



The Municipal EcoLink

An e-bulletin from the NH Department of Environmental Services

February 2017

The Municipal EcoLink is a monthly e-bulletin designed to inform you of the latest environmental ideas, trends, grants, rules and more from the New Hampshire Department of Environmental Services (NHDES). We respectfully request that the following is electronically distributed or otherwise made available to your municipal committees, councils and boards. Please feel free to post it on your municipal website as well. You may read past issues at [The Municipal EcoLink](#)

Notice to Solid Waste Facility Owners - 2016 Annual Facility Report Forms

The 2016 Annual Facility Report (AFR) form for active solid waste facilities will be available by February 8, 2017. The AFR form has been revised and there is only one report form for all active solid waste facilities, regardless of type. When the revised form is posted to NHDES' website, permittees will be notified. If you have questions, please contact the Solid Waste Management Bureau at (603) 271-2925 or solidwasteinfo@des.nh.gov

The 2016 AFR for inactive solid waste facilities is undergoing revision and is not yet available for distribution. The revisions are intended to simplify certain reporting requirements. When finalized, the revised form will be posted on NHDES' website (www.des.nh.gov) and permittees will be notified. Please do not submit a 2016 AFR for an inactive solid waste facility using last year's form. Please wait until the new form is available. If you have questions, please contact the Solid Waste Management Bureau at (603) 271-2925 or solidwasteinfo@des.nh.gov

Proposed Changes to Prior Local Approval for Septic Systems

NHDES has proposed changes to RSA 485-A:32, II, to exempt applications for failed individual sewage disposal systems from the requirement to obtain prior local approval. The bill number addressing this proposal is HB 258. The law, bill language and status, and NHDES letter of testimony can be viewed at:

<http://www.gencourt.state.nh.us/rsa/html/L/485-A/485-A-32.htm>

http://www.gencourt.state.nh.us/bill_status/Results.aspx?q=1&txtsessionyear=2017

<http://www.des.nh.gov/organization/commissioner/legal/testimony/2017/documents/hb258-20170118.pdf>

Volkswagen Settlement Information

The deadline for comments on the "Initial Proposal Regarding Use of Potential Funding from the Volkswagen 2.0 Liter Consent Decree" **has been extended to February 10, 2017**. Proposed projects can be submitted utilizing the "VW Project Survey" until February 10, 2017. The Initial Proposal and VW Project Survey are available on the Volkswagen Settlement page of the NHDES website at:

<http://des.nh.gov/organization/divisions/air/tsb/tps/msp/diesel-vehicles/vw-settlement.htm>

Funding for Diesel Vehicles and Equipment Replacement

Funding is currently available for replacement of diesel vehicles and equipment. Proposals submitted prior to the close of business on the first Friday of the month will be evaluated that month. The Project Proposal Form is available on the Diesel Vehicles and Equipment page of the NHDES website at:

<http://des.nh.gov/organization/divisions/air/tsb/tps/msp/diesel-vehicles/index.htm>

Sampling for PFCs at Contaminated Sites

The NHDES Hazardous Waste Remediation Bureau has sent a letter to stakeholders requesting sampling for perfluorinated chemicals (PFCs) as part of groundwater management permits and the investigation of certain contaminated sites. Sampling will occur in 2017, or at the latest in 2018. The letter can be reviewed

at <http://des.nh.gov/organization/divisions/waste/hwrb/documents/pfc-stakeholder-notification-20161122.pdf>

Drought Information

Problematic drought conditions will continue for New Hampshire residents throughout the winter. NHDES will continue to have information and resources available on the NHDES Drought Management Program webpage: <http://des.nh.gov/organization/divisions/water/dam/drought/index.htm>

Asbestos in Schools

NHDES would like to remind schools and school districts in New Hampshire that there are both federal and state laws requiring them to identify and monitor asbestos-containing materials in their facilities, and to maintain and make available for review all records related to the monitoring, repair and removal of asbestos containing materials. For more information, visit the EPA website at <https://www.epa.gov/asbestos/asbestos-and-school-buildings#resources> or contact Steve Cullinane at NHDES at 603-271-1373.

Important News about Rules

1. NHDES is proposing to readopt with amendments the hazardous waste rules identified as Env-Hw 100 – 1100 and is proposing to adopt hazardous waste land disposal restrictions as Env-Hw 1200. The Initial Proposals and Rulemaking Notices for the rules are available at <http://www.des.nh.gov/organization/commissioner/legal/rulemaking/index.htm#phazard> The public hearing is scheduled for Thursday, February 23, 2017, at 9:00 AM in Rooms 213-214 of the NHDES Offices at 29 Hazen Drive, Concord, NH. The deadline for submission of written comments is 4:00 PM on Friday, March 3, 2017. **Written comments may be submitted without attending the public hearing.** Comments or questions should be directed to Wendy Bonner, Regulatory Manager for the Hazardous Waste Management Bureau, at wendy.bonner@des.nh.gov or by phone (603-271-2937) or fax (603-271-2456).
2. NHDES is proposing to readopt with amendments the rules identified as Env-Wq 1500 re: Alteration of Terrain. The Initial Proposal, a fixed text of the Initial Proposal, and the Rulemaking Notice for the rules are available at <http://des.nh.gov/organization/commissioner/legal/rulemaking/index.htm#pwaterq> The public hearing relative to the proposal to readopt with amendments the Alteration of Terrain rules is scheduled for Friday, February 10, 2017, at 9:00 AM in Rooms 112-114 of the NHDES Offices at 29 Hazen Drive, Concord, NH. The deadline for submission of written comments is 4:00 PM. on Friday, February 24, 2017. **Written comments may be submitted without attending the public hearing.** Comments or questions should be directed to Ridgely Mauck, Alteration of Terrain Bureau Administrator, at Ridgely.Mauck@des.nh.gov or by phone (603-271-2303) or fax (603-271-2982).
3. NHDES Instream Flow Rules (Env-Wq 1900) Rulemaking – Public Information Meeting. The meeting will be held March 7, 2017, at 9:30 AM in Room 208C of the NHDES Offices at 29 Hazen Drive, Concord, NH. These new rules will replace the Pilot Instream Flow Rules and will apply to all the Designated Rivers of the state. At this meeting, NHDES staff will review the protected instream flow and water management plan sections of the proposed new rules. A discussion document will be available prior to the meeting at <https://www4.des.state.nh.us/blogs/rmac/> This meeting will be the third of several during the pre-rulemaking process. Questions, comments and suggestions are welcome.
4. NHDES is proposing to readopt with amendment the Water Use and Registration Rules, Env-Wq 2102. The Initial Proposal and the Rulemaking Notice for the rules are available at <http://des.nh.gov/organization/commissioner/legal/rulemaking/index.htm#pwaterq>

5. Control of Lead and Copper in Drinking Water, Env-Dw 714, Env-Dw 403.02, and Env-Dw 403.03. NHDES is proposing to adopt amendments to Env-Dw 714 Control of Lead and Copper; Env-Dw 403.02 Prohibition on Use of Lead Pipes, Solder, and Flux; and Env-Dw 403.03 Distribution Piping Materials Inventory to align the rules with federal requirements to ensure that customers of public water systems are not exposed to excessive levels of lead or copper. The Initial Proposal and the Rulemaking Notice for the rules are available at <http://des.nh.gov/organization/commissioner/legal/rulemaking/index.htm#pdrinking>

Please send your comments for the editor to editor@des.nh.gov To receive press releases and other publications of the NH Department of Environmental Services via email, please sign up at www.des.nh.gov/media/enews/index.htm