



The State of New Hampshire  
**Department of Environmental Services**



**Robert R. Scott, Commissioner**

August 12, 2024

Jon Swan, Chair  
Dalton Conservation Commission  
756 Dalton Road  
Dalton, NH 03598

**Re: Preliminary Notice of Appeal and Offer to Enter into Settlements Discussions (PNA) — NHDES Wetlands File 2024-00766, Granite State Landfill, LLC Subject Property: NH Route 116, Bethlehem**

Dear Mr. Swan:

The New Hampshire Department of Environmental Services (NHDES) received the PNA filed by you on behalf of the Dalton Conservation Commission, on or about August 5, 2024. NHDES declines the offer to enter into settlement discussions on this matter.

If you intend to continue to pursue an appeal of the permit, please note that RSA 21-O:14, I-b(e) states that a “notice of appeal that complies fully with the council’s rules shall be filed no later than 45 days after the preliminary notice of appeal was filed by the appellant under [RSA 21-O:14, I-b]. No notice of appeal shall raise grounds for appeal beyond those contained in the preliminary notice of appeal.” For your convenience, I have enclosed a Fact Sheet about the appeal process [CO-7: Appealing a Decision of New Hampshire Department of Environmental Services \(nh.gov\)](https://www.des.nh.gov/CO-7).

NHDES cannot provide any other advice or other guidance about filing an appeal. Please contact Appeals Clerk, Michelle Doucette at (603) 271-3650 for any questions about the appeals process.

Sincerely,

Mary Ann Tilton  
Assistant Bureau Administrator, Wetlands Bureau  
Land Resources Management, Water Division

Copied: Granite State Landfill, LLC  
Phil Trowbridge, P.E., LRM Manager  
Darlene Forst, Bureau Administrator  
Appeals Clerk  
DES Legal Unit

[www.des.nh.gov](http://www.des.nh.gov)

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