## GEORGETOWN BOARD OF HEALTH

In the Matter of
G. Mello Disposal Corp.

PUBLIC HEARING ON SITE ASSIGNMENT APPLICATION No. 20-SW01-0002-APP

## PREHEARING ORDER NO. 2

Pursuant to Prehearing Order No. 1, on March 7, 2022, I held a Prehearing Conference by conference call with Counsel for the Applicant and the Board of Health (the "Board"). That same morning, Health Director William Holt advised that the Board received by first class mail on March 7, 2022 the MassDEP Positive Determination of Suitability Report on Site Suitability for New Site Assignment, dated March 1, 2022 (the "MassDEP Suitability Report"); the Board must commence the public hearing within 30 days of receipt or April 6, 2022; and the Board is available to hold the public hearing on April 4 or 5, 2022. On March 8, 2022, Mr. Holt advised that public hearing will be held on April 5, 2022 at 7:00 p.m., in person at the Georgetown Middle/High School Auditorium. Based upon the discussion during the prehearing conference call and Mr. Holt's input, I hereby issue this Order.

## ORDER

- 1. Counsel shall immediately confer on and draft a Notice of Public Hearing for my review.

  The Notice shall specify the hearing will be in person at the Georgetown Middle/High

  School Auditorium, 11 Winter Street, Georgetown. It shall also recite the requirements

  for filing electronically with the Board any Requests or Petitions to Intervene and/or

  Participate pursuant to 310 CMR 16.20(9), by the close of business on March 29, 2022.
- 2. The approved Notice of Public Hearing shall be published by the Board in compliance with the requirements of 310 CMR 16.20(7)(b). The Board shall disclose the name of the

- newspaper in which the Notice will be published and on what date. The Notice of Public Hearing shall be sent by certified mail to abutters and all parties identified at 310 CMR 16.08(2).
- The Hearing Officer will review and rule on any Requests or Petitions to Intervene no later than close of business on March 30, 2022.
- 4. The parties shall file and serve electronically Prefiled Written Testimony pursuant to 310 CMR 16.20(8)(b) in compliance with the following schedule:
  - (1) The Applicant shall file and serve all Prefiled Written Testimony no later than close of business on March 21, 2022.
  - (2) The Board shall file and serve the Review Engineer's Report no later than close of business on March 30, 2022.
  - (3) Any approved Interveners shall file Prefiled Written Testimony no later than close of business on **April 4, 2022.**
- 5. Pursuant to 310 CMR 16.20(10)(i), Counsel for the Applicant and the Board have decided that the hearing shall be recorded electronically, and a stenographer is not required.
- 6. Counsel for the Applicant volunteered to provide the Hearing Officer with copies of all relevant documents. I received on March 8, 2022 from the Board a copy of the bound Site Assignment Application dated June 16, 2021 and the September 20, 2021 Detailed Soil Survey by Apex Companies, LLC. I request that Counsel for the Applicant provide me with copies of all comment letters and responses considered by MassDEP in its Site Suitability Review, and the MEPA filings (including comments). Please deliver to my home address no later than March 14, 2022.

So Ordered,

John F. Shea, Esq.

Hearing Officer

Dated: March 9, 2022

## SERVICE LIST

Jeffrey Blake, Esq., Counsel to Board (jblake@k-plaw.com) George Hailer, Esq., Counsel to the Applicant (GHailer@lawson-weitzen.com) Kristina Engberg, Esq., Counsel to the Applicant (kengberg@lawson-weitzen.com) William Holt, Health Director (WHolt@georgetownma.gov)