

Total Ops Budget - \$577,951

Revenue - 383,295.14

Solid Waste Tonnage	Single Stream Tonnage	Total
FY23 - 1,620.41	FY 23 - 439.10	2,059.51
FY22 - 1894.20	FY 22 - 545.10	2,439.51
FY21 - 1,907.24	FY 21 - 557.32	2,464.56
FY20 - 1,662.31	FY 20 - 469.00	2,131.31
FY19 - 1,678.41	FY 19 - 410.00	2,088.41
FY18 - 1,746.32	FY 18 - 423.34	2,169.66
FY17 - 1,907.85	FY 17 - 277.99	2,185.84

Current year tonnage comparison

Solid waste

FY23 July 1, 2022 - Dec 31, 2022 - 1,019.80

FY24 July 1, 2023 - Dec 31, 2023 - 859.32

Difference - 160.48

Single stream

FY23 July 1, 2022 - December 31, 2022 -196.65

FY24 July 1, 2023 - December 31, 2023 - 155.21

Difference - 41.44

Operational Notes:

Solid waste contract expires Dec 31, 2024, negotiations are ongoing.

Single Stream is now being delivered to Wareham versus Westborough

Third part inspections are up to date and compliant.

PFAS has been detected at the Transfer Station and DEP reporting protocols are being followed.

Sincerely,

Jarrod J. Cabral

Director

Department of Public Works

Truro Ma 02666



Massachusetts Department of Environmental Protection Bureau of Waste Prevention / Solid Waste Management

Third-Party Inspection Report – 310 CMR 19.018(8)
Operation & Maintenance

Important: When completing this form on a computer, use only the Tab key to move your cursor – not the Return key.



Instructions

Use this form to record and report the results of a Third-Party Operation and Maintenance Inspection conducted pursuant to 310 CMR 19.018. Be sure to obtain the most recent version of this form. All applicable sections of the submitted form must be completed to be accepted by MassDEP.

Pursuant to 310 CMR 19.018(8)(a), the third-party inspector and facility owner/operator must sign this Third-Party Inspection Report form and submit the completed report to the appropriate MassDEP regional office and one copy of each completed report to the board of health of the municipality in which the facility is located.

In the event that this inspection report contains a recommendation for corrective action(s), the owner/operator shall also submit the information required by 310 CMR 19.018(8)(c)2.

Forms and instructions are available online:

<http://www.mass.gov/eea/agencies/massdep/recycle/approvals/solid-waste-applications-and-forms.html#8>

Note: This form does not identify all of the requirements applicable to each solid waste management facility; other requirements and/or policies may apply to the operation, maintenance and monitoring for each facility.

MassDEP Use Only

Rec'd Date:

FMF #:

RO #:

Reviewer:

Comments:

I. Facility Information

Facility Type (check one):

- Transfer Station/Handling Facility C&D Waste Processor or C&D Waste Transfer Station Municipal Waste Combustor
- Active Landfill Closed Landfill Other: _____
Specify

Facility:

Truro Transfer Station/Recycling Center

Facility Name

Truro

City/Town

508-349-6339

Telephone Number

MA

State

186657

Regulated Object Account Number

02666

ZIP Code

FMF Number

Operator:

Town of Truro

Operator Name (Doing Business As/Company Name)

508-349-2140

Telephone Number

17 Town Hall Road

Mailing Address

Truro

City/Town

jcabral@truro-ma.gov

Email Address

MA

State

02666

ZIP Code

Permittee:

Town of Truro

Permittee Name (Entity Identified on Facility Permit)

17 Town Hall Road

Mailing Address

Truro

City/Town

MA

State

02666

ZIP Code

Responsible Official for the Facility:

Jarrold Cabral

Responsible Official Name (Individual)

Town of Truro

Responsible Official Company Name

jcabral@truro-ma.gov

Responsible Official Email Address

508-349-2140

Responsible Official Telephone Number



**Massachusetts Department of Environmental Protection
Bureau of Waste Prevention / Solid Waste Management**

Third-Party Inspection Report – 310 CMR 19.018(8)
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II. Third-Party Inspector

Bryan Massa
Third-Party Inspector Name
SW48-0000157
MassDEP Third-Party Inspector Identification Number
781-243-1527
Telephone Number
197 Scott Swamp Road
Mailing Address
Farmington
City/Town

HRP Associates, Inc.
Company Name
6/11/2024
MassDEP Third-Party Inspector Expiration Date (MM/DD/YYYY)
bryan.massa@hrpassociates.com
Email Address
CT 06032
State ZIP Code

Construction and Demolition Waste (C&D Waste) Processing Facility or C&D Waste Transfer Station Only:
Identify the qualified individual that conducted the observation of incoming waste loads and collection of samples of suspect asbestos-containing materials during the inspection [pursuant to 310 CMR 19.018(6)(f)]. If the entire inspection was conducted by the third-party inspector listed above, then check the box and enter only the Asbestos Inspector Certification Number.

Same as above. **Provide Asbestos Certification Number** ►

MA Dept. of Labor Standards Asbestos Inspector Certification Number

Asbestos Inspector Name

Company Name

Telephone Number

Email Address

Mailing Address

City/Town

State ZIP Code

III. Inspection Details

A. FREQUENCY

Indicate the scheduled inspection frequency for this facility as required by 310 CMR 19.018(6)(b), or a more frequent schedule set forth in the Facility Permit/Other Approval:

Bi-Monthly Quarterly Semi-Annual Annual Biennial
 Other (include permit/approval type and date of issuance):

B. DATE, TIME & PERSONNEL

Inspection Date (MM/DD/YYYY): 12/1/2023

Inspection Start Time: 12:40 AM PM

Facility Representatives in Attendance During Inspection: None

C. CONDITIONS

Air Temperature: <u>Approximately 52 degrees F.</u>	Wind Direction (direction from which the wind is blowing):									
Weather: <input type="checkbox"/> Clear <input checked="" type="checkbox"/> Partly Cloudy <input type="checkbox"/> Cloudy <input checked="" type="checkbox"/> Dry <input type="checkbox"/> Rain <input type="checkbox"/> Snow	<table border="1" style="margin-left: auto; margin-right: auto;"> <tr> <td><input type="checkbox"/> NW</td> <td><input type="checkbox"/> N</td> <td><input type="checkbox"/> NE</td> </tr> <tr> <td><input type="checkbox"/> W</td> <td style="background-color: #cccccc;">Wind</td> <td><input type="checkbox"/> E</td> </tr> <tr> <td><input checked="" type="checkbox"/> SW</td> <td><input type="checkbox"/> S</td> <td><input type="checkbox"/> SE</td> </tr> </table>	<input type="checkbox"/> NW	<input type="checkbox"/> N	<input type="checkbox"/> NE	<input type="checkbox"/> W	Wind	<input type="checkbox"/> E	<input checked="" type="checkbox"/> SW	<input type="checkbox"/> S	<input type="checkbox"/> SE
<input type="checkbox"/> NW	<input type="checkbox"/> N	<input type="checkbox"/> NE								
<input type="checkbox"/> W	Wind	<input type="checkbox"/> E								
<input checked="" type="checkbox"/> SW	<input type="checkbox"/> S	<input type="checkbox"/> SE								
Wind Speed: <input type="checkbox"/> Calm <input checked="" type="checkbox"/> Breeze <input type="checkbox"/> Moderate <input type="checkbox"/> Strong										



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IV. Pre-Inspection Preparation

A. FACILITY-SPECIFIC O&M REQUIREMENTS

During each third-party inspection, the third-party inspector shall examine and evaluate the facility’s solid waste activities, equipment, operations, practices, procedures, and records relevant to the type of third-party inspection being conducted in order to determine the facility’s compliance with all applicable requirements as set forth in 310 CMR 19.018(6)(a)1.

Therefore, pursuant to 310 CMR 19.018(6)(a)1, prior to conducting a third-party facility operation and maintenance inspection, the third-party inspector shall, without limitation, complete all of the following:

Review and become familiar with the regulations set forth at 310 CMR 19.000 – *Massachusetts Solid Waste Regulations*.

Identify, review and become familiar with all solid waste permits, plans, approvals, and orders (or other enforcement documents issued to the facility by the Department), and the solid waste requirements applicable to the operation and maintenance of the facility.

Relevant requirements may include, without limitation, specific practices and procedures for the operation, maintenance and monitoring of the facility, waste acceptance/storage limits, and other requirements related to the facility’s solid waste activities. Without limitation, these facility-specific requirements may be contained in the Facility Permit, Authorization to Construct, Authorization to Operate, Operation and Maintenance Plan, Closure/Post-Closure Plans and Approvals, Facility Modification Approvals, Beneficial Use Determinations, Administrative Consent Orders, and other determinations, authorizations or enforcement actions issued by the Department.

I, Bryan Massa, have identified, reviewed and understand all of the aforementioned requirements that are applicable to this facility and the following are my observations and recommendations related to the facility-specific requirements. ▶ BJM
Inspector Initials

B. SOLID WASTE PERMITS, PLANS, APPROVALS & ORDERS

List all relevant solid waste permits, plans, approvals, orders or other enforcement actions issued to the facility by the Department that contain specific practices, procedures and other requirements still in effect for the operation, maintenance and monitoring or closure/post-closure of the facility. Where applicable, provide the plan or issue date for each item. For enforcement actions, include the document number, effective date, and status of implementation by the facility.

Discussion: Waste Ban Compliance Plan (October 4, 2022) - Transmittal #X289392



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V. Performance Standards

Examine and evaluate the facility's solid waste activities, equipment, operations, practices, procedures and records relevant to the type of solid waste facility.

Using the tables below, identify all areas evaluated by the inspector during the inspection by checking the box in the first column. Describe all deviations noted during the inspection in the third column. Provide recommendations for corrective action to return to compliance with the applicable performance standard in the fourth column.

Facility Type	Performance Standards
Transfer Station/Handling Facility (Including C&D Facility)	Complete Section A. If C&D Handling/ Processing Facility, then also complete Section B.
Municipal Waste Combustor	Complete Section A.
Active Landfill	Complete Sections C. and F. If active ash landfill, then also complete Section D.
Closed Landfill	Complete Sections E. and F.

A. TRANSFER STATION, HANDLING FACILITY, OR MUNICIPAL WASTE COMBUSTOR (INCLUDING C&D FACILITY)

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input checked="" type="checkbox"/>	19.205(1) Storm Water Controls.	None	The facility is paved with catch basins for stormwater control.
<input checked="" type="checkbox"/>	19.205(2) Equipment.	None	The facility maintains the necessary equipment for the transfer station operations.
<input checked="" type="checkbox"/>	19.205(3) Weighing Facilities.	None	The facility has a weight scale.
<input checked="" type="checkbox"/>	19.207(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input checked="" type="checkbox"/>	19.207(2) Supervision of Operation.	None	The facility has a supervisor and the necessary operations staff for the transfer station activities.
<input checked="" type="checkbox"/>	19.207(3) Access to Facilities.	None	The facility is asphalt paved with easy access to drop off and operational areas.
<input checked="" type="checkbox"/>	19.207(4) Security.	None	The facility is fenced with only one entrance/exit location
<input checked="" type="checkbox"/>	19.207(5) Posting of Handling Facility.	None	The facility has the required signage for transfer station operations and the waste ban sign is up to date.
<input checked="" type="checkbox"/>	19.207(6) Unloading of Refuse.	None	All unloading areas are adequate and have appropriate supervision.
<input checked="" type="checkbox"/>	19.207(7)	None	No special wastes are accepted at



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Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
	Special Wastes.		the facility.
<input checked="" type="checkbox"/>	19.207(8) Banned/Restricted Wastes.	None	No banned/restricted wastes are accepted for disposal at the facility.
<input checked="" type="checkbox"/>	19.207(9) Hazardous Waste.	None	No hazardous wastes are accepted at the facility.
<input checked="" type="checkbox"/>	19.207(10) Household Hazardous Waste and Waste Oil Collections.	None	Waste oil, oil based paints and universal waste are accepted at the facility and accumulation start and end dates are posted.
<input checked="" type="checkbox"/>	19.207(11) Bulky Waste.	None	Bulky waste is collected in a specific area of the facility.
<input checked="" type="checkbox"/>	19.207(12) Liquid Wastes.	None	No liquid wastes are accepted at the facility.
<input checked="" type="checkbox"/>	19.207(13) Bird Hazards.	None	No birds were noted during the inspection.
<input checked="" type="checkbox"/>	19.207(14) Dust Control.	None	All transfer station areas are paved and no dust was observed.
<input checked="" type="checkbox"/>	19.207(15) Vector Control.	None	No vectors were observed and the facility contracts with a vector control company.
<input checked="" type="checkbox"/>	19.207(16) Control of Wind-blown Litter.	None	No wind blown litter was observed during the inspection.
<input checked="" type="checkbox"/>	19.207(17) Staffing.	None	The facility has adequately trained staff for transfer station operations.
<input checked="" type="checkbox"/>	19.207(18) Employee Facilities.	None	The facility has adequate employee facilities.
<input checked="" type="checkbox"/>	19.207(19) Accident Prevention/Safety.	None	All employees are safety trained.
<input checked="" type="checkbox"/>	19.207(20) Fire Protection.	None	There are fire extinguishers in all buildings and equipment that require them. The extinguishers are checked and maintained by a third party.
<input checked="" type="checkbox"/>	19.207(21) Recycling Operations.	none	The recycling operations are well managed and disposal locations are well marked.



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Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input checked="" type="checkbox"/>	19.207(22) Records for Operational and Plan Execution.	None	Operation records are maintained in an organized manner within the employee building.
<input checked="" type="checkbox"/>	19.207(23) Screening and/or Fencing.	None	The facility is adequately screened from the public.
<input checked="" type="checkbox"/>	19.207(24) Open Burning.	None	Open burning is not conducted at the facility.
<input checked="" type="checkbox"/>	19.207(25) Inspections.	None	The facility is inspected annually by a third-party inspector.
<input checked="" type="checkbox"/>	19.207(26) End-of-Life Mercury-added Products.	None	End-of-life mercury-added products are stored in a separate building that has adequate cover.

B. CONSTRUCTION AND DEMOLITION (C&D) WASTE PROCESSING FACILITY OR C&D WASTE TRANSFER STATION

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.206(1) Enclosed Operations.		
<input type="checkbox"/>	19.206(2) Storage.		
<input type="checkbox"/>	19.206(3) Contact Water.		
<input type="checkbox"/>	Suspect Asbestos-Containing Material (ACM) Inspection and Management Protocol.		
<input type="checkbox"/>	Sample collection of suspect ACM from incoming loads.	Discuss sample results: ▶ <input type="checkbox"/> Attach analytical reports.	



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C. ACTIVE LANDFILL

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.130(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input type="checkbox"/>	19.130(2) Operator Supervision.		
<input type="checkbox"/>	19.130(3) Special Wastes.		
<input type="checkbox"/>	19.130(4) Banned/Restricted Wastes.		
<input type="checkbox"/>	19.130(5) Hazardous Waste.		
<input type="checkbox"/>	19.130(6) Bulky Wastes.		
<input type="checkbox"/>	19.130(7) Liquid Wastes.		
<input type="checkbox"/>	19.130(8) Solid Waste Handling.		
<input type="checkbox"/>	19.130(9) Bird Hazards.		
<input type="checkbox"/>	19.130(10) Equipment and Shelter.		
<input type="checkbox"/>	19.130(11) Staffing.		
<input type="checkbox"/>	19.130(12) Employee Facilities.		
<input type="checkbox"/>	19.130(13) Accident Prevention/Safety.		
<input type="checkbox"/>	19.130(14) Spreading and Compacting of Solid Waste.		
<input type="checkbox"/>	19.130(15) Cover Material.		
<input type="checkbox"/>	19.130(16) Vector, Dust and Odor Control.		
<input type="checkbox"/>	19.130(17) Litter Control.		
<input type="checkbox"/>	19.130(18) Top Slope and Side Slopes.		
<input type="checkbox"/>	19.130(19) Storm Water Drainage.		
<input type="checkbox"/>	19.130(20) Erosion Control.		
<input type="checkbox"/>	19.130(21) Boundary/Elevation Markers.		
<input type="checkbox"/>	19.130(22) Access Roads.		
<input type="checkbox"/>	19.130(23) Security.		
<input type="checkbox"/>	19.130(24) Posting of the Landfill.		



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Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.130(25) Open Burning.		
<input type="checkbox"/>	19.130(26) Fire Protection and Control.		
<input type="checkbox"/>	19.130(27) Convenience and Recycling Drop-off Areas at Landfills.		
<input type="checkbox"/>	19.130(28) Waste Oil Collections at Landfills.		
<input type="checkbox"/>	19.130(29) Household Hazardous Waste Collections at Landfills.		
<input type="checkbox"/>	19.130(30) Leachate Collection, Treatment and Disposal.		
<input type="checkbox"/>	19.130(31) Phase Completion of the Landfill.		
<input type="checkbox"/>	19.130(32) Disruption of Landfilled Areas.		
<input type="checkbox"/>	19.130(33) Construction of Buildings.		
<input type="checkbox"/>	19.130(34) Records for Operational and Plan Execution.		
<input type="checkbox"/>	19.130(35) Inspections.		
<input type="checkbox"/>	19.130(36) Re-circulation of Leachate.		
<input type="checkbox"/>	19.130(37) End-of-Life Mercury-added Products.		

D. ASH LANDFILL

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.131(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input type="checkbox"/>	19.131(2) Fugitive Emissions.		
<input type="checkbox"/>	19.131(3) Ash Moisture Content.		
<input type="checkbox"/>	19.131(4) Spreading/Compacting of Ash.		
<input type="checkbox"/>	19.131(5) Vehicle Washdown / Wheelwash / Other Measures.		



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E. CLOSED LANDFILL

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.016 Post-closure Use.		
<input type="checkbox"/>	19.142(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input type="checkbox"/>	19.142(2) Post-closure Period.		
<input type="checkbox"/>	19.142(3) Post-closure Period Waiver.		
<input type="checkbox"/>	19.142(4) Post-closure Period Extension.		
<input type="checkbox"/>	19.142(5) Post-closure Requirements.		
<input type="checkbox"/>	19.142(6) Inspection Requirements.		
<input type="checkbox"/>	19.142(7) Additional Measures.		
<input type="checkbox"/>	19.142(8) Termination of the Post-Closure Period.		
<input type="checkbox"/>	19.143(1) Applicability.		
<input type="checkbox"/>	19.143(2) Submission of Post-closure Use Plans.		
<input type="checkbox"/>	19.143(3) Criteria for Approval of Post-closure Use.		
<input type="checkbox"/>	19.143(4) Post-closure Construction.		



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F. ADDITIONAL LANDFILL REQUIREMENTS

Evaluated	Performance Standard	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.132 Environmental Monitoring Requirements.	
	Is the monitoring of surface water, ground water, landfill gas and any other media as determined by the Department, including without limitation, soil and sediment, being conducted on the schedule established in the permit or as otherwise required by the Department? <input type="checkbox"/> YES <input type="checkbox"/> NO	
	Are the analytical results of the environmental monitoring submitted to the Department within 60 days after the date of sample collection or as otherwise specified by the Department? <input type="checkbox"/> YES <input type="checkbox"/> NO	
<input type="checkbox"/>	19.133 Maintenance of Environmental Control and Monitoring Systems.	
	Are the facility operations conducted in a manner which protects all environmental control systems as approved in the Operation and Maintenance plan and monitoring systems as approved in the Operation and Maintenance plan or permit? <input type="checkbox"/> YES <input type="checkbox"/> NO	
	Is regular maintenance of all landfill environmental control systems performed as approved in the Operation and Maintenance plan or permit? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
	Has the Department been notified of the existence and extent of damaged or destroyed environmental control systems, monitoring devices, or surface water sampling location markers in accordance with 310 CMR 19.133(1)(c) and/or 19.133(1)(e)? <input type="checkbox"/> N/A (if no damage to report) <input type="checkbox"/> YES <input type="checkbox"/> NO	

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F. ADDITIONAL LANDFILL REQUIREMENTS – Continued

Evaluated	Performance Standard	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	<p>19.121(4) Landfill Gas Recovery Operation and Maintenance Requirements.</p> <hr/> <p>Is condensate generation kept to a minimum and condensate recirculation, if proposed, performed in accordance with the permit? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <hr/> <p>Are the sampling and analysis of condensate conducted on the schedule established in the permit or as otherwise required by the Department? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <hr/> <p>Are the analytical results of condensate monitoring reported to the Department as established in the permit or as otherwise required by the Department? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <hr/> <p>Is an annual report on the operation of the landfill gas recovery facility submitted to the Department as specified in the permit? <input type="checkbox"/> YES <input type="checkbox"/> NO</p>	



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VI. Inspection Observations

A. FACILITY CONDITION AND OPERATIONS

Examine and evaluate the facility condition and operations as observed during the inspection, including the following:

- Describe any evidence of the following conditions observed at the time of the inspection:
 - Unpermitted discharges to air, water, land or other natural resources of the Commonwealth; and
 - Dust, odors, litter, and/or other nuisance conditions.
 - Document and discuss all deviations from any specific requirements for the facility that are not addressed in the previous section (*Section V. – Performance Standards*), including without limitation, the requirements set forth in the facility's operation and maintenance plan, orders or other enforcement documents, and other solid waste permits, approvals, and authorizations issued to the facility by MassDEP.
 - List the types and estimated quantities of all waste and materials stored at the facility at the time of the inspection.
 - Provide a narrative that describes the overall status of the general condition, operation and performance of the facility as observed at the time of the inspection.
- ⇒ Attach photographs taken during the inspection that depict the general condition and operation of the facility. At a minimum, include photographs, as applicable, of the waste unloading (tipping) area, waste storage areas, recyclable material storage and, for transfer stations, the waste reloading activity.

Discussion: The facility is operated in a clean and organized manner consistent with its waste ban plan and the approved permit. No unpermitted conditions or discharges were noted during the inspection. Additionally, no dust, odors, litter, or other nuisance conditions were observed. Universal waste and waste oil was noted with accumulation dates. Two trailer loads of recyclables, approximately 60 yards of scrap metal and small quantities of universal waste and mercury were observed in appropriate containers and/or stockpiled within segregated areas.

B. RECORD REVIEW

Examine and evaluate the facility's record-keeping. Without limitation, document the status of the facility's compliance with, and any deviations from, the record-keeping required by 310 MCR 19.000; the facility's operation and maintenance plan; orders or other enforcement documents issued to the facility; and other solid waste permits, approvals, determinations and authorizations issued to the facility by the Department, including the following:

- Discuss the evaluation of the Facility's "daily log" such as, daily tonnage records.
- List and discuss any special incidents that have occurred since the previous inspection such as exceedances of the facility's permitted waste acceptance limits, nature and outcome of complaints reported to the facility operator (including the identity of the complainant, if known), fires, emergencies, or other disruptions to the routine operation of the facility.

Discussion: The facility maintains records in an organized manner showing the daily tonnage from the facility. There were no special incidents that occurred at the facility.



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VII. Summary and Recommendations

Pursuant to 310 CMR 19.018(6)(a)4., where a third-party inspector observes that the operation or maintenance of the facility deviates from the aforementioned applicable requirements, he or she shall document all such deviations and recommend corrective actions for the facility to take to return to compliance.

A. INSPECTION RESULTS

Based on the examinations and evaluations conducted in Sections V. and VI., please summarize the inspection results by checking one of the following determinations:

No deviations from the applicable performance standards or additional requirements listed at 310 CMR 19.018(6) were identified during this inspection.

If no deviations were identified during the inspection, check this box and proceed to Section VII.B.

Deviations from the applicable performance standards or additional requirements listed at 310 CMR 19.018(6) were identified during this inspection and are discussed further in this report.

If deviations were identified during the inspection, check this box and ensure that each deviation and the recommended corrective actions are discussed in the applicable section(s) below.

B. STATUS OF PREVIOUS RECOMMENDATIONS FOR CORRECTIVE ACTION

If a previous inspection report identified deviations with recommendations for corrective action, please describe the action(s) taken since the last inspection to return the facility to compliance with the applicable requirements.

Discussion: No previous deviations noted.

C. RECOMMENDATIONS FOR CORRECTIVE ACTION

Based on the results of this inspection, please list all deviations noted during the inspection and provide recommendations for corrective action to return to compliance with the applicable requirement.

Recommendations: N/A

D. ADDITIONAL COMMENTS

Comments:

VIII. Additional Information Checklist

Attach the following additional information, as applicable, to complete the inspection report.*

Attach photographs taken during the inspection that depict the general condition and operation of the facility, as required in Section VI.A.

For C&D Waste facilities only, attach the analytical results, as required in Section V.B.

*Note: Pursuant to 310 CMR 19.018(8), MassDEP may request additional information.

Continue to Certification Statement on Next Page ►



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IX. Certification – THIRD-PARTY INSPECTOR

"I attest under the pains and penalty of perjury that:

1. I have personally examined and am familiar with the information contained in this submittal, including any and all documents accompanying this certification statement;
2. Based on my inquiry of those persons responsible for obtaining the information, the information contained in this submittal is, to the best of my knowledge, true, accurate and complete;
3. I have been able to conduct the third-party inspection and prepare the third-party inspection report without being influenced by the facility owner or operator and, (if I am a municipal employee) without being influenced by my municipal employer, by any coworker or by any elected or appointed official of the municipality; and
4. I am aware that there are significant penalties, including, but not limited to, possible administrative and civil penalties for submitting false, inaccurate, or incomplete information and possible fines and imprisonment for knowingly submitting false, inaccurate, or incomplete information."

Bryan Massa
Signature of Third-Party Inspector

Bryan Massa
Print Full Name

HRP Associates, Inc.
Company Name

1/16/2024
Date (MM/DD/YYYY)

X. Certification – FACILITY OWNER/OPERATOR

Does the facility maintain a Financial Assurance Mechanism (FAM) pursuant to 310 CMR 19.051?	<input type="checkbox"/> YES <input type="checkbox"/> NO
If yes: <ul style="list-style-type: none">• Enter the amount of the current FAM: \$• Enter the date of the last revision of the FAM amount, pursuant to 310 CMR 19.051(6):	
<i>As a reminder, pursuant to 310 CMR 19.051(6), the estimate of the cost of closure and post-closure maintenance must be revised every year, and every second year shall be submitted to the Department.</i>	

"I certify under the penalty of law:

1. That I have personally examined and am familiar with the information submitted in this third-party inspection report, including but not limited to the statements above concerning the financial assurance mechanism in place in accordance with any facility permit and 310 CMR 19.051, and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate and complete. I am aware that there are significant penalties both civil and criminal for submitting false information including possible fines and imprisonment.
2. That, in the event that this inspection report contains a recommendation for corrective action(s), I have completed and attached to this report a Corrective Action Plan and Schedule*, pursuant to 310 CMR 19.018(8)(c)2."

**Note: The owner or operator may elect to correct deviations identified in the Third-Party Inspection Report in a manner that is different than that recommended by the Third-Party Inspector, so long as the facility is brought back into compliance with applicable requirements.*

Signature of Responsible Official

Print Full Name

Title

Date (MM/DD/YYYY)

► Pursuant to 310 CMR 19.018(8)(c), a copy of each third-party inspection report shall be maintained at the facility in accordance with the requirements of 310 CMR 19.000. The owner and operator shall make third-party inspection reports available to personnel or authorized representatives of the Department for review at the facility upon request.

Within 30 days of the inspection date:	<ul style="list-style-type: none"> • Mail this completed form to the MassDEP Regional Office that serves the municipality in which the facility is located. (Attention: Solid Waste Management) • Send one copy to the local board of health for the municipality in which the facility is located. 	<p>A list of municipalities and MassDEP Regional Offices is available online at: http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html</p>
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Photographic Log

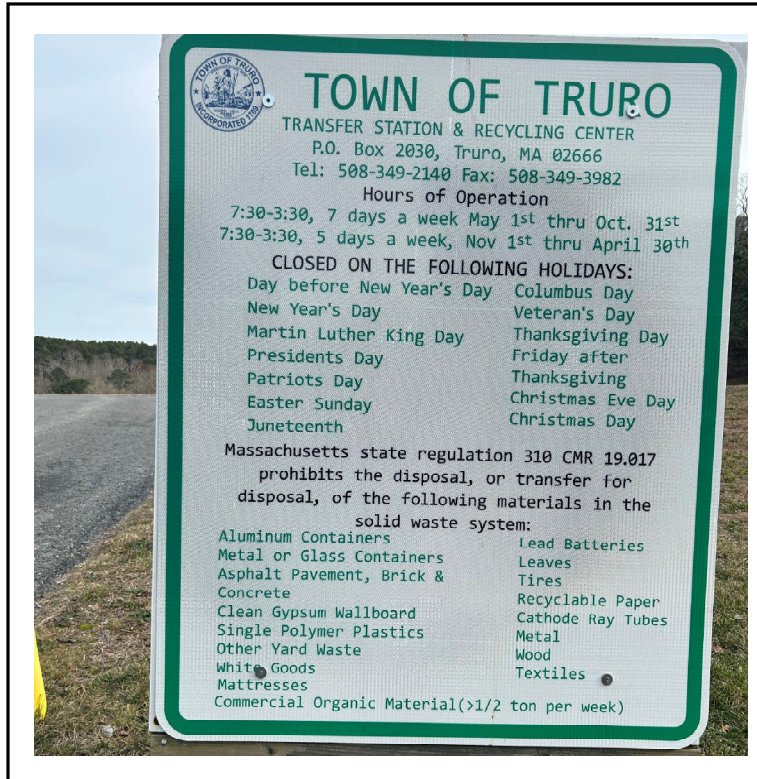


Photo 1: Photograph depicts updated waste ban sign consistent with the 2022 Waste Ban Compliance Plan. A second sign is also located next to the compactor area.



Photo 2: Waste oil AST with a start date noted as November 13, 2023. Accumulation Information is stored in the office. No indication of significant spilling/leaking in the vicinity of the AST.

Photographic Log



Photo 3: Site entrance, scale and scale house.



Photo 4: Swap shop.

Photographic Log



Photo 5: Asphalt paved metal recycling storage area.



Photo 6: Universal waste collection bin. Material is placed into interior containers daily.

Photographic Log



Photo 7: Compactor area.



Photo 8: Compactor area.

Photographic Log



Photo 9: Bulk interior storage of paint pending off-site removal by ACV Enviro.



Photo 10: Interior locked flammable storage bins for oil-based paint, sharps and other hazardous materials.

Photographic Log



Photo 11: Typical fire extinguisher storage. Extinguishers serviced March 2023 by Fire Equipment Inc. of Hyannis.



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Important: When completing this form on a computer, use only the Tab key to move your cursor – not the Return key.



Instructions

Use this form to record and report the results of a Third-Party Operation and Maintenance Inspection conducted pursuant to 310 CMR 19.018. Be sure to obtain the most recent version of this form. All applicable sections of the submitted form must be completed to be accepted by MassDEP.

Pursuant to 310 CMR 19.018(8)(a), the third-party inspector and facility owner/operator must sign this Third-Party Inspection Report form and submit the completed report to the appropriate MassDEP regional office and one copy of each completed report to the board of health of the municipality in which the facility is located.

In the event that this inspection report contains a recommendation for corrective action(s), the owner/operator shall also submit the information required by 310 CMR 19.018(8)(c)2.

Forms and instructions are available online:

<http://www.mass.gov/eea/agencies/massdep/recycle/approvals/solid-waste-applications-and-forms.html#8>

Note: This form does not identify all of the requirements applicable to each solid waste management facility; other requirements and/or policies may apply to the operation, maintenance and monitoring for each facility.

MassDEP Use Only

Rec'd Date:

FMF #:

RO #:

Reviewer:

Comments:

I. Facility Information

Facility Type (check one):

- Transfer Station/Handling Facility
 C&D Waste Processor or C&D Waste Transfer Station
 Municipal Waste Combustor
 Active Landfill
 Closed Landfill
 Other: _____
Specify

Facility:

Truro Transfer Station/Recycling Center

Facility Name

Truro

City/Town

508-349-6339

Telephone Number

MA

State

173015

Regulated Object Account Number

02666

ZIP Code

FMF Number

Operator:

Town of Truro

Operator Name (Doing Business As/Company Name)

508-349-2140

Telephone Number

17 Town Hall Road

Mailing Address

Truro

City/Town

MA

State

02666

ZIP Code

jcabral@truro-ma.gov

Email Address

Permittee:

Town of Truro

Permittee Name (Entity Identified on Facility Permit)

17 Town Hall Road

Mailing Address

Truro

City/Town

MA

State

02666

ZIP Code

Responsible Official for the Facility:

Jarrold Cabral

Responsible Official Name (Individual)

Town of Truro

Responsible Official Company Name

jcabral@truro-ma.gov

Responsible Official Email Address

508-349-2140

Responsible Official Telephone Number



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II. Third-Party Inspector

Bryan Massa
Third-Party Inspector Name
SW48-0000157
MassDEP Third-Party Inspector Identification Number
781-243-1527
Telephone Number
197 Scott Swamp Road
Mailing Address
Farmington
City/Town

HRP Associates, Inc.
Company Name
6/11/2024
MassDEP Third-Party Inspector Expiration Date (MM/DD/YYYY)
bryan.massa@hrpassociates.com
Email Address
CT
State
06032
ZIP Code

Construction and Demolition Waste (C&D Waste) Processing Facility or C&D Waste Transfer Station Only:

Identify the qualified individual that conducted the observation of incoming waste loads and collection of samples of suspect asbestos-containing materials during the inspection [pursuant to 310 CMR 19.018(6)(f)]. If the entire inspection was conducted by the third-party inspector listed above, then check the box and enter only the Asbestos Inspector Certification Number.

Same as above. **Provide Asbestos Certification Number** ►

MA Dept. of Labor Standards Asbestos Inspector Certification Number

Asbestos Inspector Name

Company Name

Telephone Number

Email Address

Mailing Address

City/Town

State ZIP Code

III. Inspection Details

A. FREQUENCY

Indicate the scheduled inspection frequency for this facility as required by 310 CMR 19.018(6)(b), or a more frequent schedule set forth in the Facility Permit/Other Approval:

Bi-Monthly Quarterly Semi-Annual Annual Biennial
 Other (include permit/approval type and date of issuance):

B. DATE, TIME & PERSONNEL

Inspection Date (MM/DD/YYYY): 12/1/2023

Inspection Start Time: 12:40 AM PM

Facility Representatives in Attendance During Inspection: None

C. CONDITIONS

Air Temperature: <u>Approximately 52 degrees F.</u>	Wind Direction (direction from which the wind is blowing):									
Weather: <input type="checkbox"/> Clear <input checked="" type="checkbox"/> Partly Cloudy <input type="checkbox"/> Cloudy <input checked="" type="checkbox"/> Dry <input type="checkbox"/> Rain <input type="checkbox"/> Snow	<table border="1" style="margin-left: auto; margin-right: auto;"> <tr> <td><input type="checkbox"/> NW</td> <td><input type="checkbox"/> N</td> <td><input type="checkbox"/> NE</td> </tr> <tr> <td><input type="checkbox"/> W</td> <td style="background-color: #cccccc;">Wind</td> <td><input type="checkbox"/> E</td> </tr> <tr> <td><input checked="" type="checkbox"/> SW</td> <td><input type="checkbox"/> S</td> <td><input type="checkbox"/> SE</td> </tr> </table>	<input type="checkbox"/> NW	<input type="checkbox"/> N	<input type="checkbox"/> NE	<input type="checkbox"/> W	Wind	<input type="checkbox"/> E	<input checked="" type="checkbox"/> SW	<input type="checkbox"/> S	<input type="checkbox"/> SE
<input type="checkbox"/> NW	<input type="checkbox"/> N	<input type="checkbox"/> NE								
<input type="checkbox"/> W	Wind	<input type="checkbox"/> E								
<input checked="" type="checkbox"/> SW	<input type="checkbox"/> S	<input type="checkbox"/> SE								
Wind Speed: <input type="checkbox"/> Calm <input checked="" type="checkbox"/> Breeze <input type="checkbox"/> Moderate <input type="checkbox"/> Strong										



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IV. Pre-Inspection Preparation

A. FACILITY-SPECIFIC O&M REQUIREMENTS

During each third-party inspection, the third-party inspector shall examine and evaluate the facility’s solid waste activities, equipment, operations, practices, procedures, and records relevant to the type of third-party inspection being conducted in order to determine the facility’s compliance with all applicable requirements as set forth in 310 CMR 19.018(6)(a)1.

Therefore, pursuant to 310 CMR 19.018(6)(a)1, prior to conducting a third-party facility operation and maintenance inspection, the third-party inspector shall, without limitation, complete all of the following:

- Review and become familiar with the regulations set forth at 310 CMR 19.000 – *Massachusetts Solid Waste Regulations*.
- Identify, review and become familiar with all solid waste permits, plans, approvals, and orders (or other enforcement documents issued to the facility by the Department), and the solid waste requirements applicable to the operation and maintenance of the facility.

Relevant requirements may include, without limitation, specific practices and procedures for the operation, maintenance and monitoring of the facility, waste acceptance/storage limits, and other requirements related to the facility’s solid waste activities. Without limitation, these facility-specific requirements may be contained in the Facility Permit, Authorization to Construct, Authorization to Operate, Operation and Maintenance Plan, Closure/Post-Closure Plans and Approvals, Facility Modification Approvals, Beneficial Use Determinations, Administrative Consent Orders, and other determinations, authorizations or enforcement actions issued by the Department.

I, Bryan Massa, have identified, reviewed and understand all of the aforementioned requirements that are applicable to this facility and the following are my observations and recommendations related to the facility-specific requirements. ▶ BJM
Inspector Initials

B. SOLID WASTE PERMITS, PLANS, APPROVALS & ORDERS

List all relevant solid waste permits, plans, approvals, orders or other enforcement actions issued to the facility by the Department that contain specific practices, procedures and other requirements still in effect for the operation, maintenance and monitoring or closure/post-closure of the facility. Where applicable, provide the plan or issue date for each item. For enforcement actions, include the document number, effective date, and status of implementation by the facility.

Discussion: The Landfill Closure Certification Report has been approved (2/14/2020)



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V. Performance Standards

Examine and evaluate the facility's solid waste activities, equipment, operations, practices, procedures and records relevant to the type of solid waste facility.

Using the tables below, identify all areas evaluated by the inspector during the inspection by checking the box in the first column. Describe all deviations noted during the inspection in the third column. Provide recommendations for corrective action to return to compliance with the applicable performance standard in the fourth column.

Facility Type	Performance Standards
Transfer Station/Handling Facility (Including C&D Facility)	Complete Section A. If C&D Handling/ Processing Facility, then also complete Section B.
Municipal Waste Combustor	Complete Section A.
Active Landfill	Complete Sections C. and F. If active ash landfill, then also complete Section D.
Closed Landfill	Complete Sections E. and F.

A. TRANSFER STATION, HANDLING FACILITY, OR MUNICIPAL WASTE COMBUSTOR (INCLUDING C&D FACILITY)

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.205(1) Storm Water Controls.		
<input type="checkbox"/>	19.205(2) Equipment.		
<input type="checkbox"/>	19.205(3) Weighing Facilities.		
<input type="checkbox"/>	19.207(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input type="checkbox"/>	19.207(2) Supervision of Operation.		
<input type="checkbox"/>	19.207(3) Access to Facilities.		
<input type="checkbox"/>	19.207(4) Security.		
<input type="checkbox"/>	19.207(5) Posting of Handling Facility.		
<input type="checkbox"/>	19.207(6) Unloading of Refuse.		
<input type="checkbox"/>	19.207(7) Special Wastes.		
<input type="checkbox"/>	19.207(8) Banned/Restricted Wastes.		
<input type="checkbox"/>	19.207(9) Hazardous Waste.		
<input type="checkbox"/>	19.207(10) Household Hazardous Waste and Waste Oil Collections.		
<input type="checkbox"/>	19.207(11) Bulky Waste.		
<input type="checkbox"/>	19.207(12) Liquid Wastes.		



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Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.207(13) Bird Hazards.		
<input type="checkbox"/>	19.207(14) Dust Control.		
<input type="checkbox"/>	19.207(15) Vector Control.		
<input type="checkbox"/>	19.207(16) Control of Wind-blown Litter.		
<input type="checkbox"/>	19.207(17) Staffing.		
<input type="checkbox"/>	19.207(18) Employee Facilities.		
<input type="checkbox"/>	19.207(19) Accident Prevention/Safety.		
<input type="checkbox"/>	19.207(20) Fire Protection.		
<input type="checkbox"/>	19.207(21) Recycling Operations.		
<input type="checkbox"/>	19.207(22) Records for Operational and Plan Execution.		
<input type="checkbox"/>	19.207(23) Screening and/or Fencing.		
<input type="checkbox"/>	19.207(24) Open Burning.		
<input type="checkbox"/>	19.207(25) Inspections.		
<input type="checkbox"/>	19.207(26) End-of-Life Mercury-added Products.		

B. CONSTRUCTION AND DEMOLITION (C&D) WASTE PROCESSING FACILITY OR C&D WASTE TRANSFER STATION

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.206(1) Enclosed Operations.		
<input type="checkbox"/>	19.206(2) Storage.		
<input type="checkbox"/>	19.206(3) Contact Water.		
<input type="checkbox"/>	Suspect Asbestos-Containing Material (ACM) Inspection and Management Protocol.		
<input type="checkbox"/>	Sample collection of suspect ACM from incoming loads.	Discuss sample results: ▶ <input type="checkbox"/> Attach analytical reports.	



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C. ACTIVE LANDFILL

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.130(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input type="checkbox"/>	19.130(2) Operator Supervision.		
<input type="checkbox"/>	19.130(3) Special Wastes.		
<input type="checkbox"/>	19.130(4) Banned/Restricted Wastes.		
<input type="checkbox"/>	19.130(5) Hazardous Waste.		
<input type="checkbox"/>	19.130(6) Bulky Wastes.		
<input type="checkbox"/>	19.130(7) Liquid Wastes.		
<input type="checkbox"/>	19.130(8) Solid Waste Handling.		
<input type="checkbox"/>	19.130(9) Bird Hazards.		
<input type="checkbox"/>	19.130(10) Equipment and Shelter.		
<input type="checkbox"/>	19.130(11) Staffing.		
<input type="checkbox"/>	19.130(12) Employee Facilities.		
<input type="checkbox"/>	19.130(13) Accident Prevention/Safety.		
<input type="checkbox"/>	19.130(14) Spreading and Compacting of Solid Waste.		
<input type="checkbox"/>	19.130(15) Cover Material.		
<input type="checkbox"/>	19.130(16) Vector, Dust and Odor Control.		
<input type="checkbox"/>	19.130(17) Litter Control.		
<input type="checkbox"/>	19.130(18) Top Slope and Side Slopes.		
<input type="checkbox"/>	19.130(19) Storm Water Drainage.		
<input type="checkbox"/>	19.130(20) Erosion Control.		
<input type="checkbox"/>	19.130(21) Boundary/Elevation Markers.		
<input type="checkbox"/>	19.130(22) Access Roads.		
<input type="checkbox"/>	19.130(23) Security.		
<input type="checkbox"/>	19.130(24) Posting of the Landfill.		



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Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.130(25) Open Burning.		
<input type="checkbox"/>	19.130(26) Fire Protection and Control.		
<input type="checkbox"/>	19.130(27) Convenience and Recycling Drop-off Areas at Landfills.		
<input type="checkbox"/>	19.130(28) Waste Oil Collections at Landfills.		
<input type="checkbox"/>	19.130(29) Household Hazardous Waste Collections at Landfills.		
<input type="checkbox"/>	19.130(30) Leachate Collection, Treatment and Disposal.		
<input type="checkbox"/>	19.130(31) Phase Completion of the Landfill.		
<input type="checkbox"/>	19.130(32) Disruption of Landfilled Areas.		
<input type="checkbox"/>	19.130(33) Construction of Buildings.		
<input type="checkbox"/>	19.130(34) Records for Operational and Plan Execution.		
<input type="checkbox"/>	19.130(35) Inspections.		
<input type="checkbox"/>	19.130(36) Re-circulation of Leachate.		
<input type="checkbox"/>	19.130(37) End-of-Life Mercury-added Products.		

D. ASH LANDFILL

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input type="checkbox"/>	19.131(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input type="checkbox"/>	19.131(2) Fugitive Emissions.		
<input type="checkbox"/>	19.131(3) Ash Moisture Content.		
<input type="checkbox"/>	19.131(4) Spreading/Compacting of Ash.		
<input type="checkbox"/>	19.131(5) Vehicle Washdown / Wheelwash / Other Measures.		



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E. CLOSED LANDFILL

Evaluated	Performance Standard	Deviation(s)	Comments/Observations and Recommended Corrective Action(s)
<input checked="" type="checkbox"/>	19.016 Post-closure Use.	None	None
<input checked="" type="checkbox"/>	19.142(1) General.	Discuss in Section VI.	Discuss in Section VI.
<input checked="" type="checkbox"/>	19.142(2) Post-closure Period.	None	None
<input checked="" type="checkbox"/>	19.142(3) Post-closure Period Waiver.	None	None
<input checked="" type="checkbox"/>	19.142(4) Post-closure Period Extension.	None	None
<input checked="" type="checkbox"/>	19.142(5) Post-closure Requirements.	None	None
<input checked="" type="checkbox"/>	19.142(6) Inspection Requirements.	None	Annual TPI
<input checked="" type="checkbox"/>	19.142(7) Additional Measures.	None	None
<input checked="" type="checkbox"/>	19.142(8) Termination of the Post-Closure Period.	None	None
<input checked="" type="checkbox"/>	19.143(1) Applicability.	None	None
<input checked="" type="checkbox"/>	19.143(2) Submission of Post-closure Use Plans.	None	None
<input checked="" type="checkbox"/>	19.143(3) Criteria for Approval of Post-closure Use.	None	None
<input checked="" type="checkbox"/>	19.143(4) Post-closure Construction.	None	None



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F. ADDITIONAL LANDFILL REQUIREMENTS

Evaluated	Performance Standard	Comments/Observations and Recommended Corrective Action(s)
<input checked="" type="checkbox"/>	19.132 Environmental Monitoring Requirements.	Environmental monitoring is being conducted consistent with the post closure plan and consistent with the Final Closure Certification dated February 14, 2020. Soil gas monitoring was completed in February, May, August, and November 2023. Groundwater monitoring was completed in May and November 2023. The Town plans to complete the next round of soil gas testing in February 2024. Monitoring reports are completed by Horsley Witten Group and Submitted to MassDEP by the Town of Truro.
	Is the monitoring of surface water, ground water, landfill gas and any other media as determined by the Department, including without limitation, soil and sediment, being conducted on the schedule established in the permit or as otherwise required by the Department? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
	Are the analytical results of the environmental monitoring submitted to the Department within 60 days after the date of sample collection or as otherwise specified by the Department? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
<input checked="" type="checkbox"/>	19.133 Maintenance of Environmental Control and Monitoring Systems.	Monitoring locations were locked, visible and in good condition.
	Are the facility operations conducted in a manner which protects all environmental control systems as approved in the Operation and Maintenance plan and monitoring systems as approved in the Operation and Maintenance plan or permit? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
	Is regular maintenance of all landfill environmental control systems performed as approved in the Operation and Maintenance plan or permit? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
	Has the Department been notified of the existence and extent of damaged or destroyed environmental control systems, monitoring devices, or surface water sampling location markers in accordance with 310 CMR 19.133(1)(c) and/or 19.133(1)(e)? <input checked="" type="checkbox"/> N/A (if no damage to report) <input type="checkbox"/> YES <input type="checkbox"/> NO	

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F. ADDITIONAL LANDFILL REQUIREMENTS – Continued

Evaluated	Performance Standard	Comments/Observations and Recommended Corrective Action(s)
<input checked="" type="checkbox"/>	<p>19.121(4) Landfill Gas Recovery Operation and Maintenance Requirements.</p> <p>Is condensate generation kept to a minimum and condensate recirculation, if proposed, performed in accordance with the permit? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>Are the sampling and analysis of condensate conducted on the schedule established in the permit or as otherwise required by the Department? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>Are the analytical results of condensate monitoring reported to the Department as established in the permit or as otherwise required by the Department? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>Is an annual report on the operation of the landfill gas recovery facility submitted to the Department as specified in the permit? <input type="checkbox"/> YES <input type="checkbox"/> NO</p>	<p>There is no landfill gas recovery system at the landfill</p>



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VI. Inspection Observations

A. FACILITY CONDITION AND OPERATIONS

Examine and evaluate the facility condition and operations as observed during the inspection, including the following:

- Describe any evidence of the following conditions observed at the time of the inspection:
 - Unpermitted discharges to air, water, land or other natural resources of the Commonwealth; and
 - Dust, odors, litter, and/or other nuisance conditions.
 - Document and discuss all deviations from any specific requirements for the facility that are not addressed in the previous section (*Section V. – Performance Standards*), including without limitation, the requirements set forth in the facility's operation and maintenance plan, orders or other enforcement documents, and other solid waste permits, approvals, and authorizations issued to the facility by MassDEP.
 - List the types and estimated quantities of all waste and materials stored at the facility at the time of the inspection.
 - Provide a narrative that describes the overall status of the general condition, operation and performance of the facility as observed at the time of the inspection.
- ⇒ Attach photographs taken during the inspection that depict the general condition and operation of the facility. At a minimum, include photographs, as applicable, of the waste unloading (tipping) area, waste storage areas, recyclable material storage and, for transfer stations, the waste reloading activity.

Discussion: The facility is operated in a clean and organized manner consistent with its O&M plan and the approved permit. No unpermitted conditions or discharges were noted during the inspection. Additionally, no dust, odors, litter, or other nuisance conditions were observed. No waste or materials are stored at the closed landfill.

B. RECORD REVIEW

Examine and evaluate the facility's record-keeping. Without limitation, document the status of the facility's compliance with, and any deviations from, the record-keeping required by 310 MCR 19.000; the facility's operation and maintenance plan; orders or other enforcement documents issued to the facility; and other solid waste permits, approvals, determinations and authorizations issued to the facility by the Department, including the following:

- Discuss the evaluation of the Facility's "daily log" such as, daily tonnage records.
- List and discuss any special incidents that have occurred since the previous inspection such as exceedances of the facility's permitted waste acceptance limits, nature and outcome of complaints reported to the facility operator (including the identity of the complainant, if known), fires, emergencies, or other disruptions to the routine operation of the facility.

Discussion: N/A



**Massachusetts Department of Environmental Protection
Bureau of Waste Prevention / Solid Waste Management**

Third-Party Inspection Report – 310 CMR 19.018(8)
Operation & Maintenance

VII. Summary and Recommendations

Pursuant to 310 CMR 19.018(6)(a)4., where a third-party inspector observes that the operation or maintenance of the facility deviates from the aforementioned applicable requirements, he or she shall document all such deviations and recommend corrective actions for the facility to take to return to compliance.

A. INSPECTION RESULTS

Based on the examinations and evaluations conducted in Sections V. and VI., please summarize the inspection results by checking one of the following determinations:

No deviations from the applicable performance standards or additional requirements listed at 310 CMR 19.018(6) were identified during this inspection.
If no deviations were identified during the inspection, check this box and proceed to Section VII.B.

Deviations from the applicable performance standards or additional requirements listed at 310 CMR 19.018(6) were identified during this inspection and are discussed further in this report.
If deviations were identified during the inspection, check this box and ensure that each deviation and the recommended corrective actions are discussed in the applicable section(s) below.

B. STATUS OF PREVIOUS RECOMMENDATIONS FOR CORRECTIVE ACTION

If a previous inspection report identified deviations with recommendations for corrective action, please describe the action(s) taken since the last inspection to return the facility to compliance with the applicable requirements.

Discussion: No previous corrective actions identified.

C. RECOMMENDATIONS FOR CORRECTIVE ACTION

Based on the results of this inspection, please list all deviations noted during the inspection and provide recommendations for corrective action to return to compliance with the applicable requirement.

Recommendations: N/A

D. ADDITIONAL COMMENTS

Comments:

VIII. Additional Information Checklist

Attach the following additional information, as applicable, to complete the inspection report.*

- Attach photographs taken during the inspection that depict the general condition and operation of the facility, as required in Section VI.A.
- For C&D Waste facilities only, attach the analytical results, as required in Section V.B.

*Note: Pursuant to 310 CMR 19.018(8), MassDEP may request additional information.

Continue to Certification Statement on Next Page ►



**Massachusetts Department of Environmental Protection
Bureau of Waste Prevention / Solid Waste Management**

Third-Party Inspection Report – 310 CMR 19.018(8)
Operation & Maintenance

IX. Certification – THIRD-PARTY INSPECTOR

"I attest under the pains and penalty of perjury that:

1. I have personally examined and am familiar with the information contained in this submittal, including any and all documents accompanying this certification statement;
2. Based on my inquiry of those persons responsible for obtaining the information, the information contained in this submittal is, to the best of my knowledge, true, accurate and complete;
3. I have been able to conduct the third-party inspection and prepare the third-party inspection report without being influenced by the facility owner or operator and, (if I am a municipal employee) without being influenced by my municipal employer, by any coworker or by any elected or appointed official of the municipality; and
4. I am aware that there are significant penalties, including, but not limited to, possible administrative and civil penalties for submitting false, inaccurate, or incomplete information and possible fines and imprisonment for knowingly submitting false, inaccurate, or incomplete information."


Signature of Third-Party Inspector

Bryan Massa
Print Full Name

HRP Associates, Inc.
Company Name

1/16/2024
Date (MM/DD/YYYY)

X. Certification – FACILITY OWNER/OPERATOR

Does the facility maintain a Financial Assurance Mechanism (FAM) pursuant to 310 CMR 19.051?	<input type="checkbox"/> YES <input type="checkbox"/> NO
If yes: <ul style="list-style-type: none">• Enter the amount of the current FAM: \$• Enter the date of the last revision of the FAM amount, pursuant to 310 CMR 19.051(6):	
<i>As a reminder, pursuant to 310 CMR 19.051(6), the estimate of the cost of closure and post-closure maintenance must be revised every year, and every second year shall be submitted to the Department.</i>	

"I certify under the penalty of law:

1. That I have personally examined and am familiar with the information submitted in this third-party inspection report, including but not limited to the statements above concerning the financial assurance mechanism in place in accordance with any facility permit and 310 CMR 19.051, and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate and complete. I am aware that there are significant penalties both civil and criminal for submitting false information including possible fines and imprisonment.
2. That, in the event that this inspection report contains a recommendation for corrective action(s), I have completed and attached to this report a Corrective Action Plan and Schedule*, pursuant to 310 CMR 19.018(8)(c)2."

**Note: The owner or operator may elect to correct deviations identified in the Third-Party Inspection Report in a manner that is different than that recommended by the Third-Party Inspector, so long as the facility is brought back into compliance with applicable requirements.*

Signature of Responsible Official

Print Full Name

Title

Date (MM/DD/YYYY)

► Pursuant to 310 CMR 19.018(8)(c), a copy of each third-party inspection report shall be maintained at the facility in accordance with the requirements of 310 CMR 19.000. The owner and operator shall make third-party inspection reports available to personnel or authorized representatives of the Department for review at the facility upon request.

Within 30 days of the inspection date:	<ul style="list-style-type: none"> • Mail this completed form to the MassDEP Regional Office that serves the municipality in which the facility is located. (Attention: Solid Waste Management) • Send one copy to the local board of health for the municipality in which the facility is located. 	<p>A list of municipalities and MassDEP Regional Offices is available online at: http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html</p>
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Photographic Log



Photo 1: Landfill vegetative cover.



Photo 2: Landfill stormwater detention basin.

Photographic Log



Photo 3: Landfill access road and stable landfill cover.



Photo 4: Landfill slope.

Photographic Log



Photo 5: Secured environmental monitoring location.



Photo 6: Landfill transition to transfer station area.

**Barnstable County Public Health Excellence Group
Inter-Municipal Agreement (IMA)
for the Public Health Excellence for Shared Services Grant**

This Intermunicipal Agreement (hereinafter “Agreement”), is entered into by and between the Bourne, Brewster, Chatham, Dennis, Eastham, Harwich, Mashpee, Orleans, Provincetown, Sandwich, Truro, and Wellfleet hereinafter referred to collectively as the “Municipalities,” and individually as a “Municipality,” and Barnstable County in its capacity as Host Agent of the Barnstable County Public Health Excellence Group, (hereinafter referred to as “Barnstable County PHE Group”) this 27th day January 2023, as follows:

WHEREAS, the Barnstable County was awarded a Public Health Excellence for Shared Services grant by the Commonwealth of Massachusetts (the “Grant Program”) to create a cross-jurisdictional public health services sharing program consistent with the recommendations of the Special Commission on Local and Regional Public Health’s (SCLRPH) June 2019 Report;

WHEREAS, the purpose of the Grant Program is to implement the recommendations made in the SCLRPH’s June 2019 Report by increasing local public health capacity through cross-jurisdictional shared services programs and agreements.

WHEREAS, each of the Municipalities offers public health services and resources, and desires to increase its capacity to provide said services and resources and improve regional public health and meet performance standards set by the Commonwealth by entering this Agreement.

WHEREAS, the Barnstable County, entering into an agreement with the Commonwealth of Massachusetts governing its participation in the Grant Program, is willing and able to manage the administrative obligations of the Grant Program through its Director of Public Health, who shall hereinafter be referred to as the “Program Manager”;

WHEREAS each Municipality has authority to enter into this Agreement pursuant to M.G.L. c. 40, §4A;

NOW THEREFORE, the municipalities, in mutual consideration of the covenants contained herein, intending to be legally bound thereby, agree under seal as follows:

1. The Public Health Services Collaborative. There is hereby established a collaborative of the Municipalities to be known as the “Barnstable County Public Health Excellence Group,” which shall hereinafter be referred to as the “Collaborative.” The Collaborative, acting by and through an advisory board (“Advisory Board”) as established in Section 5 of this Agreement, and Program Manager, will coordinate, manage, and direct the activities of the parties with respect to the subject matter of the Grant Program, this Agreement,

2. Agreement between the Barnstable County, and the Commonwealth of Massachusetts, attached hereto as Exhibit A, the terms of which are expressly incorporated herein and shall bind all parties hereto, and any other programs and services related thereto. The purpose of the Collaborative is to design and implement a program by which the public health staff and resources of the Municipalities are consolidated and shared such that cross-jurisdictional services, investigations, enforcement and data reporting may be carried out and the public health and safety of the Municipalities may be better protected (the “Shared Services Program”).
3. Term. The term of this Agreement shall commence on the date set forth above and shall expire when the funds for the Grant Program are no longer available, or when terminated in accordance with this Agreement, but in no event shall the Term of this Agreement exceed twenty-five (25) years unless permitted by statute. Nothing herein shall be interpreted to prevent the Municipalities from extending the term of this Agreement beyond the exhaustion of the Grant Funds with the written consent of all parties hereto.
4. Lead Municipality. During the term of this Agreement, the Barnstable County, acting as the “Lead Municipality,” shall oversee the Grant Program and the shared services program provided for herein (the “Shared Services Program”).

As the Lead Municipality, the Barnstable County shall act for the Collaborative with respect to all grant applications to be submitted and gifts and grants received collectively by the Municipalities. Barnstable County, shall act as the Municipalities’ purchasing agent pursuant to G.L. c. 7, §22B, for all contracts duly authorized by the Advisory Board, established pursuant to Section 5 of this Agreement, to be entered into collectively by the Municipalities. Final approval of any such contract is subject to approval of the Advisory Board appropriation by each Municipality, to the extent required.

5. Program Manager. The Barnstable County, as Lead Municipality, shall hire and employ a Program Manager, who may or may not be the Barnstable County’s Director of Public Health, and, through the Program Manager and its Health Department, shall perform all necessary fiscal and administrative functions necessary to provide the services contemplated under this Agreement, and shall be the holder of all grant funds related to the Grant Program, and may retain up to 15% of the funds received through the Grant Program for wages and resources related to the performance of such duties, in accordance with the Grant Program Scope of Services, attached hereto as Exhibit B and incorporated herein. The Program Manager shall report to the Advisory Board and shall keep records of all funding and expenditures for review by the Board, and provide periodic financial status updates. For the purposes of employment status and health, retirement and other benefits, and immunities and indemnification as provided by law, the Program Manager and any Barnstable County Health Department staff working on behalf of the Collaborative or

the Advisory Board shall be considered employees of Barnstable County and shall be accorded all benefits enjoyed by other Barnstable County employees within the same classification as they are or shall be established.

6. Advisory Board

There shall be an Advisory Board which shall be convened not less than quarterly by the Advisory Board Chair/Co-Chairs.

- a. Composition: one member and one alternate, both appointed by the Board of Health from each municipality. One representative from each municipality shall be a full voting member whose term shall be as determined by each municipality's local Board of Health. The voting member shall be a Board of Health member or designee of that municipality's Board of Health. The second representative shall be an associate member who shall sit on the Advisory Board as a full member and may vote only when the full member is not in attendance. Each municipality shall maintain its individual local Board of Health, which shall retain its own legal authority and autonomy as provided by law.
- b. Voting: One municipality, one vote. Every voting member shall have an equal voice in determining shared priorities, and services to be provided.
- c. Quorum: A majority of the voting members of the Advisory Board shall constitute a quorum for the purposes of transacting business. The Advisory Board may act by a simple majority of members present and voting unless otherwise provided herein.
- d. Roles and Responsibilities of the Advisory Board:
 - 1) Meet on a regular basis and at least quarterly.
 - 2) Develop annual and long-term goals for the Collaborative.
 - 3) Advise on Collaborative staff priorities.
 - 4) Collaborate in developing a sustainability plan for [Name of Partnership].
 - 5) Adopt any Collaborative-wide policies and recommended regulations.
 - 6) Review and provide recommendations on operating budgets.
 - 7) Assure compliance with all mandatory reporting requirements as proscribed by the Department of Public Health ("DPH") and Office of Local and Regional Health ("OLRH").
 - 8) Assure attendance at monthly or other grant holder meetings convened by DPH and OLRH
 - 9) Review financial status and financial statements provided by the Program Manager.
 - 10) Review and provide recommendations on reports from staff.
- e. Meetings. The Advisory Board shall meet no less than quarterly and may schedule additional meetings, as necessary. All meetings shall be conducted in compliance with the Massachusetts Open Meeting Law M.G.L. c. 30A, §§ 18-25 as may be amended from time to time if required.

7. Shared Services Program Participation. Each Municipality as part of this Agreement shall participate in the Shared Services Program as follows:
 - a. Each Municipality will consent to the Collaborative's duly-authorized agents and representatives exercising the powers provided for herein and by the Advisory Board within the boundaries of said Municipality, and will direct its agents and employees to work in good faith with the Collaborative's health agents, nurses, and any other employees the Collaborative may employ from time to time.
 - b. Each Municipality will be a member of the Advisory Board as established pursuant to this Agreement, and appoint and maintain two Advisory Board representatives at all times.
 - c. Each Municipality will use best efforts to ensure that a representative of the Municipality will attend all Advisory Board meetings (either in-person or via remote access) throughout the life of this Agreement.
 - d. Each Municipality will use best efforts to ensure that a representative of the Municipality will attend all training sessions which are offered in conjunction with the Grant Program geared towards stakeholders under the Program, as required by the DPH or its representative.
 - e. Each Municipality will assist in collecting the necessary data as agreed to by the Committee and pursuant to the data reporting policy established pursuant to Section 5 of this Agreement to help meet the goals of the Shared Services Program and the Grant Program. The data collection provided for herein will include, but not be limited to, reporting to the Advisory Board, through the Program Manager, public health outcomes and services related to the Shared Services Program and the Collaborative's agents and nurses.
 - f. Each Municipality will request from the appropriate legislative body appropriation for any services, costs and expenses associated with the Collaborative and not covered by the Grant Program. Notwithstanding this provision or any other terms of this Agreement, no party shall be obligated to incur any financial cost above the amount made available herein through grants and gifts or other sources, unless the financial obligation is supported by an appropriation made in accordance with law.
 - g. Each Municipality will help promote and market the Shared Services Program and its services within their community.
8. Payment and Funding. Pursuant to G.L. c. 40, §4A, any funds received by the Shared Services Program, Advisory Board, or the Barnstable County pursuant to this

Agreement, shall be deposited with the treasurer of the Barnstable County and held as a separate account and may be expended, with the approval of the Advisory Board, under the provisions of G.L. c. 44, §53A, for contribution toward the cost of the Shared Services Program and in compliance with established grant guidelines from grantors only.

The Advisory Board may authorize a disbursement of funds for any shared contractor, salary or wages consistent with the terms of this Agreement, and/or for any program, service or benefit that is consistent with the terms of this Agreement.

Except for the 15% of Grant Program funding for administrative costs that the Barnstable County may retain pursuant to Section 4 of this Agreement, a Municipality may draw on grant funds individually, with prior approval by the Advisory Board, and provided such funds are available, by submitting invoices to the Program Manager for reimbursement from the funds, for expenditure consistent with the purposes of the Shared Services Program and applicable grant funding guidelines.

The Barnstable County, as the holder of Grant Program funds, will pay the invoice within 30 days, subject to the availability of funds; provided, however, that the Barnstable County shall not be obligated to supply any funding or incur any cost in excess of the amounts made available to the Advisory Board and the Shared Services Program through the Grant Program and/or any other and gifts, grants, or other sources appropriated for the purposes of this Agreement. Individual municipal costs incurred outside the scope of this Agreement and specific to the needs of that Municipality will be borne solely by that Municipality. Any funds contributed by the Grant Program shall only be used for shared public health services consistent with the purposes of this Agreement.

Annually, the Advisory Board will develop and approve a public health services budget for contractual shared services. Initially, these services are funded by a 3-year Public Health Excellence Grant from the Department of Public Health administered by Barnstable County. It is the intention of Barnstable County to seek additional grant funds to sustain these services but if that is unsuccessful, participating Municipalities will revisit this Agreement and determine whether they will allocate municipal funds to continue participation. The Program Manager will provide each Municipality with sufficient notice to allow that Municipality's funding authority to authorize any such expenditure. Until grant funds are expended, there will be no cost to participating municipalities. Execution of this Agreement does not obligate any Municipality the Grant Program and a mutually acceptable written contract amendment would be required to do so.

Pursuant to G.L. c. 40, §4A, any party may, but shall not be required to, raise money by any lawful means to further the purposes of the Shared Services Program and any

such funds shall be held by Barnstable County and expended pursuant to the terms of this Agreement.

9. Other Municipal Services. The Municipalities of the Collaborative may request the Advisory Board to add or remove associated services to be delivered as part of the Shared Services Program, and such shall take effect only until this Agreement is so amended in writing and approved by each Municipality. The Municipalities are not limited exclusively to the Grant Program and are not required to use all services of the Grant Program. Municipalities may apply for other grants outside the Collaborative.

The Collaborative through a vote of the Advisory Board may apply for other grants, opportunities, funds, and awards for shared services on behalf of the Municipalities. The Advisory Board must approve any and all grants or grant applications submitted as a Collaborative. The Advisory Board may appoint other Municipalities to act as host agencies for these other grant opportunities and the Municipalities agree that this Agreement shall be amended to account for any associated grant terms and conditions.

10. Employees. Employees and personnel of each Municipality providing services pursuant to this Agreement shall be deemed employees of their respective Municipalities, and not regional employees or employees of any other Municipality. An employee who performs services, pursuant to this Agreement on behalf of another member Municipality, shall be deemed to be acting within the scope of his current Municipal job duties at all times and remain an employee of the employee's Municipality for insurance coverage purposes. Said Municipal employee shall retain all accrued benefits and shall be subject to standard hiring and personnel practices of such municipality.
11. Indemnification & Insurance. To the extent permitted by law, each Municipality shall defend, indemnify, and hold the other Municipalities harmless from and against any and all claims, demands, liabilities, actions, causes of action, costs and expenses, including attorney's fees, arising out of the indemnifying Municipality's acts or omissions, breach of this Agreement, or the negligence or misconduct of the indemnifying Municipality or its agents or employees. In entering into this Agreement, no Municipality waives any governmental immunity or statutory limitation of damages. Should the Collaborative or a Municipality incur any liabilities on behalf of the Grant Program such as unemployment insurance or other unforeseen expenses, each of the member municipalities will proportionally share in the liability for such expenses.

The Barnstable County and the Municipality shall obtain and keep in full force and effect public liability insurance in the amount of One Million (\$1,000,000) Dollars combined single limit for bodily injury, death and property damage arising out of any one occurrence, protecting the other party against all claims for bodily injury, \$3,000,000 aggregate, death, or property damage arising directly or indirectly out of the Indemnification Provisions of this Agreement.

12. Entrance. Any municipality may petition the Collaborative to join this Agreement to the extent permitted by the grants. In order to approve the addition of a new entity to the Agreement for the Grant Program, the Department of Public Health and no less than a two-thirds vote of the Advisory Board shall be required to approve said entrant.
13. Withdrawal. Any Municipality other than the Lead Municipality, by a vote of its respective authorizing Select Board or Chief Executive Officer and Board of Health, may withdraw from this Agreement with the provision of at least three (3) months prior written notice to the Lead Municipalities. Withdrawal requires the vote of both the Select Board and the Board of Health. Upon such withdrawal, the Program Manager shall prepare full statements of outstanding unpaid financial obligations under this Agreement and present the same to the terminating Municipality for payment within thirty (30) days thereafter. To the extent permitted by the Grant Program and its agreement with the Commonwealth of Massachusetts pursuant thereto, the Lead Municipality, by a vote of its Select Board and Board of Health, may withdraw from this Agreement upon the provision of at least three (3) months prior written notice to the participating Municipalities and the Advisory Board, and a new Lead Municipality shall thereafter be designated by the Advisory Board, by a vote of the representatives of the remaining parties. Prior to the effective date of its withdrawal, the Lead Municipality shall transfer all funds held pursuant to this Agreement to the new Lead Municipality as designated by the Advisory Board any pay any outstanding unpaid financial obligations under this Agreement within thirty (30) days thereafter. Any Municipality may withdraw at the end of any fiscal year in which the Municipality's legislative body has not appropriated funds sufficient to support that Municipality's continued participation in the subsequent fiscal year if such funds are required. In such an event, the Municipality shall give as much notice to the other Municipalities to this Agreement as the circumstances allow. The Advisory Board, by vote of the remaining members, has the authority to reallocate grant funding or other outside funding that would have been allocated to the Municipality that has left the Agreement. Any data collected from the terminating Municipality through a Shared Services Program project, service, or program will

remain with the Advisory Board for analysis by the Program Manager and the Advisory Board.

14. Termination. This Agreement may be terminated by a vote of a majority of the Municipalities' representatives of the Advisory Board, at a meeting of the Advisory Board called for that purpose; provided that the representative's vote has been authorized by the Municipality's appointing authority. Any termination vote shall not be effective until the passage of at least sixty (60) days and until the Municipalities have agreed to an equitable allocation of all remaining costs, expenses and assets.
15. Conflict Resolution. The Advisory Board may hold additional meetings to discuss and resolve any conflicts that may arise including, but not limited to, disagreements regarding the needs of each Municipality, administration of the shared services programs, the terms of this Agreement, data reporting and any other matters the parties deem necessary.
16. Financial Safeguards. The Lead Municipality shall maintain separate, accurate, and comprehensive records of all services performed for each of the Municipalities, and all contributions received from the Municipalities.
17. Assignment. None of the Municipalities shall assign or transfer any of its rights or interests in or to this Agreement, or delegate any of its obligations hereunder, without the prior written consent of all of the other Municipalities.
18. Amendment. This Agreement may be amended only in writing pursuant to an affirmative vote of all Municipalities' appointing authority.
19. Severability. If any provision of this Agreement is held by a court of competent jurisdiction to be invalid, illegal, or unenforceable, or if any such term is so held when applied to any particular circumstance, such invalidity, illegality, or unenforceability shall not affect any other provision of this Agreement, or affect the application of such provision to any other circumstances, and the remaining provisions hereof shall not be affected and shall remain in full force and effect.
20. Governing Law. This Agreement shall be governed by, construed, and enforced in accordance with the laws of the Commonwealth of Massachusetts.
21. Headings. The paragraph headings herein are for convenience only, are no part of this Agreement, and shall not affect the interpretation of this Agreement.
22. Non-Discrimination. Neither the Lead Municipality nor the Municipalities shall discriminate against any person because of race, color, religious creed, national origin, gender, ancestry, sexual orientation, age, handicap, gender identity, genetic

information, military service, or any other protected class under the law with respect to admission to, access to, or operation of its programs, services, or activities.

23. Notices. Any notice permitted or required hereunder to be given or served on any Municipality shall be in writing signed in the name of or on behalf of the Municipality giving or serving the same. Notice shall be deemed to have been received at the time of actual receipt of any hand delivery or three (3) business days after the date of any properly addressed notice sent by mail as set forth below:

Town of Bourne:

Terri Guarino (contact name)
tguarino@townofbourne.com (email)
508-759-0600 ext 1513 (phone)
Town of Bourne, 24 Perry Avenue, Buzzards Bay, MA 02532 (address)

Town of Brewster:

Amy Von Hone (contact name)
avonhone@brewster-ma.gov (email)
508-896-3701 x1120 (phone)
Town of Brewster, 2198 Main Street, Brewster, MA 02631 (address)

Town of Chatham:

Judith Giorgio (contact name)
jgiorgio@chatham-ma.gov (email)
508-945-5165 (phone)
Town of Chatham, 549 Main Street Chatham, MA 02633 (address)

Town of Dennis:

Kristin Keller (contact name)
kkeller@town.dennis.ma.us (email)
508-760-6158 (phone)
Town of Dennis, 685 MA-134, South Dennis, MA 02660 (address)

Town of Eastham:

Susan Barker (contact name)
Health2@eastham-ma.gov (email)
508-240-5900 x3229 (phone)
Town of Eastham, 2500 State Highway, Eastham, MA 02642 (address)

Town of Harwich:

Kathleen O'Niell (contact name)
koneill@town.harwich.ma.us (email)
508-430-7509 (phone)
Town of Harwich, 732 Main Street, Harwich Center, MA 02645 (address)

Town of Mashpee:
Zachary Seabury (contact name)
zseabury@mashpeema.gov (email)
508-539-1426 (phone)
Town of Mashpee, 16 Great Neck Road North, Mashpee, MA 02649 (address)

Town of Orleans:
Alex Fitch (contact name)
afitch@town.orleans.ma.us (email)
508-240-3700 x2450 (phone)
Town of Orleans, 19 School Road, Orleans, MA 02653 (address)

Town of Provincetown:
Lezli Rowell (contact name)
lrowell@provincetown-ma.gov (email)
508-487-7000 x529 (phone)
Town of Provincetown, 260 Commercial St., Provincetown, MA 02657 (address)

Town of Sandwich:
David Mason (contact name)
dmason@townofsandwich.net (email)
508-888-4200 (phone)
Town of Sandwich, 100 MA-6A, Sandwich, MA 02563 (address)

Town of Truro:
Emily Beebe (contact name)
Ebeebe@truro-ma.gov (email)
508-349-7004 x32 (phone)
Town of Truro, 24 Town Hall Road, Truro, MA 02666 (address)

Town of Wellfleet:
Hillary Greenberg-Lemos (contact name)
Hillary.Lemos@wellfleet-ma.gov (email)
508-349-0308 (phone)
Town of Wellfleet, 300 Main Street, Wellfleet, MA 02667 (address)

24. Complete Agreement. This Agreement constitutes the entire Agreement between the Municipalities concerning the subject matter hereof, superseding all prior agreements and understandings. There are no other agreements or understandings between the Municipalities concerning the subject matter hereof. Each Municipality acknowledges that it has not relied on any representations by any other Municipality or by anyone acting or purporting to act for another Municipality or for whose actions

any other Municipality is responsible, other than the express, written representations set forth herein.

WITNESS OUR HANDS AND SEALS as of the first date written above.

Town of _____ Select Board

Date

Town of _____ Board of Health

Date

Town of _____ Select Board

Date

Town of _____ Board of Health

Date

Town of _____ Select Board

Date

Town of _____ Board of Health

Date

Town of _____ Select Board

Date

Town of _____ Board of Health

Date

Town of _____ Select Board

Date

Town of _____ Board of Health

Date

Host Town of _____ Select Board

_____ Date

Host Town of _____ Board of Health

_____ Date

EXHIBIT A

Grant agreement between the Barnstable County and the Commonwealth of Massachusetts – to be attached

TEMPLATE

EXHIBIT B

The scope of services the Barnstable County shall provide the following services in coordination with member municipalities:

TO BE FILLED IN

TEMPLATE

Minutes of the Truro Board of Health, Tuesday January 16, 2024

This was a hybrid meeting held in person at Truro Town Hall in the Select Board chambers and via Zoom.

Board members in attendance: In person: Chair Tracey Rose, Vice Chair Jason Silva; Board Member Helen Grimm; Remote: Board Member: Brian Koll, Absent: Member Tim Rose and Alternate Member Candida Monteith

Also Present in person: Health Agent Emily Beebe, Assistant Health Agent Courtney Warren.

The meeting was called to order at 4:34 pm by the Chair, who described the remote meeting procedures and the process for public participation.

Public Comment: There was no public comment.

Proposed Change of Manager: 148 Shore Road, Big Fisherman, Joe McKay new manager. Mr. McKay is now a full-time resident at Big Fisherman and has agreed to serve as the on-site manager for the facility. Chair Tracey Rose confirmed that Mr. McKay understood the expectations of the Board of Health for a manager. **Motion:** Board member Helen Grimm moved to approve the change of manager; **Second:** Jason Silva; **Vote:** 4-0; the motion carried.

Proposed addition of Manager- Harborview Village, Peter DeAndrade. There was no representative at the meeting either in person or virtually.

Discussion on proposal for Change of Use at 2 Highland Road, Salty Market. Civil Engineer William Rogers and Salty Market owner Liam Rowland were on the call to discuss Mr. Rowland's proposal to add seats to his establishment. The proposal included combining the existing retail Deli and food sales use with the new use of 8 "tavern" seats during the day (8AM-4PM), and at 4 PM they would close the retail section and increase the number of tavern seats to 12. To accomplish this within the existing wastewater capacity at the property, they propose eliminating a bedroom.

Mr. Rowland described his interest in expanding his business by adding a hospitality element to his retail business. He said he was willing to rearrange the flow and feels this natural evolution will help his business. Chair Tracey Rose commended Mr. Rowland for his enthusiasm and asked the Agent to speak to the points in her memo. The Agent suggested that this should be a preliminary conversation, to allow Mr. Rowland and his Engineer the opportunity to review the memo. The Agent reported that the existing septic system was inspected and functioning properly. It was originally designed for a retail establishment with two bedrooms above the market. There was not much "excess" flow (the actual capacity minus the design flow), due to the small size of the lot. Mr. Rogers has prepared a floor plan to depict the retail space, and the flow associated with that area. The result is 1850 sq ft. of retail space. The approved flow is 334 gpd but the actual capacity of the leaching area is 362 gpd. After removal of one bedroom and accounting for the area of retail space and prep room for the retail space there is 160 gpd remaining for seating. Title 5 has two categories for seats: restaurant at 35 gpd per seat and lounge/tavern at 20 gpd per seat. The Agent described a DEP opinion that defined a lounge/tavern as the equivalent of a bar where alcoholic drinks and possibly light appetizers, snacks, or "bar food" are served, but not full dinner entrees. Classifying the seats as tavern seats

will provide more flexibility, but there need to be clear constraints to the use to prevent exceeding the capacity of the system. There is an existing grease trap which is a plus for the system. The Agent stated that the concept of closing retail at 4 PM to add more tavern seats in the evening does not appear consistent with Title 5. Title 5 specifies flows *per day* and does not include a provision for partial days; and the opinion of the Agent was that the proposal would allow “double dipping” as described. She agrees that the numbers work for eight seats if the Board of Health conditionally approved and agreed to certain regulatory assumptions.

Mr. Rogers stated that they were aware that the restroom on-site would need to be open to the public.

Board member Jason Silva stated that it was nice to see a business that was interested in expanding. He also noted that even if allowed, juggling closure times would be complicated from both a business and a regulatory perspective. Board member Helen Grimm stated that it was great to see Mr. Rowland thinking out of the box and they want to support him, they just need to make sure the land can support what is being requested. Board member Brian Koll agreed with both members and stated that he would like to see a revised plan to understand how best to help the applicant achieve his goals while remaining within the regulations. Chair Tracey Rose added that the Board was happy to help, but their job was ultimately to protect the groundwater. She noted that the site is in the Pond Village watershed and that proposals have implications. Engineer William Rogers confirmed that the Board was comfortable with the concept of retail space and eight seats for the entire day and asked what else the Board needed to see.

The Board stated that they need a plan showing how a bedroom will be eliminated, a plan for making the current employee restroom into a public restroom, and a revised proposal. The Board prefers to approve everything at one meeting as opposed to a piece meal approval approach. Board member Helen Grimm acknowledged the time and money that Mr. Rowland has spent and wants to make sure he is comfortable with the eight-seat concept. Chair Tracey Rose asked about the menu. The Agent went over some proposed conditions including take out only, no table service, no full entrees, no outdoor seating (not referring to the existing picnic tables), and single use preferably compostable cutlery/glasses. Helen Grimm asked a clarifying question about the cutlery and the Agent responded that she would supply supporting information.

Neighbor Karen Ruymann from the Pond Village neighborhood spoke in support of Mr. Rowland’s efforts.

Mr. Rowland spoke of his business, saying he wants his business to be a beacon for the Town and someone that the Town can rely on as a community leader. He questioned the Board’s role in his menu and cutlery and argued that the general premise of his plan fits within the regulation. He wants to feel that the town is supportive. He asked if it was possible to have 12 seats in the off-season when the retail store is not operating. He also wanted to have a guarantee that he could put the bedroom back if he wanted to return to just a retail operation in the future. The Chair thanked him for his comments but assured him that everything we discussed today including cutlery/paper plates, bathrooms, seats, menus, etc. are completely within jurisdiction of the Board of Health. The regulations are existing and were in place when he purchased the property. She clarified that a partial use scenario where the retail store would be closed at certain times would be impossible to enforce. The Agent confirmed that a change of use can be reversed.

The fact that the two bedrooms existed is part of the record and could be reinstated if another change in use were proposed. She also noted that the idea of having 12 seats in the off season would need to be made as part of a proposal; nothing in the current proposal mentions seasonality. The Agent emphasized the need for good communication from all restaurants and that communication is a two-way street. The Board thanked the applicant for the conversation and hopes that Mr. Rowland will come back with a strong proposal.

Water Resources Report

The Agent discussed the continuing progress in the cesspool upgrade project. The stormwater management section of the report has been updated to reflect what has happened with Special Town Meeting and she emphasized that the proposed by-law would establish performance standards for the entire town. The Wellfleet Harbor watershed management plan has been approved by DEP. A link to the map that shows the impacted area of Truro is in the report. The Town of Truro will align our wastewater management project with the DEP. The report also summarized wastewater management and water resources discussions with Provincetown. A meeting with staff, engineers, and consultants will convene at the end of the month to discuss both the master plan and the watershed plan.

Minutes: December 5, 2023; **Motion:** Board member Helen Grimm moved to approve the December 5, 2023 meeting minutes.; **Second:** Jason Silva; **Vote:** 3-0-1 with Board member Brian Koll abstaining.; December 19, 2023; **Motion:** Board member Helen Grimm moved to approve the December 19, 2023 meeting minutes; **Second:** Jason Silva; **Vote:** 4-0.; January 2, 2024; **Motion:** Board member Jason Silva moved to approve the January 2, 2024 meeting minutes; **Second:** Helen Grimm; **Vote:** 4-0.

Report of the Chair:

The chair is working on a draft of goals and objectives for the year and will bring them to the next meeting. She also gave an update on the most recent Provincetown Water and Sewer Board meeting and noted that rate increases for sewer were approved by that Board.

Health Agent's Report:

The Agent reminded the Board that DPW Director Jarrod Cabral would be giving a presentation entitled "Talking Trash" about transfer station operations on Thursday January 18, 2024 at the library as part of the Climate Action Committee's informational presentations.

Board member Jason Silva brought up the storms of this past week and noted that they were particularly bad in terms of both intensity and timing (multiple storms back-to-back). He worries about long term goals and protection of infrastructure.

Board member Jason Silva moved to adjourn the meeting; Second: Board member Helen Grimm; Vote: 4-0-0, the motion carried.

The meeting was adjourned at 6:14 p.m.

Respectfully submitted by Courtney Warren