

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Solid Waste Program, Attn: Geraldine Travers
17 State House Station
Augusta, Maine 04333-0017
Telephone: (207) 287-7688

<u>FOR DEP USE ONLY</u>			
ATS ID: _____	Seq: _____	DEP ID: _____	Received by DEP: _____
Bureau: <u>S</u>	Type of Application: <u>WI</u>	Activity: <u>N</u>	Fees Paid: _____
Project Analyst: _____			Check No.: _____

APPLICATION FOR A TIRE STORAGE SITE

This form shall be used to request approval for the establishment of a new tire storage site, pursuant to 38 M.R.S., Section 1301 *et seq.*, and Maine's *Solid Waste Management Rules* other than small storage sites for tires that qualify for a permit-by-rule under the provisions of Chapter 402, section 7(C) or 7(D).

PLEASE TYPE OR PRINT

Company and Address Information

Company Name: _____ **Telephone:** _____

Applicant's Last Name: _____ First Name: _____

Contact Person: _____ Telephone: _____

Applicant Name: _____ **Agent/Consultant Name:** _____

Telephone: _____ Telephone: _____

Mailing Address: _____ Mailing Address: _____

Street Address: _____ Street Address: _____

Town: _____ State: _____ Zip: _____ Town: _____ State: _____ Zip: _____

Billing Information

Name: _____

Mailing Address: _____

Street Address: _____

Town: _____ State: _____ Zip: _____

Site/Activity Information

Project Description: Tire storage site - New

911 address: _____ GPS Location: _____

Directions: _____

PLEASE SEE PAGE 2 - SIGNATURE REQUIRED

SIGNATURE OF APPLICANT

By signing this application, the applicant certifies that he or she has: (1) published the public notice form once in a newspaper circulated in the area where the project is located, (2) sent a copy of the public notice form to the owners of property abutting the land upon which the project is located, (3) sent a copy of the public notice form to the chief municipal officer and chair of the municipal planning board of the municipality in which the project is located (4) filed a complete copy of this application in the municipal office of the municipality in which the project is located, (5) reviewed the instructions contained in this application form, and (6) reviewed the appropriate state laws that relate to the proposed project.

I certify under penalty of law that I have personally examined the information submitted in this document and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the information is true, accurate, and complete. I authorize the Department to enter the property that is the subject of this application, at reasonable hours, including buildings, structures or conveyances on the property, to determine the accuracy of any information provided herein. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

DATE: _____

NAME: _____
(Applicant)

TITLE: _____
(If other than applicant, attach letter of agent authorization.)

**PLEASE SEE ATTACHED FEE SCHEDULE TO DETERMINE THE APPLICATION FEE FOR
FOR A TIRE STORAGE SITE**

INSTRUCTIONS

1. **Please refer to Chapters 400 and 402 of the Maine *Solid Waste Management Rules* to understand the standards and requirements for the design and operation of a tire storage site.** If you have any questions that arise at any point during the application or review process, please contact the DEP Solid Waste Program staff.
2. **Pre-Application meeting.** Applicants proposing to establish a new transfer station or storage site are encouraged to meet with DEP staff to discuss the proposed project. The meetings can help avoid unnecessary expense and processing delays.
3. **Fill out the application completely.** INCOMPLETE APPLICATIONS WILL BE RETURNED, CAUSING UNNECESSARY DELAYS IN THE REVIEW PROCESS. All work to support the investigation, design, and construction of a solid waste facility must be undertaken by individuals whose training, experience and professional certification is appropriate to accomplish the specific tasks with accuracy and technical proficiency. Reports, plans or other materials submitted in support of the application must bear the signature and, if appropriate, the seal of the individual who drafted or supervised the drafting of each document.
4. Publish a "Notice of Intent to File" this application once in a newspaper circulated in the area where the project is located. (A form for this notice is attached to this application.) The notice should appear in the newspaper within 30 days prior to filing the application with the DEP.
5. Send by certified mail, a copy of the "Notice of Intent to File" to all the owners of property abutting the project. Their names and addresses can be obtained from town tax maps or local public officials. Abutters must receive notice within 30 days prior to filing the application with the DEP. If your project abuts a road or other public or private right-of-way, the person on the opposite side of the right-of-way must be notified.
6. Send by certified mail, a copy of the "Notice of Intent to File" to the chief municipal officer and to the chairperson of the planning board in the municipality where the project is to be located. If the project is located in an unorganized area, send the notice and application to the appropriate Office of the County Commissioners and the Maine Land Use Planning Commission, 22 State House Station, Augusta, Maine 04333-0022. The notice must be filed in the appropriate office within 30 days prior to filing with the DEP.
7. Submit to the Department the application along with all attachments, a copy of the "Notice of Intent to File", and a check for the appropriate application fee made payable to "Treasurer, State of Maine". **Please consult with DEP staff to determine how many copies** of the completed application form and supporting reports must be submitted to the Department. In general, three copies of site plans, drawings, soil maps, or other data on sheets larger than 8½" x 14" copies must be submitted unless the staff determines that fewer copies are needed. ALL PLANS SHOULD BE FOLDED TO SIZE 8½" x 11" unless otherwise indicated by DEP staff. Any part of the application which has been prepared by a P.E., C.G. or C.S.S. must be stamped and signed by that person. If the applicant is a corporation, a certificate of good-standing from the Secretary of State must be included.
8. Send one complete copy of the application and any amendments that are subsequently submitted to the Municipal Office of the town within which the project is located. If the project is located in an unorganized area, send the application to the appropriate Office of the County Commissioners and the Maine Land Use Planning Commission, 22 State House Station, Augusta, Maine 04333-0022. The application must be filed in the municipal office or at the County Commissioners Office and LUPC at the time of filing with the DEP.
9. **Keep a copy** of the completed application for your files. This copy will be helpful in speeding up communications with the DEP staff if any questions arise during the review of the project.
10. Upon the approval by the Department of Environmental Protection, a permit will be issued and sent to the applicant. The applicant should read the permit carefully in order to become familiar with any conditions. Failure to comply with conditions of approval may lead to enforcement action or the revocation of a permit.

THIS FORM IS FOR USE IN NOTIFYING ABUTTING PROPERTY OWNERS, THE MUNICIPALITY,
AND PUBLISHING THE NOTICE IN THE NEWSPAPER.

PUBLIC NOTICE OF INTENT TO FILE

Please take notice that _____

(name, address and telephone number of applicant)

is intending to file an application with the Maine Department of Environmental Protection (DEP) on or about

_____ (*estimated submittal date*) pursuant to the provisions of 38 M.R.S., Section

1301 *et seq.* and 06-096 C.M.R. Chapter 400 *et seq.*

The application is for _____

(summary of project)

at _____

(project location)

owned by _____ and operated by _____

(landowner)

(site operator if different)

According to Department regulations, interested parties must be publicly notified, written comments invited, and if justified, an opportunity for public hearing given. A request for a public hearing, or that the Board of Environmental Protection assume jurisdiction of the application, must be received by the Department, in writing, no later than 20 days after the application is accepted by the Department as complete for processing.

The application and supporting documentation are available for review at the Bureau of Remediation and Waste Management (BRWM) at the appropriate DEP regional office, during normal working hours. A copy of the application and supporting documentation may also be seen at the municipal office in

_____, Maine.

(town)

Send all correspondence to: Maine Department of Environmental Protection, Bureau of Remediation and Waste Management, 17 State House Station, Augusta, Maine 04333-0017 (207-287-7688 or 1-800-452-1942), or to the appropriate regional office, if known.

REQUIRED INFORMATION FOR APPLICATION FOR A TIRE STORAGE FACILITY

1. **Description.** Provide a description of the tire storage area and, if applicable, the facility at which the tire storage will occur.

2. **Schedule.**

- a. Proposed date of start of construction: _____
- b. Proposed date of start of operation: _____
- c. Anticipated lifetime of facility use: _____

3. **Topographic Map.** Submit the most recent full size U.S.G.S. topographic map (7.5 minute series if available) showing the waste facility boundary and the property boundary.
4. **Title, Right, or Interest.** State the number of acres included in the tire storage facility site (see Chapter 400 for the definition of "facility site") _____. Attach copies of deeds, leases, contracts or agreements that establish the applicant's title, right or interest for the proposed site.
5. **Abutters.** Attach a copy of the municipal tax map with the proposed site and names of abutting property owners clearly marked. Also mark the location of any residences located within 500 feet of the proposed storage area(s) with the measured setbacks noted, the location of any private water supply wells or water supply springs located within 300 feet of the proposed storage area(s) with the measured setbacks noted, the location of any public water supply wells or water supply springs located within 1000 feet of the proposed storage area(s) with the measured setbacks noted, and the land use of all abutting properties. Include a list of the names and addresses of all the owners of property abutting the proposed facility site:
6. **Notice of intent to file.** Provide a copy of the completed "Notice of Intent to File" and evidence of compliance with the public notice requirements delineated in items 4, 5, and 6 of the instructions.
7. **Financial ability.** Submit evidence that affirmatively demonstrates the financial ability of the applicant to develop the project in a manner consistent with the State environmental standards and laws. Refer to Chapter 400, section 4(B) for standards and submission requirements. Include evidence of financial surety in the form of escrow accounts or other sureties that ensure the availability of adequate funds for cleanup operations or final closure of the tire storage site, whether the tires are whole or processed.
8. **Technical ability.** Include evidence that affirmatively demonstrates that the applicant has the technical ability to design, construct, operate, maintain, close, and (if applicable) accomplish post-closure care of the facility. If the proposed project will be managed by other than the applicant, state the persons or businesses that will be responsible for management and operation of the facility. This information should include the applicant's or operator's prior experience and/or appropriate training related to the nature of the proposed facility, and a description of the personnel who will be employed to design, construct, operate, maintain, close, and (if applicable) accomplish post-closure care of the facility.

9. Disclosure statement. This should include information on the criminal or civil record of the owner, operator, or anyone having a legal interest in the applicant or the facility, as described in Chapter 400, section 12(A) of the *Maine Solid Waste Management Rules*.

10. Other authorizations. Identify all environmental or land use licenses, permits, or authorizations which are or may be required by any governmental agency. Indicate those now held with an asterisk(*); indicate when the remaining licenses and permits will be obtained.

Building permit: _____ Waste discharge license: _____ NRPA license: _____
Plumbing permit: _____ Highway entrance license: _____
Air emissions license: _____ Other (describe): _____

11. Site plan. Submit an accurate site plan of the tire storage showing property boundaries, existing roads, structures, water supply wells and water supply springs within 500 feet of the property boundaries, proposed storage areas, interior roadways, fire breaks, and any other features connected to the construction and operation of the storage areas. Include information that demonstrates the following setbacks will be established and maintained:

- a. A minimum 100 foot setback between the tire storage areas and all public roads and property boundaries;
- b. A minimum 500 foot setback between the tire storage and residences in existence at the time the application is filed; and
- c. A minimum 300 foot setback between outside tire storage areas and off-site drinking water supply wells and water supply springs in existence at the time the application is filed.

12. Traffic Movement. Submit information in compliance with the submission requirements of Chapter 400, section 4(D)(2) to demonstrate that the facility will meet the standards of Chapter 400, section 4(D)(1).

13. Fitting Harmoniously into the Natural Environment. Submit information in compliance with the submission requirements of Chapter 400, section 4(E) to demonstrate that the facility will meet the standards of Chapter 400, section 4(E).

14. Existing Uses and Scenic Character. Describe the existing use of the site. Also, provide information sufficient to meet the standards and submission requirements of Chapter 400, section 4.

15. Other Natural Resources. Provide information sufficient to demonstrate the facility meets the siting requirements of Chapter 402, section 2(A)(4).

16. No Unreasonable Risk that a Discharge to a Significant Groundwater Aquifer Will Occur. Submit information to demonstrate that a minimum 300 foot setback from all outside tire storage areas and any significant sand and gravel aquifer will be established and maintained.

17. Total Size of Storage Areas. A description, including size(s), of the proposed storage area(s), and a demonstration that the area proposed for uncovered storage is no greater than the minimum size needed. The demonstration must include information on the volumes of tires to be delivered to or, if part of a business, generated by the business, and a management plan for handling the tires which provides for flow-through of the tires, and adequate fire protection for the storage areas.

- 18. Flooding.** The following information must be provided to demonstrate compliance with the standards of Chapter 400, section 4(M).
- (a) Floodplain map. Provide the most recent Federal Emergency Management Agency's flood insurance rate map of the area, if applicable, to demonstrate that the storage areas will not be located in a 100-year floodplain, restrict the flow of a 100-year flood, or reduce the storage capacity of a floodplain.
 - (b) Storm Water Control Plan. Provide either a stormwater management plan that meets the submission requirements of Chapter 400, section 4(M), or a certification by a qualified professional that the siting and/or design of the proposed storage areas will not result in post-construction runoff that is greater than pre-construction runoff.
- 19. Contracts.** Include a copy of contracts for processing/beneficial use/final disposal of tires. Such contracts must indicate the maximum quantity of tires which will be accepted by the processing/beneficial use/disposal facility.
- 20. Operations manual.** Submit an operations manual, suitable for use by the facility, which includes at a minimum all information that would enable supervisory and operating personnel and persons evaluating the operation of the facility to determine what sequence of operation, plans, diagrams, policies, procedures, and legal requirements are to be followed for orderly and successful operation on a daily and yearly basis. The operations manual must address all the applicable requirements specified in Chapter 402, section 7.E(2).
- 21. If a variance or variances are being requested as part of this application, specify the nature of the variance and the justification for why it should be granted.** Refer to Chapter 400, section 13 of the *Solid Waste Management Rules* for the standards and submissions required in this variance application.

END