

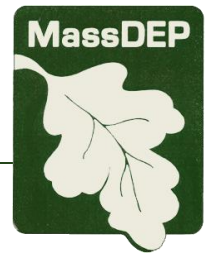


# Managing to Manage Soil in Massachusetts

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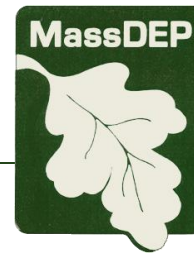
[www.Mass.Gov/dep](http://www.Mass.Gov/dep)  
[www.ReclamationSoil.org](http://www.ReclamationSoil.org)

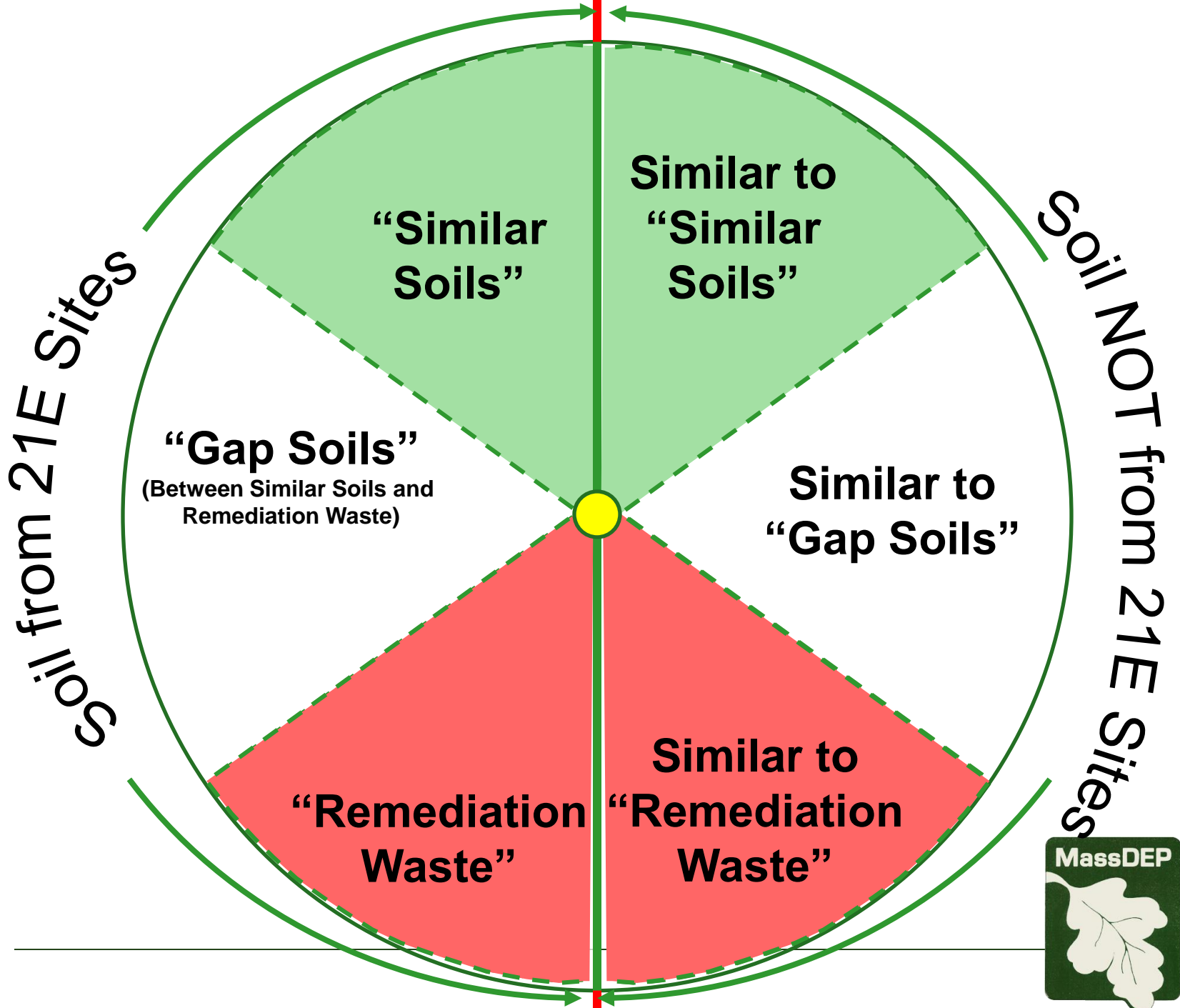


# Is there a “Soil Crisis” in Massachusetts?

*Are there outlets, either re-use or disposal, for excess, uncontaminated soil from development sites that are...*

- **Reliable?** *(will it be there when you need it?)*
- **Cost Effective?** *(whatever that means)*
- **Safe?** *(No Significant Health or Environmental Risk)*
- **Risk-free?** *(The OTHER risks: legal, financial...)*





***Where Can This  
Uncontaminated Soil Go??***

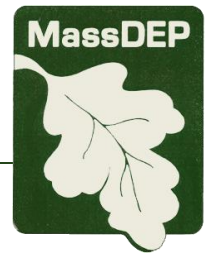


# *From A Different Direction, a New Mandate to Oversee Quarry Reclamation*

## **The Charge** (Section 277 of the FY15 Budget):

*Not later than June 30, 2015, the department of environmental protection shall establish regulations, guidelines, standards or procedures for determining the suitability of soil used as fill material for the reclamation of quarries, sand pits and gravel pits. The regulations, standards or procedures shall ensure the reuse of soil poses no significant risk of harm to health, safety, public welfare or the environment considering the transport, filling operations and the foreseeable future use of the filled land. The department may adopt, amend or repeal regulations establishing: (i) classes or categories of fill or reclamation activities requiring prior issuance of a permit issued by the department; (ii) classes or categories of fill or reclamation activities that may be carried out without prior issuance of a permit issued by the department; and (iii) classes or categories of fill that shall require local approval based on the size, scope and location of a project; provided, however, that local approval shall not be required for projects involving less than 100,000 cubic yards of soil.*

(empty  
quarry)

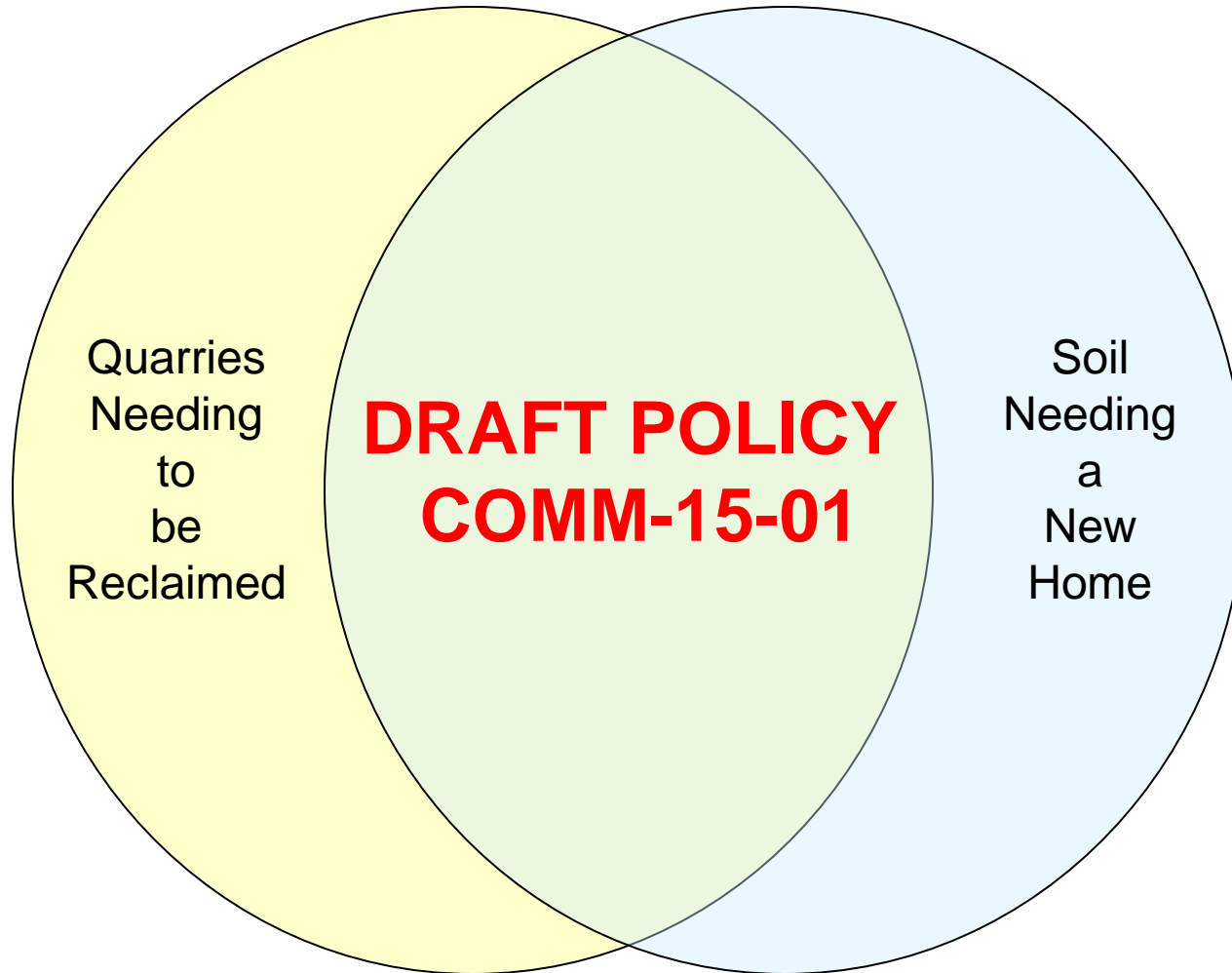


# The Important Words

- June 30, 2015
- regulations, guidelines, standards **or** procedures
- suitability of soil
- reclamation of quarries, sand pits and gravel pits
- poses no significant risk
- transport, ...operations and the foreseeable future use
- activities requiring prior issuance of a permit
- activities that may be carried out without...a permit
- categories...that shall require local approval



# Where We Are: June 18, 2015



# MassDEP's Approach / Timeline

## 1. Issue Interim Policy

- Creates path for pending Quarry Reclamation Projects to move ahead
- Creates additional capacity for re-use of excess soil for current development projects
- Meets Section 277 June 30, 2015 Deadline

## 2. Develop Final Regulations/Policy/Standards

- Resume Stakeholders meetings this summer
- Create elegant, efficient & effective approach
- Incorporate suggestions (from Draft Policy comments) on comprehensive soil management strategies

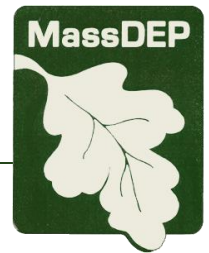




# MassDEP

## DRAFT INTERIM POLICY COMM-15-01

- Comment Period Ended **YESTERDAY**  
(We'll still note your comments through today's session)
- Roughly a dozen sets of comments  
Average # pages: 2
- Aspire to finalize by June 30, 2015



# MassDEP

## DRAFT INTERIM POLICY COMM-15-01

- Authority
- Applicability
  - *Why limited to quarries & pits?*
  - *What about Less Than 100,000 yd<sup>3</sup> ?*
- Implementation
  - *What is “Meaningful Input”?*
  - *Flexibility in the ACO Minimum Requirements ?*

**Many comments received are beyond the scope of the Interim Policy but will be VERY HELPFUL for the comprehensive approach.**

