

To: Board of Public Works
From: Wellhead Protection Committee
Date: November 9, 2009
Re: Compliance with MA DEP Wellhead Protection Regs 310 CMR 22.21(2)

We have been advised by Catherine Sarafinas, DEP Division of Water Supply, that Wayland's Aquifer Protection District bylaw (Chapter 198, Article 16) does not comply with MA DEP Wellhead Protection Regs 310 CMR 22.21(2).

We spoke with Don Ouellette about getting this issue resolved, and he has authorized the WPC to proceed with contacting town counsel for his assistance so that the necessary changes to the bylaw can be included in the spring town meeting warrant.

Ms. Sarafinas has determined that the following revisions to the bylaw are required:

1601.3 Under 'Scope of Authority' add some language that specifically identifies the APD map, such as the full name of the map and the date. This will tie the bylaw to the APD and ensure that the APD map does not get confused with any other resource planning maps the town may have.

1603.2.11 Add 'liquid hazardous waste' to this prohibition (so that it reads 'liquid petroleum products and liquid hazardous waste').

1603.2.14 Change hazardous 'materials' to hazardous 'waste'. Or, just add 'hazardous waste' to the prohibition.

Add the underlined language to this section:

1607.1. If the location of the District boundary in relation to a particular parcel is in doubt, resolution of boundary disputes shall be through a special permit application to the special permit granting authority (SPGA) and Town meeting approval. Any application for a special permit for this purpose shall be accompanied by adequate documentation.

The WPC welcomes your support on this initiative so that Wayland can be added to the state's list of towns that comply with DEP regulations. In addition to protecting our water supply, we understand that compliance is a factor in eligibility for state grants.