

STATLER INDUSTRIES INCORPORATED
Augusta, Maine
PAPER MILL SLUDGE DISPOSAL SITE
#L-004892-17-F-R

2 300 FOOT DISPOSAL LAW
)
)
) VARIANCE REQUEST

BASED on the above findings of fact, the Department makes the following conclusions:

- A. All leachate generated from the paper mill sludge is collected and transported by pipeline to the Augusta Sanitary District Wastewater Treatment Plant, where it is treated prior to discharge to the Kennebec River.
- B. An examination of climactic conditions, topography, the nature and amount of solid waste and other factors noted, indicates that the disposal of paper mill sludge at the Statler Industries, Inc., sludge disposal site in Augusta within 300 feet of a tributary to Riggs Brook, will not result in a direct or indirect discharge of pollutants into classified waters.

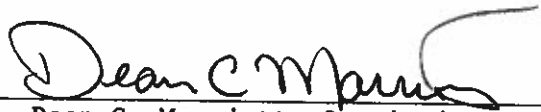
THEREFORE, the Department GRANTS a 2 year renewal of the variance to Title 38, M.R.S.A. Section 421 to Statler Industries Incorporated to operate a paper mill sludge disposal site in Augusta from 1985 to 1987 and to continue to operate a paper mill sludge disposal site in Augusta, Maine, in accordance with the following conditions:

1. The Standard Conditions of Approval, a copy attached.
2. The term of the variance is for 2 years, and may be renewed subject to review of surface and ground water monitoring results.

DONE AND DATED AT AUGUSTA, MAINE, THIS 15th DAY OF July, 1988.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY:


Dean C. Marriot, Commissioner

ANY PERSON WISHING TO APPEAL AN ORDER MUST DO SO WITHIN 30 DAYS OF THE RECEIPT OF THE ORDER

PLEASE NOTE ATTACHED SHEET FOR APPEAL PROCEDURES AND CONDITION COMPLIANCE....

Date of initial receipt of application 10/27/87

Date of application acceptance 12/14/87

DB/bsh/STATLER

S T A N D A R D C O N D I T I O N S

STRICT CONFORMANCE WITH THE STANDARD AND SPECIAL CONDITIONS OF THIS APPROVAL IS NECESSARY FOR THE PROJECT TO MEET THE STATUTORY CRITERIA FOR APPROVAL.

1. This approval is dependent upon and limited to the proposals and plans contained in the application and supporting documents submitted and affirmed to by the applicant. Any variation from the plans, proposals and supporting documents is subject to the review and approval of the Board prior to implementation. Further subdivision of proposed lots by the applicant or future owners is specifically prohibited, without prior approval by the Board of Environmental Protection, and the applicant shall include deed restrictions to this effect.
2. The applicant shall secure and comply with all applicable Federal, State and local licenses, permits, authorizations, conditions, agreements, and orders, prior to or during construction and operation as appropriate.
3. The applicant shall submit all reports and information requested by the Board or Department demonstrating that the applicant has complied or will comply with all conditions of this approval. All preconstruction terms and conditions must be met before construction begins.
4. Advertising relating to matters included in this application shall refer to this approval only if it notes that the approval has been granted WITH CONDITIONS, and indicates where copies of those conditions may be obtained.
5. Unless otherwise provided in this approval, the applicant shall not sell, lease, assign or otherwise transfer the development or any portion thereof without prior written approval of the Board where the purpose or consequence of the transfer is to transfer any of the obligations of the developer as incorporated in this approval. Such approval shall be granted only if the applicant or transferee demonstrates to the Board that the transferee has the technical capacity and financial ability to comply with conditions of this approval and the proposals and plans contained in the application and supporting documents submitted by the applicant.
6. If the construction or operation of the activity is not begun within two years, this approval shall lapse and the applicant shall reapply to the Board for a new approval. The applicant may not begin construction or operation of the development until a new approval is granted. Reapplications for approval shall state the reasons why the development was not begun within two years from the granting of the initial approval and the reasons why the applicant will be able to begin the activity within two years from the granting of a new approval, if granted. Reapplications for approval may include information submitted in the initial application by reference.
7. If the approved development is not completed within five years from the date of the granting of approval, the Board may reexamine its approval and impose additional terms or conditions or prescribe other necessary corrective action to respond to significant changes in circumstances which may have occurred during the five-year period.
8. A copy of this approval must be included in or attached to all contract bid specifications for the development.
9. Work done by a contractor pursuant to this approval shall not begin before the contractor has been shown by the developer a copy of this approval.

(2/81)

Revised November 1, 1979