

PERMIT TO CONSTRUCT AND OPERATE

PERMITTEE: Southeastern Connecticut Regional Recovery Resources Authority
FACILITY ADDRESS: 132 Route 12, Preston, Connecticut
PERMIT No. Permit No. #####-PCO

Pursuant to Section 22a-208a of the Connecticut General Statutes (“CGS”) and Section 22a-209-4 of the Regulations of Connecticut State Agencies (“RCSA”), a PERMIT TO CONSTRUCT AND OPERATE (“Permit”) IS HEREBY ISSUED by the Commissioner of Energy and Environmental Protection (“Commissioner”) to Southeastern Connecticut Regional Recovery Resources Authority (“Permittee”) to construct and operate a solid waste Volume Reduction Plant / composting facility (“Facility”) located at 132 Route 12, Preston, Connecticut.

A. GENERAL TERMS AND CONDITIONS

1. a. This Permit is based on and incorporates by reference pertinent and appropriate sections of documents and specifications submitted as part of Application No. 202406606, to establish the Permit to Construct and Operate, including:
 - i. Application form received on May 17, 2024;
 - ii. Operation and Management Plan (O&MP) dated April 10, 2024, and revised on June 20, 2025;
 - iii. Site Plan drawings (Nos. 1, 2, and 6 through 8) prepared by SCS Engineers, Greg McCarron, P.E., dated November 28, 2023, and revised on June 19, 2025 (“Site Plan”);
 - iv. Revised Site Plan drawings (Nos. 3, 4, and 5) dated July 11, 2025; and
 - v. Approval of the Environmental Justice Public Participation Plan Final Report– SCRRRA Regional Compost Facility - 123 Military Highway (Rt 12), Preston, CT received on December 11, 2024.
- b. The Permittee shall maintain at the Facility and have available for reference by Facility staff and inspection by the Commissioner:
 - i. All documents or copies of such documents submitted as Application No. 202406606 and any document submitted in support of said application for the life of this Permit; and
 - ii. A copy of this Permit and the Facility’s Facility Plan which consists of the Operation and Management Plan and the engineered drawings which describe the Facility and its operations; and
- c. The Permittee shall for the life of this Permit, provide to the Department notification within thirty (30) Days of any changes in the information provided as part or in support of the application on which this Permit was based. Any inaccuracies found in the information submitted by the Permittee may result in revocation, reissuance, or modification of this Permit and civil or criminal enforcement actions.

2. As used in this Permit, the following definitions apply:

“Certified Operator” means the solid waste facility operator or an employee of such operator who is present at the facility and oversees or carries out the daily operations authorized through this Permit, and whose qualifications are currently certified in accordance with Section 22a-209-6 of the RCSA.

“CFR” means the Code of Federal Regulations in effect the date this Permit is issued.

“Clean Wood” as defined in Section 22a-208a-1 of the RCSA means any wood which is derived from such products as pallets, skids, spools, packaging materials, bulky wood waste, or scraps from newly built wood products, provided such wood is not Treated Wood as defined in Section 22a-209a(a)(2) or Demolition Wood waste. For the purposes of this Permit, Clean Wood may also include Land Clearing Debris.

“Commingled Recyclable Items” means a combination of metal, glass, and plastic containers, or Mixed Paper.

“Commissioner” means the Commissioner of Energy and Environmental Protection.

“Day” means calendar Day.

“Department” means the Department of Energy and Environmental Protection.

“Designated Recyclable Item” means an item designated for recycling by the Commissioner in regulations adopted pursuant to subsection (a) of Section 22a-241b or designated for recycling pursuant to Section 22a-256 or 22a-208v of the CGS.

“Food waste” means food scraps, food processing residue and soiled or unrecyclable paper that has been separated at the point or source of generation from nonorganic material.

“Processing” or “Process(ed)” means the practice by which either the physical characteristics or the volume of solid waste accepted at the Facility is being altered through separating, sorting, baling, shredding, crushing, grinding, chipping, compacting, consolidation, transfer or reworking as part of recycling and/or volume reduction operations.

“Professional Engineer” or “P.E.” means an engineer licensed to practice in the state of Connecticut.

“Recyclable Items” are materials which are designated for recycling pursuant to Section 22a-241b of the CGS or Sections 22a-241b-1 to 22a-241b-4 of the RCSA or which may be recovered from the solid waste stream and for which there is a demonstrated market for reuse or that may be beneficially used in the production of other products.

“Residue” means all solid waste that remains after the Recovered Materials have been extracted from the solid waste authorized for Processing at the Facility.

3. The Permittee shall comply with all terms and conditions of this Permit. This Permit consists of the conditions contained herein and the specifications contained in the application documents, except where such specifications are superseded by the more stringent conditions contained herein. Violation of any provision of this Permit may be subject to enforcement action pursuant, but not limited, to Sections 22a-6, 22a-208, 22a-225 and 22a-226 of the CGS.
4. The Permittee shall make no changes to the specifications and requirements of this Permit, except in accordance with law.

5. To the extent that any term or condition of this Permit is deemed to be inconsistent or in conflict, with any term or condition of any Permit previously issued for this Facility, including any modifications thereto, or with any data or information contained in the application, or any other documents incorporated by reference in this Permit, the term or condition of this Permit shall control and remain enforceable against the Permittee.
6. Provided a permit modification is not required pursuant to Sections 22a-208a(d)(1) or 22a-208a(e) of the CGS, the Permittee shall submit for the Commissioner's review and written approval all necessary documentation supporting any proposed physical and/or operational upgrades, improvements and/or minor changes in the Facility design, practices or equipment. The Commissioner may issue a written approval only if, in the Commissioner's judgment, the proposed physical and/or operational upgrades, improvements and/or minor changes: (a) are deemed necessary for a better and more efficient operation of the Facility; (b) do not significantly change the nature of the Facility, or its impact on the environment; and (c) do not warrant the issuance of a permit or authorization pursuant to Section 22a-208 et seq. of the CGS.

B. AUTHORIZATION TO CONSTRUCT AND MAINTAIN

1. The Permittee is authorized to construct the Facility in accordance with all applicable law, including this Permit. The Facility shall consist of the following:
 - a. A one story, prefabricated scale house structure (10-feet wide by 28-feet long) with adjacent scale to weigh incoming vehicles.
 - b. An 80-foot by 65-foot, pre-engineered, fabric covered, structure designated as the "Receiving and Mixing Building".
 - c. Eight, 25-foot by 50-foot aerated static pile composting bays, designated as Phase 1 and Phase 2, on a concrete base. The bays each have two, twelve-inch (12") aeration trenches and are delineated by movable concrete bin blocks.
 - d. Four, 30-foot by 100-foot compost curing windrows with an asphalt millings base.
 - e. A 10,000 square foot compost screening area and a 10,000 square foot sales stockpile area for stockpiling finished compost. Both areas have asphalt pavement.
 - f. An area for the storage in piles of up to 3,000 cubic yards of Processed Clean Wood atop an asphalt millings surface (e.g. two areas storing 1,500 cubic yards each).
 - g. Processing equipment: Two front-end loaders (5-cy and a 3-cy bucket loader); two aeration fan blowers for the compost windrows; two stacking conveyors; and a diesel-powered Trommel screen.
 - h. A stormwater collection tank (16'-H x 12'-W) for storing collected stormwater runoff.
 - i. A 12,400 square foot by 4-foot-deep sedimentation basin.

2. The Permittee is authorized to construct the Facility for the purposes of Processing no more than a total of fifty-five (55) tons per day (TPD) of waste types specified in Section C. of this Permit.
3. The Permittee is authorized to maintain the Facility as described in Condition No. B.1. of this Permit.
4. The Permittee shall control dust, odors, water discharges and noise resulting from the construction and maintenance of the Facility at all times to assure compliance with applicable requirements of the RCSA, and any other applicable laws, including OSHA.
5. The Permittee shall, within thirty (30) Days from the completion of the construction, as described in Condition No. B.1. of this Permit or any maintenance undertaken pursuant to Condition No. B.3., of this Permit, submit a written notification for the Commissioner's review and written approval. Such notification shall include at a minimum:
 - a. P.E. certified statement that the construction of the Facility improvements has been completed as approved;
 - b. P.E. certified as-built drawings; and
 - c. A request for written authorization from the Commissioner to operate in accordance with Section C of this Permit.

C. AUTHORIZATION TO OPERATE

1. The Permittee is authorized to operate the Facility as specified in Condition Nos. B.1. and B.2. of this Permit. The Permittee is authorized to operate any or all of the components specified in Condition No. B.1 and Section C. of this Permit upon written approval granted by the Commissioner. Such written approval shall be issued after the Permittee is deemed in full compliance with, but not limited to, the requirements of Condition No. B.5. of this Permit.
2. The Permittee shall not exceed the Processing and storage limits established by this Permit. Solid waste, other than those listed herein, shall not be accepted, Processed, treated, stored, transported, or disposed on-site, or otherwise managed at the Facility without prior written approval of the Commissioner.
3. Permittee is authorized to operate the Facility in accordance with all applicable law, including this Permit. Unless otherwise approved in writing by the Commissioner or limited by local authorities, the Permittee is authorized to operate as follows: Monday – Saturday 6:00 a.m. – 7:00 p.m.
4. The Permittee is authorized to receive for Processing at the Facility no more than a total of 55 tons/day (TPD) of the following types of solid waste (a) Clean Wood (Processed wood chips); and (b) Food Waste.
5. The Permittee shall store and manage solid waste at the Facility only in the designated areas as identified in the drawings referenced in Condition No. A.1.a.iii. and A.1.a.iv. of this Permit and in accordance with the table below.

Storage Table

Material	Maximum Storage Cubic yards (cy)	Process	Location and/or comments
Food Waste	100 cy	Incoming Food Waste	Indoors - Mixing and Receiving Building. Food scraps are tipped onto a bed of woodchips and mixed
Food Waste/woodchips mixture	1,800 cy	ASP Bay Phase 1	Outdoors - Mixed organic materials in Phase 1 bay. On concrete surface, contained with concrete bin blocks in 4 windrows each at 450 cy
Food Waste/woodchips mixture	1,800 cy	ASP Bay Phase 2	Outdoors - Mixed organic materials in Phase 2 bay. On concrete surface, contained with concrete bin blocks in 4 windrows each at 450 cy
Food Waste/woodchips mixture	5,000 cy	Curing Windrows	Outdoors - Composted materials placed on asphalt millings surface in 4 windrows each at 1250 cy
Finished compost for screening	5,000 cy	Screening Area	Outdoors - Composted material screened to create fine grade compost for sale. Placed on asphalt millings surface
Compost stockpiles ¹	5,000 cy	Sales Storage Areas	Outdoors - Two storage areas, piles up to 15' H x 60' W
Processed Clean Wood “woodchips” ¹	3,000 cy	Storage Area	Outdoors - 2 rows, 1,500 cy each. Up to 15' H x 30' W “woodchips stockpile”
Incidental solid waste ²	10 cy		Indoors: container in the Receiving and Mixing Building
Total Storage	15,000 cy maximum		

¹ Processed Clean Wood woodchips and Compost Stockpiles are products are not counted towards facility storage.

² Incidentally received solid waste is not counted towards the facility total storage.

- a. Storage and Management of Food Waste** shall be:
 - i. All Food Waste is delivered to the Facility in leak-proof bags or containers;
 - ii. Prior to being unloaded at the Facility, the Permittee shall inspect loads of Food Waste to determine the appropriate unloading methodology and ensure that only authorized Food Waste is received;
 - iii. Upon receipt, Food Waste is immediately directed to and unloaded at the appropriate designated area for Processing (Mixing and Receiving Building);
 - iv. Food Waste shall be checked for physical contaminants, which shall be removed and weighed, prior to Food Waste being mixed with woodchips. The Permittee shall ensure that, for any quarter, the amount of Residue generated from Food Waste does not average more than 5% by weight of the materials received, and that Residue is disposed in an appropriate manner. All Residue shall be managed in accordance with Condition No. C.6.c. of this Permit;
 - v. All Food Waste is managed so as to mitigate the potential for fire, noxious odor, accumulation of litter, ponding of liquids and the harboring, feeding or breeding of vectors or wildlife;
 - vi. All Food Waste delivered to the Facility is promptly incorporated into windrows and managed in accordance with the O&M Plan referenced in Condition No. A.1.a.ii. of this Permit.

- b. Storage of Clean Wood (brush; Land Clearing Debris, pallets)** shall take place in piles located in the woodchip storage area.

Piles of Processed Clean Wood chips shall: not exceed **three thousand (3,000)** cubic yards; have a maximum height of fifteen (15) feet; be stored on an asphalt millings surface that can support heavy equipment during all seasons; minimize dust and prevent ponding of water; be shaped to allow adequate stormwater run-off; be oriented (for elongated piles) perpendicular to the contours of the ground surface; be located in a clearly marked area equipped with stormwater run-on/run-off controls which comply with all existing permits and/or any applicable stormwater management requirements of Section 22a-430b of the CGS.

- c. Storage and Management of MSW residue.** MSW residue means any unauthorized putrescible MSW that is inadvertently delivered to the Facility as part of a load. As soon as it is discovered, MSW residue shall immediately be segregated from other solid waste and placed in a dedicated container with a maximum capacity of ten (10) cubic yards. The dedicated container shall be located in an area of the Facility that will not interfere with other permitted activities, shall be kept covered at all times except when it is being filled, and shall be removed from the Facility within forty-eight (48) hours of receipt. Such MSW residue shall be consolidated, stored, and transferred from the Facility to a facility authorized to receive and manage such waste. Details pertaining to

each truck which contains MSW residue more than two percent (2%) by volume shall be recorded in the daily log and reported to the Department in the quarterly reports required by this Permit.

6. The Permittee shall:

- a. Store solid waste on-site in conformance with proper fire control measures. Routine maintenance and inspections of all fire control equipment shall be conducted in accordance with manufacturer's specifications;
- b. Ensure that all solid waste accepted at the Facility is properly managed on-site, Processed, stored, and transported to markets or other solid waste Processing or disposal facilities authorized to accept such solid waste;
- c. Ensure that any unauthorized solid waste inadvertently received, or solid waste which is unsuitable for Processing at the Facility is: (i) immediately sorted, separated, isolated and temporarily stored in a safe manner prior to off-site transport; (ii) recorded and reported in the quarterly report required by Condition No. C. 11. of this Permit; and (iii) disposed at a facility authorized to accept such solid waste. No more than ten (10) cubic yards of unacceptable solid waste shall be stored on-site unless authorized in writing by the Commissioner. A spare container may be made available for any storage emergency at the Facility;
- d. Ensure that contingent storage of incidental mixed batteries, Mercury-Containing Lamps, Used Electronics, Mercury-Containing Equipment classified as Universal Wastes that is inadvertently delivered to the Facility as part of a load is conducted in accordance with the requirements of the Universal Waste Management Regulations (Sections 22a-449(c)-113 and 22a-209-17 of the RCSA). The storage container(s) shall be located in an area of the Facility that will not interfere with other permitted activities;
- e. Provide expeditious notification regarding any emergency incident (explosion, accident, fire, release, or other significant disruptive occurrence) which: (i) significantly damaged equipment or structures; (ii) interrupts the operation of the Facility for greater than twenty-four (24) hours; (iii) results in an unscheduled Facility shutdown or forced diversion of solid waste to other solid waste facilities; (iv) could reasonably create a source of pollution to the waters of the state; or (v) otherwise threatens public health.

Such notification shall be: (i) immediately provided to the Commissioner using the 24-hour emergency response number (860) 424-3338 or the alternate number (860) 424-3333 and, in no event later than twenty-four (24) hours after the emergency incident, provided to the Solid Waste Program in the Waste Engineering and Enforcement Division of the Bureau of Materials Management and Compliance Assurance by phone at (860) 424-3366, or at DEEP.WEEDNotification@ct.gov; (ii) followed by a written report no later than the fifth business day after the emergency incident detailing the cause and effect of the incident, remedial steps taken and emergency backup used or proposed to be implemented; and (iii) recorded in a log of emergency incidents. In addition to the notification requirements above, the Permittee shall comply with all other applicable reporting or notification requirements regarding the emergency incident including but not limited to, reporting required by Section 22a-450 of the CGS;

- f. Prevent the spillage of solid waste from transfer containers during on-site management, storage, and off-site transfer. Each loaded container shall be covered before transferring off-site and the haulers shall be instructed to keep the containers covered during off-site transportation;
- g. Operate the Facility in a safe manner so as to control fire, odor, noise, spills, vectors, litter, and dust emission levels in continuous compliance with all applicable requirements, including OSHA. The Facility's premises shall be maintained, and any litter shall be removed on a daily basis;
- h. Ensure that the manufacturers' operation and maintenance manuals for each major piece of fixed or mobile Processing equipment, (which may include, but not be limited to, balers; conveyors; compactors; and storage tanks) installed or used at the Facility are available for review by the Commissioner;
- i. Determine through observation that incoming loads of Food Waste do not contain greater than two percent (2%) by volume ("threshold contaminant percentages") of non-compostable wastes. For any loads identified that exceed the threshold criteria for load contamination specified in this condition the Permittee shall document each load in the daily log and report those to the Department in the quarterly reports required by this Permit. The Permittee shall also provide notice to the hauler in accordance with Condition No. C.6.k.v. of this Permit.
- j. Manage solid wastes in such a manner that all Recyclable Items are segregated so that no other solid waste may cause contamination or degradation of the recyclable product, or result in any negative impact on the recyclability of such material;
- k. Conduct periodic unannounced inspections of truck loads delivered to the Facility, pursuant to Section 22a-220c(b) of the CGS. The inspections shall be performed for a minimum of five percent (5%) of the monthly truck loads received that are representative of the waste types authorized for receipt at the Facility. Records of such inspections shall be maintained at the Facility for the life of the Permit, or such other timeframe specified in writing by the Commissioner. The inspections and supporting documentation shall consist of at a minimum:
 - i. Photographs of each load other than loads of source separated Recyclable Items, inspected that exceeds the threshold contaminant percentages as specified in Condition No. C.6.i. of this Permit and each load of source separated Recyclable Items that exceeds five percent (5%) by volume of non-recyclable wastes;
 - ii. Origin of each load (municipality; regional facility and whether commercial or residential);
 - iii. Waste transporter company name;
 - iv. Estimated percentage of contaminant(s) present in each load and identification of each type; and
 - v. Immediate written notifications to the hauler, municipality in which the solid waste was generated and/or regional facility for each load that exceeds the threshold contaminant percentages specified in Condition No. C.6.i. of this Permit;

7. The Permittee shall have an operator, certified pursuant to Section 22a-209-6 of the RCSA, present at all times during Facility operation. All individuals under the supervision of such Certified Operator shall have sufficient training to identify solid waste received at the Facility which is not permitted to be received, or is unsuitable for Processing, and shall take proper action in managing such solid waste.

8. The Permittee shall prominently post and maintain a sign at the Facility entrance pursuant to Section 22a-209-10(3) of the RCSA that includes the Facility's name and the Department Permit number (Permit to Construct and Operate No. **XXXXXX**.) issuance date and expiration date. Such sign shall also include a phone number that provides the general public the ability to register questions or complaints twenty-four (24) hours per day. The Permittee shall maintain a log of all calls received and how such calls were addressed or resolved. In the event that the Permittee is not a Covered Electronics Recycler or partnered with one, the Permittee shall also post a sign in accordance with Section 22a-636 of the CGS.
9. The Permittee shall: (a) control all traffic related to the operation of the Facility in such a way as to mitigate queuing of vehicles off-site and any excessive or unsafe traffic impact in the area where the Facility is located; (b) unless otherwise exempted, ensure that vehicles are not left idling for more than three (3) consecutive minutes pursuant to Section 22a-174-18(b)(3) of the RCSA; (c) prominently post and maintain signs limiting such vehicle idling time within the Facility.
10. The Permittee shall within 120 days of the Commissioner's written notification, or an alternate timeframe specified in such notification, implement a waste analysis plan to include representative sampling and characterization of compost distributed from the Site and finished product produced and placed at the Site. The waste analysis plan shall include but not be limited to Per and Polyfluoroalkyl Substances (PFAS) and any other parameter specified by the Commissioner, using analytical methods and Quality Assurance/Quality Control (QA/QC) requirements acceptable to the Commissioner. All sampling and analyses and all reporting of such sample analyses shall be conducted by a laboratory certified by the Connecticut Department of Public Health, or other similar out-of-state certified laboratory, to conduct such sampling and analyses. All sampling and sample analyses performed under this Permit shall be performed in accordance with the "Test Methods for the Examination of Composting and Compost". Final product samples will be analyzed for C:N ratios, density, moisture content, carbon, nitrogen, potassium, phosphorus, boron, calcium, copper, iron, magnesium, manganese, sodium and zinc. Unless otherwise specified by the Commissioner in writing, the value of each parameter shall be reported to the maximum level of precision and accuracy specified in applicable protocol, and if no such level is specified, to the maximum level of precision and accuracy possible. If standardized testing methods are developed, the Permittee shall test finished compost for per- and polyfluoroalkyl substances (PFAS) using such standardized methods.
11. The Permittee shall maintain daily records as required by Section 22a-209-10(13) of the RCSA. The Permittee shall also comply with all applicable recordkeeping requirements of Sections 22a-208e and 22a-220 of CGS. All daily logs (including documentation related to the unannounced inspections of truck loads) shall be maintained for the life of this Permit or such other timeframe specified in writing by the Commissioner. Based on such records, the Permittee shall prepare quarterly summaries including, but not limited to, the following information as it pertains to solid waste:
 - a. Type and quantity of solid waste received, including all Recyclable Items, unauthorized solid waste, and/or Universal Waste;
 - b. Origin of waste load (municipality name; regional facility name) and waste hauler name; and
 - c. Destination to which solid wastes, including all Recyclable Items, unauthorized solid waste and/or Universal Waste from the Facility were delivered for disposal or recycling, including quantities

delivered to each destination.

The summaries required pursuant this condition shall be submitted quarterly no later than January 31, April 30, July 31, October 31, of each year on up-to-date forms prescribed by the Commissioner directly to the Solid Waste Program in accordance with Condition No. C.14. of this Permit.

12. The Permittee shall ensure that all Clean Wood received at the Facility is inspected for signs of the presence of the Asian Longhorn Beetle or Spotted Lanternfly (SLF). Signs indicating possible Asian Longhorn Beetle infestation can be found at the Department's webpage: <http://www.ct.gov/deep/alb>. Connecticut has a state-wide quarantine for SLF with regulated areas defined as towns with established populations as updated at <https://portal.ct.gov/CAES/CAPS/CAPS/Spotted-Lanternfly---SLF>.
 - a. The Permittee shall ensure each load of Clean Wood is visually assessed for pest infestation as part of the on-site routine inspections.
 - b. Any Clean Wood suspected of being infested by the Asian Longhorn Beetle or Spotted Lanternfly should be identified at the source of generation and managed in accordance with existing quarantine agreements that may exist, i.e., wood from the State of Massachusetts that enters Connecticut for receipt and processing.
 - c. If signs of infestation are observed:
Digital photos and careful identification notes must be provided to the [Connecticut Agricultural Experiment Station](#) (Deputy State Entomologist direct phone line: 203-974-8474; and e-mail CAES.StateEntomologist@ct.gov or for SLF ReportSLF@ct.gov).
 - i. The infested Clean Wood shall be: segregated from other Clean Wood; marked as segregated; securely stored and kept reasonably intact.
 - ii. Any handling activities (e.g. chipping and moving) shall be postponed until an investigator from, or designated by, the Connecticut Agricultural Experiment Station, has examined the potentially infested Clean Wood.
 - iii. Any truck load tickets and other documentation of deliveries shall note whether a pest infestation assessment has been conducted.
13. The Permittee shall, no later than sixty (60) Days from the issuance date of this Permit perform quarterly compliance audits for the life of this Permit.
 - a. The compliance audits required by this condition shall consist of a thorough and complete assessment of the Permittee's compliance with Sections 22a-209-1 through 22a-209-17 of the RCSA and with the terms and conditions of this Permit.
 - b. Compliance Auditor
The compliance audits required by this condition shall be performed by an engineer licensed to practice in Connecticut ("P.E.") or consultant. Such P.E. or consultant shall be approved in writing by the Commissioner and will be required to prepare and submit to the Commissioner quarterly compliance audit reports.

The Permittee shall, prior to the Commissioner's approval of the P.E. or consultant: (a) submit for the Commissioner's evaluation a detailed description of the P.E. or consultant's credentials

(education; experience; training) which are relevant to the work required under this condition; and
(b) certify to the Commissioner that such P.E. or consultant:

- i. Is not a subsidiary of or affiliated corporation to the Permittee or Permitted Facility;
- ii. Does not own stock in the Permittee or any parent, subsidiary, or affiliated corporation;
- iii. Has no other direct financial stake in the outcome of the compliance audit(s) outlined in this Permit; and
- iv. Has expertise and competence in environmental auditing and the regulatory programs being addressed through this Permit, including evaluation of compliance with requirements specified in Sections 22a-209-1 through 22a-209-17 of the RCSA and with the terms and conditions of this Permit.

Within ten (10) Days after retaining any P.E. or consultant other than the one approved by the Commissioner (“compliance auditor”) pursuant to this condition, the Permittee shall submit to the Commissioner for his review and written approval, the information and documentation specified in this condition regarding such other P.E. or consultant. Nothing in this condition shall preclude the Commissioner from finding a previously acceptable P.E. or consultant unacceptable.

c. Scope of Compliance Audits

Compliance audits shall:

- i. Detail the Permittee’s compliance with the requirements of this Permit and all applicable provisions of Sections 22a-209-1 through 22a-209-17 of the RCSA.
- ii. Describe the Compliance Auditor’s participation in and the results of inspections conducted at the Facility on the loads of solid waste received at the Facility during the compliance audit. The purpose of such inspections is to determine whether such loads are being received that contain greater than ten percent (10%) by volume Designated Recyclable Items; whether loads of source separated Recyclable Items contain greater than two percent (2%) by volume of non-recyclable wastes; and to detect patterns associated with such loads. Unless otherwise approved by the Commissioner, the compliance auditor shall inspect solid wastes unloaded from a minimum of ten (10) trucks received during the day of the compliance audit. The Compliance Auditor shall document the actual number of truck loads inspected and the findings of such inspections.

d. Compliance Audit Report

The results of each compliance audit shall be summarized in a Compliance Audit report. At a minimum, such report shall include:

- i. The names of those individuals who conducted the compliance audit;
- ii. The areas of the Facility inspected;
- iii. The records reviewed to determine compliance;
- iv. An evaluation and detailed description of the Permittee’s compliance with this Permit and applicable regulations;
- v. The identification of all violations of this Permit and applicable regulations;
- vi. A description of the actions taken by the Permittee to correct patterns of loads received that exceed the threshold contaminant percentages specified in Condition No. C.6.i. of this Permit for loads that are representative of the waste types authorized for receipt at the Facility;
- vii. The findings of the compliance auditor regarding the audits conducted in accordance with Condition No. C.13. of this Permit during the day of the compliance audit;
- viii. A detailed description of all actions taken by the Permittee to correct the violation(s)

- identified in each compliance audit; and
- ix. The Permittee's certification of compliance with the regulations and documentation demonstrating such compliance pursuant to this Permit. In cases where multiple counts of the same violation are discovered, the report shall include a listing of each count.

e. **Permittee's Responses to Compliance Audit**
The Permittee shall comply with the following:

- i. The auditing frequency shall be quarterly for the remaining life of the Permit;
- ii. All violations shall immediately be brought to the attention of the Permittee by the compliance auditor. The Permittee shall notify the Department within five (5) Days of the compliance audit of all violations noted during the compliance audit;
- iii. The Permittee shall correct all violations immediately. Should the Permittee be unable to immediately correct the violation, within seven (7) Days of the date the Permittee became aware of the violation(s), the Permittee shall submit for the review and written approval of the Commissioner, a detailed plan to correct all violations noted. Such plan shall also include a schedule for implementation of the corrective actions required or recommended; and
- iv. The Permittee shall ensure that no later than fifteen (15) Days after a compliance audit, a compliance audit report that meets the requirements of Condition No. C.13 of this Permit, is submitted to the Commissioner. A copy of the compliance audit report shall be maintained at the Facility for the life of the Permit or for such other timeframe specified by the Commissioner.

f. In addition to any other sanction authorized by law, the Permittee shall cease accepting solid waste at the Facility in the event that the Permittee fails to submit in a timely manner the plan and schedule required by Condition No. C.13.e. of this Permit or fails to correct the violations noted by the compliance audit(s) in accordance with the approved plan and schedule. The Commissioner may seek similar sanction for any violation of this Permit.

g. **Documentation Submittal Deadlines**
The documents required to be submitted pursuant to this condition shall be submitted quarterly no later than January 31, April 30, July 31, October 31, directly to the Solid Waste Enforcement Program, in accordance with Condition No. C.14. of this Permit.

14. Unless otherwise specified in writing by the Commissioner, any reports required to be submitted under this Permit shall be directed to:

Solid Waste Program
Waste Engineering and Enforcement Division
Bureau of Materials Management and Compliance Assurance
Department of Energy and Environmental Protection
79 Elm Street, Hartford, CT 06106-5127
Or via email to DEEP.Solid&HazWasteReports@ct.gov

15. Any document, including, but not limited to any notice, which is required to be submitted to the Commissioner under this Permit shall be signed by a duly authorized representative of the Permittee, as defined in Section 22a-430-3(b)(2) of the RCSA, and by the individual or individuals responsible for actually preparing such documents, each of whom shall certify in writing as follows:

“I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement in the submitted information may be punishable as a criminal offense.”

Any false statement in any document submitted pursuant to this Permit may be punishable as a criminal offense in accordance with Section 22a-6 of the CGS, pursuant to Section 53a-157b of the CGS, and in accordance with any other applicable statute.

16. The date of submission to the Commissioner of any document required by this Permit shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner under this Permit, including but not limited to, notice of approval or disapproval of any document or other action shall be the date such notice is personally delivered or the date three (3) Days after it is mailed by the Commissioner, whichever is earlier. Any document which is due or required on a weekend or a legal state or federal holiday shall be submitted by the next business day thereafter.
17. This Permit is subject to and in no way derogates from any present or future property rights or other rights or powers of the State of Connecticut and conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to, any and all public and private rights and to any federal, state or local laws or regulations pertinent to the Facility or activity affected thereby.
18. Nothing in this Permit shall affect the Commissioner’s authority to institute any proceeding or to take any actions to prevent violations of law, prevent or abate pollution, recover costs and natural resource damages, and to impose penalties for violations of law.
19. Nothing in this Permit shall relieve the Permittee of other obligations under applicable federal, state, and local laws.
20. This Permit shall expire **five (5) years** from the date of issuance and may be revoked, suspended, modified, renewed, or transferred in accordance with applicable laws.

Issued on this day of

By _____
Emma Cimino
Deputy Commissioner

Application No. 202406606
Permit to Construct and Operate No. XXXXXXXXX
Permittee - e-Certified

City/Town Clerk - e-Certified

DRAFT