



## RHODE ISLAND

### DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF LAND REVITALIZATION AND SUSTAINABLE MATERIALS MANAGEMENT

235 Promenade Street, Room 380

Providence, Rhode Island 02908

December 9, 2024

Carl McLean, General Manager  
Old Castle Lawn & Garden  
PO Box 823  
49 Stilson Road  
Wyoming, RI 02898

Dear Mr. McLean:

The Rhode Island Department of Environmental Management (the Department) Office Land Revitalization and Sustainable Materials Management (LRSMM) has reviewed your September 12, 2024, Beneficial Use Determination (BUD) renewal application and submittal for soil testing data for Old Castle Lawn and Garden and find it acceptable. Therefore, enclosed is the BUD approval, with conditions included, for the reuse of pad scrapings by Old Castle Lawn and Garden in 2024 and part of 2025. Your approval expires on October 10, 2025. Please submit your renewal along with the analytical testing results as discussed in no. 9 of this approval, at least 30-days prior to the expiration date.

If you have any questions, please contact me at 401-537-4308 or by email at [nathan.arruda@dem.ri.gov](mailto:nathan.arruda@dem.ri.gov).

Sincerely,

*Nathan Arruda*

Nathan Arruda, Environmental Scientist II  
Office of Land Revitalization and Sustainable Materials Management

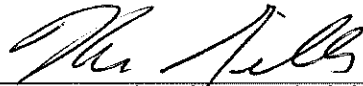
## **SOLID WASTE BENEFICIAL USE DETERMINATION (BUD)**

### **CONDITIONS FOR RE-USE OF PAD SCRAPINGS OLD CASTLE LAWN AND GARDEN October 2024**

Pad scrapings are the initially unusable leftover product from processed mulch piles during mulching operations. They are a mixture of rocks, large unprocessed wood pieces and wood fines from tree waste processing, and soil fines. Pad scrapings that are just allowed to continue to accumulate, with no ultimate management plan, are collectively regulated as a solid waste in Rhode Island. Old Castle Lawn and Garden has submitted for approval a beneficial use determination request for re-use of pad scrapings produced and accumulated at their facility at 49 Stilson Rd. in Wyoming, Rhode Island. Based upon the representations made in the application, the Rhode Island Department of Environmental Management (“RIDEM”) hereby grants approval for the reuse of this waste under the following conditions:

1. Pad scrapings must be handled and processed in accordance with this approval and in accordance with the renewal application for a BUD submitted by Old Castle Lawn and Garden and received by RIDEM on September 12, 2024.
2. A maximum of 15,000 cubic yards of pad scrapings shall be stored on site at any time for future processing.
3. RIDEM approves of the reuse of the ground-up/decomposed wood pieces, wood fines, and soil fines for various bagged and bulk soil products to include potting soil, garden soil, and other soil amendment products (excluding being sold as a compost or being used in a product labeled as compost), as mentioned in the renewal application.
4. RIDEM approves of the reuse of the rocks in the pad scrapings, including the small to medium sized rocks that are pulverized, for subsequent processing into a gravel product by Richmond Sand and Stone and/or for use as fill or erosion control material on-site, as mentioned in the introduction on page 1 and in various paragraphs in the renewal application.
5. The facility shall provide the Department, its authorized officers, employees, and representatives, and all other persons under Department oversight, an irrevocable right of access to the facility at all reasonable times for the purposes of performing inspections, investigations, testing, and examining records. The Department or other authorized designated personnel shall have the right to access the facility at all reasonable times for the above-stated purposes without prior notice. Refusal to permit reasonable inspections, tests and investigations shall constitute valid grounds for denial, revocation or suspension of this BUD approval; and/or issuance of a Notice of Violation with Administrative Penalty.
6. This approval expires on October 10, 2025. Old Castle Lawn and Garden may request an annual renewal of this approval that may be granted with the approval of RIDEM’s Director.

7. RIDEM's granting of this approval does not affect the responsibility of Old Castle Lawn and Garden to meet all zoning and other local ordinances and comply with any other State or Federal requirements or approvals.
8. This approval may be modified, amended, suspended, or revoked at the discretion of RIDEM.
9. Old Castle Lawn and Garden shall keep all records of the quarterly analysis testing on finished products containing the mulch and soil material produced from this BUD application, as discussed in Section 11 of the application, for a period of at least 1 year. All records shall be made available to representatives of the Office of Land Revitalization and Sustainable Materials Management upon request. Upon renewal of this BUD permit, an electronic copy of the previous year's sampling results shall be included in the application.



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Kevin Gillen, Administrator  
Office of Land Revitalization and Sustainable Materials Management

12/9/24  
Date