

AGENDA
GORHAM TOWN COUNCIL
SPECIAL MEETING
October 18, 2011
BURLEIGH H LOVEITT COUNCIL CHAMBERS

In accordance with Section 2 of the Rules of Council, a Special Meeting of the Gorham Town Council is hereby called by Chairman Matthew Robinson to be held in Council Chambers at the Gorham Municipal Center at 7:00 p.m. on Tuesday, October 18, 2011.

New Business

Public Hearing #1 Public Hearing on a proposal to accept construction and demolition debris material from Plan-It Recycling at the Town's closed construction and demolition debris landfill located off Huston Road.

Item #8085 Action to consider accepting construction and demolition debris material from Plan-It Recycling at the Town's closed construction and demolition debris landfill located off Huston Road and to seek Maine DEP and Gorham Planning Board approvals for the same..

Proposed Order #8085 Whereas, Plan-It Recycling has operated a construction and demolition debris recycling business in the Gorham Industrial Park and is now insolvent, and

Whereas, Plan-It Recycling left large piles of material at its site after it went out of business and has no resources to clean the site, and

Whereas, the Maine Department of Environmental Protection has extensively evaluated the material left at the site and determined that it consists principally of construction and demolition debris material that is compatible with the material in the Town of Gorham closed-out construction and demolition debris landfill off Huston Road, and

Whereas, the cost of disposing of the large piles of material at Plan-It Recycling in a commercial landfill is not a viable option because of the extraordinarily high cost, and

Whereas, the Town's closed-out construction and demolition debris landfill is a safe and environmentally sound disposal option, and

Whereas, the Town Council has determined that it is in the community's best interest to have the material at Plan-It Recycling safely and responsibly disposed of in a location that is environmentally sound,

NOW, THEREFORE, BE IT ORDERED that the Town Council approve the proposed Superior Court Consent Agreement in substantially the terms shown on the attached draft and that the Town Council agree to allow the material at Plan-it Recycling to be disposed of at the Town construction and demolition

debris landfill off Huston Road, and to seek Maine DEP and Gorham Planning Board approvals for the same, as part of a comprehensive court ordered settlement contingent upon:

1. R. J. Grondin's purchasing the Plan-It Recycling property and removing all waste material from the site and disposing of the same at the Town's closed-out construction and demolition debris landfill.
2. The Maine Department of Environmental Protection approving a plan for disposing of the material in the Town's construction and demolition debris landfill and properly and finally re-closing the site.
3. R. J. Grondin paying for the Town to hire an independent inspector to review and inspect the loads of material as it is brought to the Town's landfill to ensure that no hazardous waste is put into the Town's landfill.
4. R. J. Grondin will agree to provide public water to any homeowner whose well is contaminated from this landfill within four (4) years.
5. That the Plan-It Recycling property have a restriction placed on its real estate title, subject to Town Attorney approval, that prohibits the property from ever being used to process, store or transfer commercial or residential waste, (Adm. Spon.)

Item #8086 Action to consider making an appointment to the Recycling Committee. (Adm. Spon.)

Proposed Order #8086 Ordered, that the Town Council appoint _____ to the Recycling Committee with a term to expire April 1, 2012

Adjourn