

Resolution: 2023-_____

Introduced By: Councilor Jesse Gordon
Sept. 11, 2023

**RESOLUTION CONCERNING
CONSERVATION COMMISSION REVIEW OF PFAS**

WHEREAS, pursuant to the Town of Randolph Wetlands Ordinance Chapter 196, and the Wetlands Protection Act (MGL c. 131, § 40), the Randolph Conservation Commission is entrusted and empowered to protect the wetlands and adjoining areas in the Town of Randolph by controlling activities including: public or private water supply, prevention and control of pollution, and recreation values, deemed important to the community; and

WHEREAS, as part of that process, the Conservation Commission reviews proposed work or projects that will affect Town wetlands and waterways; and

WHEREAS, the Conservation Commission has the authority to require applicants to submit information and plans, impose conditions which the Commission deems necessary to protect resource area, and to impose reasonable fees for the purpose of securing outside consultants to aid in the review of proposed projects; and

WHEREAS, Per- and Polyfluoroalkyl Substances (PFAS) are emerging contaminants which predated the Conservation Commission application forms and policies and procedures; and

WHEREAS, the people of Randolph desire to reduce the amount of PFAS entering our reservoir, by identifying and removing PFAS sources upstream:

NOW THEREFORE BE IT RESOLVED that the Town Council of the Town of Randolph supports the Conservation Commission taking the following actions:

1. That the Conservation Commission amend its application materials to require that information be provided on known PFAS levels at the site of any proposed work or project, and that testing for PFAS be done on any surface waters on the site.
2. That the Conservation Commission impose reasonable fees upon applicants for the purpose of securing outside consultants or experts on any project where there is an indication of the presence of PFAS on site, to generate a report including soil and water testing conducted by certified PFAS testing labs, and possible sources of said PFAS.
3. That the Conservation Commission include conditions, where appropriate, in permits for sites where PFAS is present that require ongoing monitoring and testing for PFAS in surface waters and soils.
4. That the Conservation Commission include conditions, where appropriate, in permits for sites where PFAS is present, concerning remediation of PFAS, including insurance for such remediation and any downstream damages, where appropriate.