



EARTH REMOVAL BOARD

MEETING Minutes

Tuesday February 21, 2017 7:00 PM

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MILLBURY, MASS.

Meeting started: 7:00pm

Attendance: Al Peloquin (Chairman), Leonard Mort (Vice Chairman), Scott Despres, Tom Brown, Anna Lewandowski and Nancy Young (Secretary)

Absent: All members were in attendance

Guests: Margaret Bacon from Civil Site Engineering

Meeting Subjects:

- 1) Call to Order
- 2) Approval of October 18th, 2016 & January 17th, 2017 Meeting Minutes
- 3) Information on State Ethics On-Line Training
- 4) Update on sites (Elite Builders – Stafford Village)
- 5) Civil Site Engineering LLC / Margaret Bacon – Hazards at Howe Ave.
- 6) Aggregate Industries
- 7) Gold Star Builders, Latte Farm, United Material Management of Millbury & Ramshorn Pond Dam Rehab.
- 8) Scott Despres / Possible By-Law for dumping of contaminated soil
- 9) Adjournment

I. Call to Order:

Al Peloquin called the meeting to order.

II. Approval of October 18th, 2016 & January 17th, 2017 Meeting Minutes:

Al Peloquin asked the board to make a motion to accept the minutes; Scott Despres made a motion, Leonard Mort second, approved 4 – 1.

III. Information on State Ethics On – Line Training:

Al Peloquin has informed the board that it is the responsibility for all board members to renew their State Ethics / Conflict of Interest online application.

IV & V. Update on sites (Elite Home Builders – Stafford Village / Civil Site Engineering LLC – Margaret Bacon:

Margaret Bacon from Civil Site Engineering attended the meeting with the latest reports in regards to Elite Home Builders (Property on Howe Ave., Map# 45 & 37, Lot# 219 – 222 & 80 – 84, Residential R-1). Margaret visited the site on Saturday Feb., 18th, the site hasn't changed much since her last visit on Monday, October 17th, 2016; the entire site is cleared and they have the erosion control installed. Margaret took several pictures to present to the board, (copies are attached), Margaret has been requesting from Steve Venecasa a plan of where they will be placing the stock pile material; after several emails and phone messages she has yet to receive any response, (she handed to the board a copy of the emails she had sent), Al Peloquin is going to try to contact Steve Venecasa as well and have him come in for the next ERB meeting on Tuesday, March 21st to report to the board any updates at the Howe Ave site. Al had received an email from Annie Swanson the head clerk at the Building Conservation Dept., she had a site visit on Wednesday afternoon, (Feb. 15th), resulting in the observation that they had begun earth moving activities in the area that appears to be within 100 feet buffer zone of the Howe Pond which is also a drinking water service, the commission is not aware that any permits had been

obtained to the state, the commission is concerned that there will be no migration or erosion controls in place to control storm water run-off. As Al pointed out Margaret had previously reported that there is a silt fence in place but she won't know if it will work to its full potential until she visits the site during a good rain event. In addition to the email the commission is concerned that wood blocks which appear to be oil soaked piled at the back of the property, this makes the commission wonder that there may be other environmental hazards in place at the site, please inform the property owner or developer that they cannot proceed without proper permitting. (Margaret did comment that in her visit to the site she did not notice any wood blocks). Another letter from Jessica Waters; explaining concerns of a certain amount of water being retained. A member from the gallery knows Jessica Waters and explained that she resides at 62 Miles Ave. on a property of 8.5 acres, her concerns are "ponding" and that there is nothing there to protect her property from running off if erosion starts to take place and that there's nothing there to hold it back. Another abutter, Sharon & Lawrence Richards of 6 Lincoln Avenue, also attended the meeting as they do most meetings in regards to Cobblestone Village, they have concerns for the wet lands and several trees that now have exposed roots. Stafford Village was discussed however Margaret hadn't been to the site since last October, Al has asked her to check out the site and report back with an update for the next meeting.

VI. Aggregate Industries:

The board briefly discussed the Aggregate properties, Al contacted Byron of Andrews Survey whom handles their account, the land is up for sale and as the property moves forward the board will be informed.

VII. Gold Star Builders, Latte Farm, United Material Management of Millbury & Ramshorn Pond Dam Rehab:

Existing conditions out at Grafton Road / Oakes Street, Millbury; Gold Star Builders, Worcester is now responsible for this project, it's a residential site location, the project entails a couple of duplexes with (2) two car garage type builds, it appears there won't be any major construction taking place for the board to have any concerns.

Latte Farm; another commercial development taking place; Linder is the applicant name c/o Kelle Leasing Inc. on Granite Street, (10,500 square foot building with multi parking spaces).

United Material Management of Millbury at 333 South West Cut-Off, proposed construction recycling plant building; (45,000 square foot facility). Property was sold from Murgo Trucking.

The board had received a letter of update from the Pare Corp., (Jeff Costa, Rob McNeil Director of Public Works) Ramshorn Pond Dam Rehabilitation, to inform about the earth works and material the contractor continues work on the site to meet with the board on August 16, 2016; in the letter is an estimated quantity of materials that have been removed and imported; the letter also informs of the materials; the engineering fill, crushed stone, the six inch riprap and the total of cubic yards of material.

VIII. Scott Despres / Possible By-Law for Dumping of Contaminated Soil

In regards to the articles for the Town of Uxbridge and the thousands of tons of contaminated soil that has been dumped on someone's private property. The same situation also occurred in the Town of Hubbardston, Scott downloaded Hubbardston's new by-law, Scott adjusted it to read in regards to Millbury to give the board an idea how such a by-law could be written.

Example: No person shall import into the Town of Millbury any hazardous wastes or contaminated soils taken from outside of the town limits nor move within the town limits including but not limited to those wastes or contaminants or soils... etc...

Without such policy in place as a town by-law the Town of Millbury, just like what Uxbridge is going through right now, could be held financially responsible for the clean-up. Tom Brown made a motion that the board support Scott's proposal in creating a new By-Law for contaminated soils and hazardous waste dumping, Al second all were in favor 5 – 0.

Al Peloquin approved Nancy's time card.

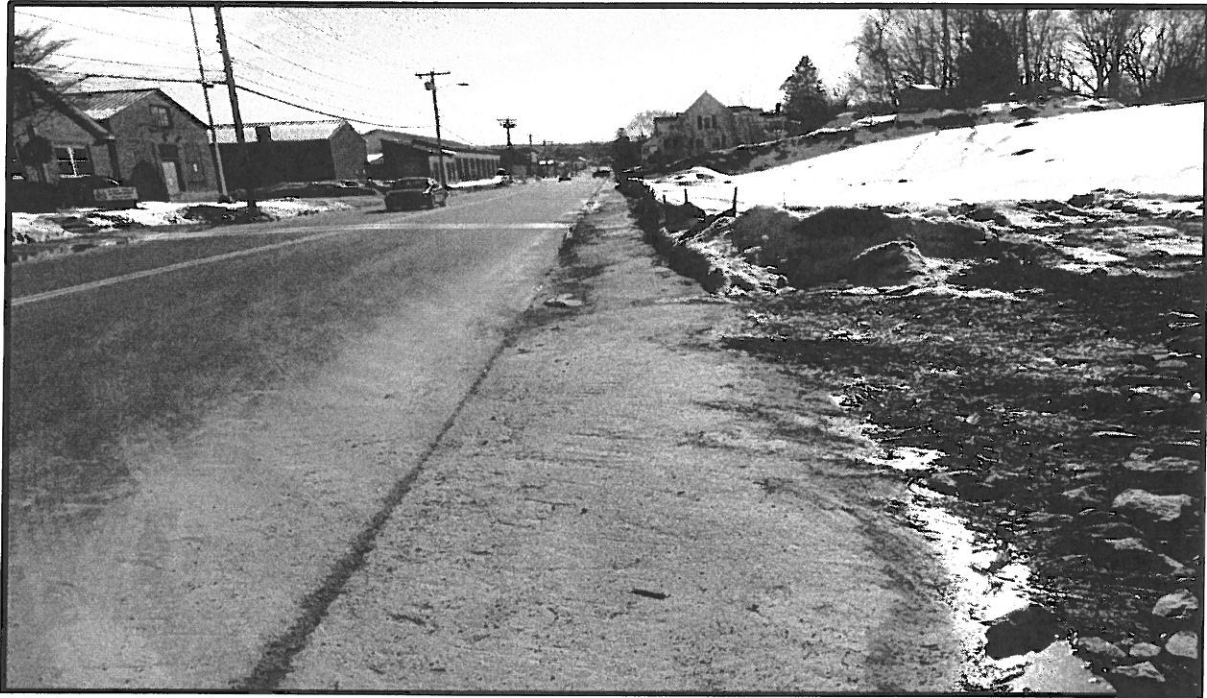
IX. ADJOURNMENT:

Al asked the board for a motion for adjournment; Leonard Mort made the motion to adjourn; Scott Despres second the motion, all were in favor 5 - 0.

Adjournment was at 8:00 PM

Next meeting: Tuesday March 21st, 2017 @ 7:00 PM

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ENGINEERING LLC

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SITE PLANNING SEPTIC DESIGN WETLANDS

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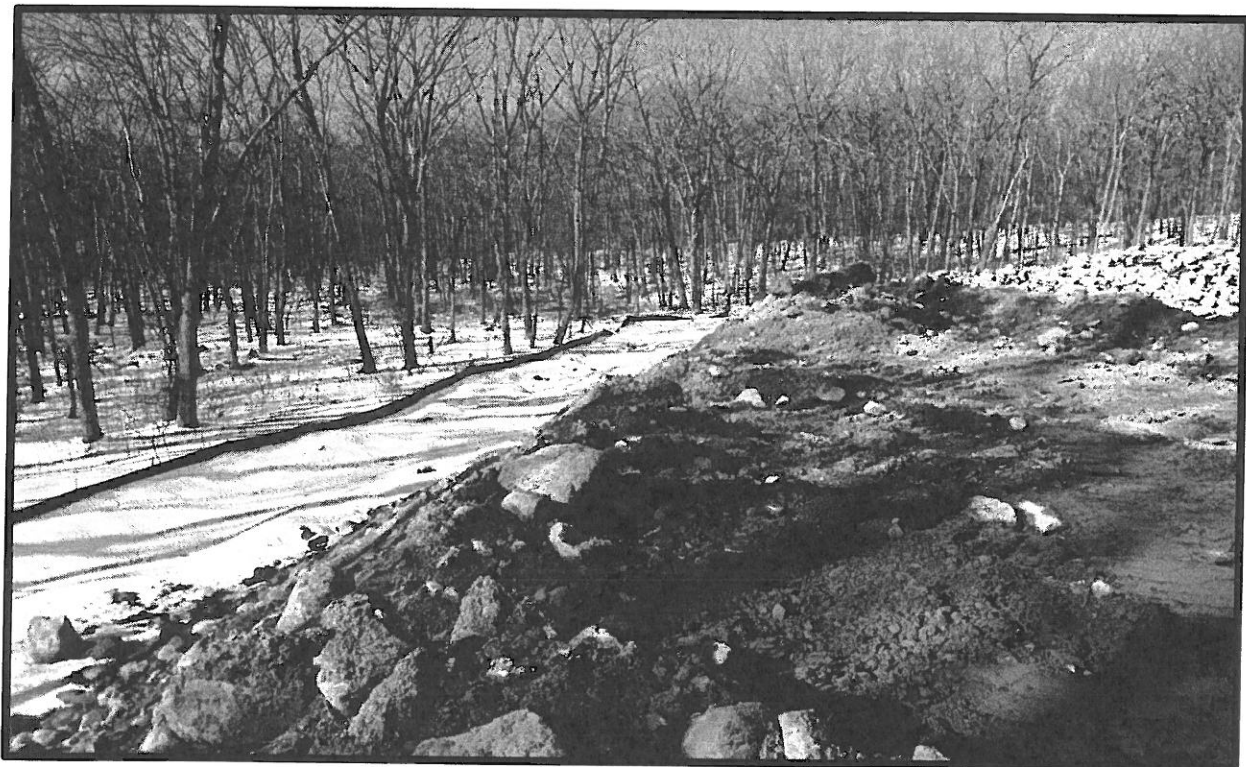


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SITE PLANNING SEPTIC DESIGN WETLANDS





EARTH REMOVAL BOARD

**Signature of Attendees and Approval for Minutes
(Meeting Minutes from October 18, 2016)**

Al Peloquin - Chairman: _____
Al Peloquin

Leonard Mort - Vice Chairman: _____
Leonard Mort

Tom Brown - Clerk: _____

Scott Despres - Member: _____
Scott Despres

Ann Lewandowski - Member: _____

Comments: _____

