



EARTH REMOVAL BOARD

MEETING Minutes

Tuesday March 20, 2018 7:00 PM

Meeting started: 7:00pm

All Board Members were in Attendance: Al Peloquin (Chairman), Leonard Mort (Vice Chairman), Tom Brown, Scott Despres and Anna Lewandowski

Meeting Subjects:

1. Call to Order
2. Review meeting minutes from Tuesday, March 20th, 2018.
3. Andrew Vanni Financial Director / ERB Financial Spreadsheet
4. Aggregate Industries / John Armstrong with Andrews Survey
5. Contact with Laurie Connors and the Planning Board (Contaminated Soil Review)
6. Adjournment

RECEIVED
 TOWN CLERK
 18 APR 18 PM 1:48
 MILLBURY MASS

1. Call to Order:

Al Peloquin called the meeting to order.

2. Review of Meeting Minutes from Tuesday, March 20th, 2018:

Leonard Mort made a motion to accept the meeting minutes from Tuesday, March 20th, 2018, Anna Lewandowski second the motion all members were in favor 3 – 0 (Leonard Mort, Al Peloquin and Anna Lewandowski).

3. Andrew Vanni Financial Director/ ERB Financial Spread Sheet:

As was posted on the Earth Removal Board Meeting Agenda Andrew Vanni, Millbury's newly appointed Financial Director, was to appear before the board with an up to date financial spread sheet however he was detained due to another meeting taking place at the same hour. Al Peloquin did meet with Mr. Vanni and gave Al some financial information to review, Al informed the board that Mr. Vanni will meet with the board next month for the April meeting. Later into the meeting Tom Brown arrived Al Peloquin updated Tom as to what has been discussed at the meeting, he informed Tom that Mr. Vanni was unable to attend the meeting but that he will be appearing for the April meeting and with that Al would like to also bring up to Mr. Vanni, where Katie Lavallee/ Mckenna was unable to follow through, was some type of accountability on the engineering fees and how much is being spent on each contractor and a possible more in depth calculation; as each contractors \$500.00 fund should run at a low then Al would have a better financial idea as to whom would need to pay additional engineering fees. Currently there is \$10,000 in the ERB account with additional funds coming in from Aggregate.

4. Aggregate Industries / John Armstrong with Andrews Survey:

John Armstrong from Andrews Survey that handles the Aggregate property spoke with Al Peloquin in their discussion John Armstrong claimed the group was reviewing the application and the previous application and they have started processing for the new application however he did wonder how long they had until the application was to be submitted, Al inform that they have until the end of June, actually July 1st is when the new program begins. John Armstrong says it will take about a month to go through the process and that he wasn't familiar with Dave Lavalee, (now retired and the former contact person), and his process as to how he handled the past renewals. Al informed Mr. Armstrong that he will be in contact after he discusses the project with the board's site engineering group.

5. Contact with the Laurie Connors and the Planning Board (Contaminated Soil Review):

Al has been in contact with Laurie Connors from the planning board in regards to the possible bylaw for contaminated soil Al gave Laurie a copy of the rough draft that the board has been working on and in turn Laurie gave Al a copy of page 102 from the zoning

laws and had suggested that the board might consider going with that, (please see attached). Anna Lewandowski pointed out to Al and the other board members that implementing this possible new bylaw really isn't the position that the ERB should be taking on or dictating and that this is something that the planning board should be implementing. Al asked the board if following through on the contaminated soil act is something that the board wants to speak out about on behalf of themselves or to be able to go to the planning board and ask them to change some of the things in the zoning bylaws. Anna pointed, after reviewing the copy from Laurie, that some of the items considered contaminated aren't really the concerns of the earth removal. Al pointed out to the board that he's assuming that the board wants to wash their hands of the whole contaminated soil act and let the planning board take it over however after further discussion Leonard Mort suggests that the board should have some input. Al had suggested to the board that he would go to Laurie and let her know that the board has discussed this and they think this isn't under their jurisdiction and that it's more under the planning board's control. The board will submit to the planning board all of the information that they have gathered, (Wilmington bylaw), and the planning board can take it from here however they are more than willing to provide input. At 7:25 Scott Despres joined the meeting after having attending the same meeting the town Financial Director Andrew Vanni was attending. Al filled Scott in on the meeting topics.

Al informed the board for next month he was going to try to contact Margaret Bacon from Civil Site Engineering to discuss Howe Ave., Burbank Street and Aggregate Industries.

6. ADJOURNMENT:

Al Peloquin asked the board for a motion for adjournment; Leonard Mort made the motion to adjourn; the motion was second by Tom Brown, all members were in favor 4 - 0.

Al Peloquin approved Nancy's time card.

Adjournment was at 7:45 PM

Next meeting: Tuesday April 17th, 2018 @ 7:00 PM

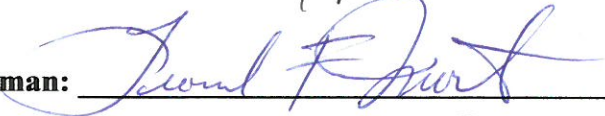
4. Facilities that generate, treat, store or dispose of hazardous waste that are subject to M.G.L. c. 21C and 310 CMR 30.00, except for:
 - (a) Very small quantity generators as defined under 310 CMR 30.000.
 - (b) Household hazardous waste centers and events under 310 CMR 30.390.
 - (c) Waste oil retention facilities required by M.G.L. c. 21, s. 52A.
 - (d) Water remediation treatment works approved by DEP for the treatment of contaminated waters.
5. Petroleum, fuel oil, and heating oil stations and terminals including, but not limited to, those listed under Standard Industrial Classification (SIC) Codes 5983 and 5171, not including liquefied petroleum gas.
6. Storage of liquid hazardous materials, as defined in M.G.L. c. 21E and/or liquid petroleum products unless such storage is:
 - (a) Above ground level and on an impervious surface; and
 - (b) Either in container(s) OR above ground tanks(s) within a building OR outdoors in covered container(s) OR above ground tank(s) in an area that has a containment system designed and operated to hold either: ten percent (10%) of the total possible storage capacity of all containers OR one hundred ten percent (110%) of the largest container's storage capacity, whichever is greater.
7. Storage of sludge and septage, unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31.
8. Storage of deicing chemicals unless such storage, including loading areas, is within a structure designed to prevent the generation and escape of contaminated runoff or leachate.
9. Storage of animal manure unless covered or contained within a structure designed to prevent the generation and escape of contaminated runoff or leachate.
10. Earth removal, consisting of the removal of soil, loam, sand, gravel or any other earth material to within four (4) feet of historical high groundwater as determined from monitoring wells and historical water table fluctuation data compiled by the United States Geological Survey, except for excavation for building foundations, road or utility works.



EARTH REMOVAL BOARD

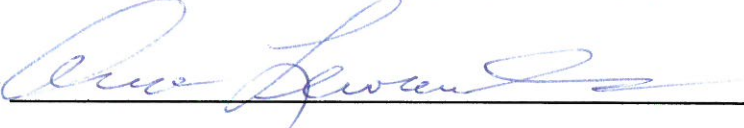
**Signature of Attendees and Approval for Minutes
(Meeting Minutes from Tuesday, March 20th, 2018)**

Al Peloquin - Chairman: _____ 

Leonard Mort - Vice Chairman: _____ 

Tom Brown - Clerk: _____ 

Scott Despres - Member: _____

Ann Lewandowski - Member: _____ 

Comments: _____

