

IN BOARD OF SELECTMEN  
THURSDAY, APRIL 12, 2007

Present: William J. Keller, Jr., Chair, John C. Drobinski, Vice-Chairman and Lawrence W. O'Brien, Sudbury Board of Selectmen; Maureen G. Valente, Sudbury Town Manager; Frederic Turkington, Wayland Town Administrator; Wayland Board of Selectmen (minus Tom Nolan); Susan Crane, Esq.; Blair Davies, James Occhialini, Philip Pattison, Robert Gottberg and Edward (Ted) Pickering, Wayland-Sudbury Septage Committee.

The statutory requirements as to notice having been complied with, the meeting was convened at 7:00 p.m. in Lower Town Hall, 322 Concord Road, Sudbury.

Ted Pickering, co-chair of the Septage Committee, updated the Sudbury and Wayland Boards of Selectmen about the status of the DEP permitting and consent order (ACOP) negotiations. Ted says it now appears that DEP will allow the facility to keep operating under current permit levels for the next two years under a new ACOP that caps the exposure for any financial penalties to a maximum of \$25,000 for minor permit violations. This is a very positive development and allows the facility to delay major capital expenditures until new groundwater discharge regulations are developed that will not hold the facility to drinking water standards. This interim situation will allow the facility to continue without jeopardizing its financial position until the day that decisions can be made based on the new regulations. In response to a question about DEP's willingness to put the penalty cap in writing, Ted said his understanding is that DEP wants to hear from the Towns before they put that in writing.

Mark Abrahams provided a multi-year financial assessment that also looked favorable for keeping the facility open in this so-called "limp along" status. Members of the Septage Committee noted that the viability of some of the alternatives to the Wayland-Sudbury plant may change in that two-year window as well, as they are having their own regulatory and/or financial concerns. Discussion also ranged over steps that might be taken to improve management of the plant so that revenues are sustained or even enhanced during this two-year window. An additional suggestion was to have the two Towns review the Inter-Municipal Agreement for any needed changes to protect the decision-making rights of both towns.

It was on motion unanimously

VOTED: To recommend that the Sudbury Board of Selectmen sign the ACOP if, in written form, it has the financial cap in place for penalties associated with small violations of the permit standards.

There being no further business, the meeting adjourned at 8:45 p.m.

ATTEST: \_\_\_\_\_  
Maureen G. Valente  
Town Manager - Clerk