



The Commonwealth of Massachusetts
DEPARTMENT OF LABOR AND INDUSTRIES

DIVISION OF OCCUPATIONAL STATISTICS

100 CAMBRIDGE STREET, 11TH FLOOR

BOSTON, MASSACHUSETTS 02202-0003

ROBERT J. PREZIOSO
Director

TEL: (617) 727-3593
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January 19, 1996

John F. Bean, Superintendent
Greenfield Department of Public Works
Town Hall
Greenfield, MA 01301

Re: Greenfield landfill prevailing wage determination.

Dear Mr. Bean:

In response to your request of the Department of Labor and Industries ("DLI") to determine whether the prevailing wage requirements of M.G.L. c. 149, §§ 26 - 27H apply to the operation of a landfill owned by the Town of Greenfield (the "Town"), DLI has determined that prevailing wage rates do not apply.

According to the information provided by you, the landfill has traditionally accepted only municipal solid waste but will begin accepting solid waste from outside sources in order to bring the landfill to capacity and accelerate closure. As part of this expanded operation, the Town will engage a contractor to operate the landfill. Since the revenues generated from this operation are expected to exceed the costs, there will be no net cost to the Town arising from the contract at issue. Therefore, the operation of Greenfield's landfill appears to be more akin to a private business enterprise than a public works construction project. Thus, the Commonwealth's prevailing wage requirements do not apply to this contract.

This determination is based on the aforementioned facts. If any of the underlying terms or conditions of this project change, please notify me.

If you have further questions regarding this matter, do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Robert J. Prezioso".

Robert J. Prezioso

cc: Spencer Demetros, DLI General Counsel
Brian E. Burke, Attorney General's Office