Tolend Landfill Overlay District

SECTION 1 - Purpose: The United States Environmental Protection Agency (EPA) and the New Hampshire Department of Environmental Services (DES) have documented the release and threatened release of hazardous substances, pollutants and contaminants at the Dover Municipal Landfill on Tolend Road in Dover, NH, which has spread to abutting properties and has the potential to spread further. Contaminants spreading, or having the potential to spread, toward the Bellamy Reservoir are generally referred to as the "southern plume" in the Remedial Investigation/Feasibility Study performed for the site, and in EPA's Record of Decision (ROD) for the site.

EPA's risk assessment, conducted to evaluate potential risks to public health and the environment associated with exposure to contaminants at the site, concluded that the major risk to public health would result from ingestion of contaminated ground water. In order to minimize and control this risk, protect the health of property owners in the vicinity of the affected site, and to protect the public health in general, the Town of Madbury hereby establishes a protective zone within which no wells shall be installed and used for anything other than uses related to the cleanup, testing and reclamation of the Dover Municipal Landfill. This protective district is entitled the Tolend Landfill Overlay District.

SECTION 2 - District Boundaries: The district is bounded on the south by the Bellamy Reservoir, on the northwest by the Town of Barrington-and on the northeast by the City of Dover. The district's boundaries are more particularly identified on the attached map entitled Tolend Landfill Overlay District.

SECTION 3 - Prohibited Uses: The installation or use of wells for any Purpose other than those which, in the judgement of the Madbury Board of Selectmen, are directly related to the cleanup, testing and reclamation of the Tolend Landfill.

First Reading & Discussion   June   1992
Second Reading & Discussion   June   1992
Third Reading & Adoption   August   1992

Boundaries of the

Tolend Landfill Overlay District