3/8/2010

If the disposal site is a recycling facility (material will be reused), only the lines and boxes denoted with asterisks (*) in the following form need to be completed. In the first box a drawing of the site along with the area impacted will not be required. Conditions numbered (3) and (4) will also not be required as long as the facility has a NHDES Site Specific Permit.

Rev. 5/07	STATE OF NEW HAMPSHIRE				
	DEPARTMENT OF TRANSPORTATION				
	DISPOSAL AGREEMENT				
	(This does not apply to disposal areas operated by a publi	c agency)			
Source:					
*NHDOT Project Name:	e: *Project Number:				
Disposal Site:					
*Property Owner(s):					
*Site Address:	*Town:	* State:			
	ate Residential Private Commercial Under Commercials Handling Facility (pit, quarry, landfill, recycling facility, e				
	be disposed of (c.y.): Area of disposal site quire payment of excavation tax per 107.02)	(sq. ft., acres):			
` •	site that shows: property lines, roads, driveways, buildings, an	nd disposal area limits.			
material by a Contractor	forth the conditions under which the Department will approve who, under contract as an agent of the Department, seeks to accordance with Section 106, 201 and 203 of the New Ham	open and operate a disposal site on the			

Standard Specifications for Road and Bridge Construction applicable to the referenced project.

By signature herein, the Contractor (agent) and the property owner(s) acknowledge and agree to the following conditions and specifications subject to Departmental approval:

- (1) Prior to the start of disposal operations, this agreement shall be executed by the Contractor, the property owner(s), and the Department's Contract Administrator, with written approval received from the Department.
- (2) The Contractor shall not dispose of material considered to be hazardous or injurious to public welfare, including contaminated soils and asbestos, except as permitted by federal, state, and local regulations. Solid waste shall be disposed of according to all federal, state, and local regulations.
- (3) Prior to the start of disposal operations, the Contractor shall complete a Historic and Archaeological Resources certification in accordance with the Contract, for areas affected by the disposal or by any haul road constructed for access to the disposal area.
- (4) Prior to the start of disposal operations, the Contractor shall investigate impacts on existing wetlands by arranging for a qualified person recognized by the Department of Environmental Services (NHDES) capable of performing such an investigation. The Contractor shall apply for, and receive from the NH Wetlands Bureau, any wetlands permit(s) required prior to the start of disposal operations.
- (5) Pursuant to Executive Order 11988, dated May 24, 1977, the Contractor shall not dispose of materials within the boundaries of any floodway, or within the limits of any 100 year floodplain, or within any area that violates Executive Order 11988 without the expressed written permission of appropriate federal, state, and local agencies. It shall be the responsibility of the Contractor to ascertain and mark the boundaries of such floodway and floodplain using available information from federal, state, and local resources.
- (6) Approval by the Department to open and operate the disposal area will expire at the specified or extended completion date of the project. Access roads to the area adjacent to highways shall be obliterated unless permission is given by the Department to preserve such access roads. If the Contractor has removed screening trees and brush between the highway and the disposal area, the area shall be replanted to provide a similar screen in a zone along the edge of the disposal area as directed by the Department.
- (7) Disposal or transportation of material by the Contractor shall not be exempt from local zoning or other applicable

ordinances. The Contractor shall apply directly to local municipalities for possible exemptions to such ordinances.

(8) Disposal of brush from clearing and grubbing operations shall be as specified in Section 201 of the Standard Specifications. Disposal of surplus and waste material from roadway excavation shall be as specified in Section 203 of the Standard Specifications. Reclamation of the disposal area shall meet the requirements of RSA 155-E:5, I, II, III, IV, and V (for excavation sites) prior to Project Acceptance.

Prior to acceptance of the project, the RSA's and applicable specifications. By the Department's Contract Administrator shall ago the reclamation to be acceptable to the Department.	box(es) ogree on the	checked below, t	the property owne	er(s), the Contractor,	and the		
The entire area is to be covered w	ith humus	, fertilized and se	eeded.				
or The entire area is to be covered wor	ith humus	and planted with	seedlings.				
The area is part of an active, ongo be the responsibility of the proper	_	evelopment and/o	or construction pro	oject. Landscaping wi	i11		
Additional landscaping required and any pe attached, or noted below:	rtinent inf	formation desired	to be a part of the	official record is			
The cite was ravioused and landscaping prov	icione onr	around but					
The site was reviewed and landscaping provisions approved by: NHDOT Contract Administrator Date							
The Contractor's attention is directed to involves excavation or dredging of wetlands. Further A:17, the provisions of which must be fulfilled if state or will significantly alter the characteristic intends to dispose of solid waste, including stume Harbors Act of 1899, and Sect. 401 & 404 of the affecting "navigable waters of the U.S.," or material is also directed to Executive Order 11990 if this directed.	orthermore, this dispos natural run ps. The C e Clean W al placed in	the Contractor's al operation involvoff or create an usontractor's attentionater Act, for which is waters of the U	attention is directed wes filling on the born nnatural runoff, and on is also directed the compliance may a S.," including wetla	to RSA 483-B and Rarder of the surface water RSA 149-M if the Costo Section 10 of the Riverguire a permit for working to the Riverguire and Riverguire	SA 485- rs of the ontractor vers and ork in or		
* This disposal area is covered by a NHDES Site Specific Permit with it's own SWPPP.							
NHDES Site Specific Permit Number:							
or * The source project SWPPP w maintenance of erosion control m					nd		
* NOTICE OF INTENT TO EXC	AVATE F	TILED OPERA	TION #				
*							
Signature of Owner Date		Name(s) of Join	nt Owner(s)				
Street		Street					
Town State		Town		State			
Prime Contractor		By (Signature)		Date			
If joint owners are involved, the Owner signing	ng should	give all other na	mes and addresses.	. Separate forms show	ıld be		
filed in connection with adjacent owners.	.						
Distribution: Contract Administrator	=	ruction Bureau	Daving and	tal Caandin - t - "			
Property Owner	Contra	ictor	Environment	tal Coordinator			