



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

VIA EMAIL

January 5, 2014

Joseph J. Nicolella Jr.
Transition Metals Recycling, LLC
PO Box 982
Dover, NH 03821
Email: jnicolella@transmetrec.com

SUBJECT: DOVER- Transition Metals Recycling, LLC, 24 Crosby Road, Units 1-2
Permit by Notification for Scrap Metal Collection and Recycling Centers, Permit #
DES-SW-PN-14-006, prepared by Transition Metals Recycling, LLC; Ref.: WMD
Doc Log # 15334

Dear Mr. Nicolella:

Your application for a permit to operate a scrap metal collection and recycling center at the above-noted location has been approved by the New Hampshire Department of Environmental Services, Waste Management Division (Department) pursuant to the provisions of RSA 149-M:9 and Part Env-Sw 311 of the New Hampshire Solid Waste Rules (Rules). The permit #DES-SW-PN-14-006 is enclosed.

Please review it to make sure you understand all of the limitations and requirements, including all cited rules and regulations; keep a copy of your permit with your facility file records; and conspicuously post a copy at the facility. In addition, you must keep a copy of your operating plan and closure plan at the facility for inspection by the Department when requested.

Prior to commencing operation of the facility, you must file a completed and signed Notice of Intent to Operate (NOIC) with the Department. The form may be obtained from the Department's website by clicking [here](#).

Following receipt of the NOIC, the Department may visit your facility to conduct a compliance inspection and pursuant to Env-Sw 311.06, request that you provide verification of permit information within 30 days after the receipt from the Department for such documentation.

www.des.nh.gov
29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
(603) 271-2925 • TDD Access: Relay NH 1-800-735-2964



Joseph Nicolella Jr.
Transition Metals Recycling, LLC
January 5, 2015
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If you have questions or need assistance with understanding and properly complying with the permit requirements, please contact the Department's Solid Waste Management Bureau at 603-271-2925 or by email at solidwasteinfo@des.nh.gov or visit the Department's website at www.des.nh.gov.

Sincerely,



Wayne A. Wheeler, P.E.
Solid Waste Management Bureau
Tel: (603) 271-5185
Fax: (603) 271-2456
E-mail: wayne.wheeler@des.nh.gov

Att.: Permit # DES-SW-PN-14-006

ec: Michael Joyal, Dover City Manager, Email: m.joyal@dover.nh.gov
Doug Kemp, NHDES; Email: douglas.kemp@des.nh.gov



SOLID WASTE MANAGEMENT FACILITY PERMIT-BY-NOTIFICATION

Issued by the NH Department of Environmental Services, Waste Management Division pursuant to RSA 149-M and the New Hampshire Solid Waste Rules, Env-Sw 100 – Env-Sw 2000 (Rules)

I. PERMIT/FACILITY IDENTIFICATION:

Permit No.: DES-SW-PN-14-006

Permittee: Transition Metals Recycling, LLC

Facility Name: Transition Metals Recycling, LLC

Facility Location: 24 Crosby Road, Units 1-2, Dover, NH 03820

Facility Type: Scrap Metal Collection and Recycling Center per Env-Sw 407.04

Service Type & Area: Commercial Facility / Unlimited Service Area

II. FILE REFERENCE/RECORD OF APPLICATION:

Date(s) Received: November 5, 2014

WMD Document Log #(s): 15334

III. TERMS AND CONDITIONS: Six (6) conditions are attached on page 2.

IV. AUTHORIZATION: Pursuant to RSA 149-M and Part Env-Sw 311 of the Rules, this permit is hereby issued to the permittee identified in Section I above to operate the solid waste management facility identified in Section I above, subject to the terms and conditions in Section III above. This authorization is based on information provided to the Department by the permittee in documents referenced in Section II above. If the information is false, misleading or incomplete, the permit may be revoked or suspended in accordance with Part Env-Sw 306 of the Rules. The meaning of specific terms in this authorization is as defined in the Rules.

BY EXERCISING ANY RIGHTS UNDER THIS PERMIT, THE PERMITTEE HAS AGREED TO ALL TERMS AND CONDITIONS OF THE PERMIT. Failure to comply with these terms and conditions could result in administrative, civil or criminal penalties, and suspension or revocation of the permit.

No liability is incurred by the State of New Hampshire by reason of any approval of this solid waste facility. No warranty/guarantee is intended or implied by reason of any advice given by the Department or its staff.

Issuance of this permit shall not be construed in any way as authorization of any activity which occurred prior to the effective date of the permit; or authorization of any activity that does comply with RSA 149-M, the Rules, and the permit; or a waiver of any cause of action for violation(s) of RSA 149-M or the Rules.

This permit shall not eliminate the permittee's obligation to obtain all requisite federal, state or local permits, licenses or approvals, or to comply with all other applicable federal, state, district and local permits, ordinances, laws, approvals or conditions relating to the facility.



Michael J. Wimsatt, P.G., Director
Waste Management Division

January 5, 2015
Date



Section IV: Terms and Conditions

- (1) **Authorized Waste:** This permit authorizes the facility to collect and temporarily store non-hazardous ferrous and non-ferrous scrap metal for recycling; provided the materials are not mixed with other types of waste and are not a prohibited waste listed in condition (2) below:
- (2) **Prohibited Waste:** This permit does not authorize the facility to receive any of the following types of solid wastes or materials:
- a. Asbestos waste;
 - b. Ash;
 - c. Explosive waste;
 - d. Contained gaseous waste;
 - e. Liquid waste;
 - f. Infectious waste;
 - g. Animal carcasses;
 - h. Contaminated soils and other absorbent media
 - i. Out-of-state waste, unless the waste is received for recycling;
 - j. Motor vehicle parts that contain or have contained fluids or lubricants;
 - k. Lead acid batteries;
 - l. Free draining oil or lubricants, including metal shavings coated or mixed with the same;
 - m. Tanks, drums or other containers unless emptied and properly cleaned of residues prior to receipt;
 - n. Construction or demolition debris;
 - o. Household trash and garbage or other putrescible waste; and
 - p. Tires;
- (3) **Facility Capacity:** This facility shall operate within the capacity limits specified below.
- a. Waste Receipt Rate: No more than 30 tons per day, on average annually, for a total of 10,950 tons per year maximum, but not to exceed limitations imposed by facility-specific siting, design, and operating limitations.
 - b. Residual Waste Storage Capacity: 30 cubic yards.
- (4) **Operating Requirements:** The Permittee shall operate the facility in compliance with RSA 149-M and the Rules as amended, including specifically Env-Sw 407.04, Env-Sw 1200 and other rules referenced therein; provisions specified in the application referenced in Section II of this permit; and a written up to date Operating Plan prepared by the Permittee in conformance with the Rules, including but not limited to operating the facility in accordance with the following requirements:
- a. Facility operations shall be protective of the environment, public health and safety;
 - b. All waste shall be actively managed;
 - c. Processing activities shall be limited to sorting, cutting, crushing, and baling;
 - d. Facility operators shall be trained and certified as required by the Rules;
 - e. Scrap metal shall be inspected for presence of CFCs, PCBs, mercury-containing switches or devices, batteries, and other regulated substances, which if found shall be separately and properly managed in accordance with applicable requirements;
 - f. Annual facility reports shall be filed with the Department in accordance with the Rules; and
 - g. A copy of the Operating Plan shall be kept at the facility for reference by facility operators and, upon request, inspection by the Department, and shall be updated as needed to assure that it stays current.
- (5) **Closure Requirements:** The Permittee shall close the facility in compliance with RSA 149-M and the Rules as amended, the provisions for closure specified in the application referenced in Section II of this permit, and a written up to date Closure Plan prepared by the Permittee in conformance with the Rules. A copy of the Closure Plan shall be kept at the facility for reference by facility operators and, upon request, inspection by the Department, and shall be updated as needed to assure that it stays current.
- (6) **Permit Transfer and Modification Limitations:** This permit is non-transferable. Modification of this permit shall be limited to the scope of operations allowed by the Rules for this type of facility and permit.