

MARCH 9, 2015

HONORABLE THOMAS C. HOYE, JR., MAYOR  
COUNCIL PRESIDENT ESTELE BORGES  
AND MEMBERS OF THE MUNICIPAL COUNCIL

**PLEASE NOTE:** THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR MONDAY, MARCH 9, 2015 AT 4:30 P.M. AT THE TEMPORARY CITY HALL AT MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA. 02780, IN THE CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS

4:30 P.M.

**THE COMMITTEE ON FIRES AND WIRES**

1. MEET TO INTERVIEW FIREFIGHTER CANDIDATES
2. MEET TO REVIEW MATTERS IN FILE

**PLEASE NOTE:** A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH THIS COMMITTEE MEETING

RESPECTFULLY,

A handwritten signature in cursive script that reads "Colleen Ellis".

COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

CITY CLERK

TAUNTON, MA

2015 FEB 26 P 12:01

RECEIVED  
CITY CLERK'S OFFICE



**MUNICIPAL COUNCIL AGENDA  
TEMPORARY CITY HALL  
141 OAK STREET, TAUNTON, MA 02780**

~  
**AGENDA, MARCH 10, 2015 – 7:00 PM**

**INVOCATION  
ROLL CALL  
RECORDS**

**HEARING: NONE**

**COMMUNICATIONS FROM THE MAYOR**

**APPOINTMENTS**

**COMMUNICATIONS FROM CITY OFFICERS**

- Pg. 1-4 Com. from Budget Director – Requesting adoption of Section 260 of the FY15 State Budget
- Pg. 5-6 Com. from Commissioner, Parks, Cemeteries, & Public Grounds – Requesting a transfer of funds
- Pg. 7-14 Com. from City Engineer – Earth Removal Permit
- Pg. 15-18 Com. from Director, Office of Economic and Community Development – Septic Betterment Program
- Pg. 19 Com. from Superintendent of Buildings – Central Station – Environmental Clean up status report

**COMMUNICATIONS FROM CITIZENS**

- Pg. 20-21 Com. from Senator Marc R. Pacheco – Extending an invitation

**PETITIONS**

**Claims**

Claim submitted by Joseph Monsini, 41 Lillian Terrace, Taunton seeking reimbursement for damages to his automobile from hitting a pothole on Crane Avenue near Flintlock Road.

**COMMITTEE REPORTS**

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2015 MAR -6 1 A 10:48  
TAUNTON, MA  
CITY CLERK

**UNFINISHED BUSINESS**

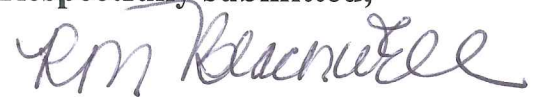
**ORDERS, ORDINANCES AND RESOLUTIONS**

Ordered That,

The City of Taunton accepts the four-year phase-in toward inclusion of retired teacher health insurance costs in determining net school spending compliance commencing in fiscal year 2016, as specified in Section 260 of Chapter 165 of the Acts of 2014, for the Taunton school district.

**NEW BUSINESS**

**Respectfully submitted,**

A handwritten signature in cursive script, appearing to read "RM Blackwell".

**Rose Marie Blackwell  
City Clerk**

# City of Taunton Office of the Mayor

*Thomas C. Hoye, Jr.*  
Mayor

*Alyssa Gracia*  
Chief of Staff

*Gill E. Enos*  
Budget Director



141 Oak Street  
Temporary City Hall  
Taunton, MA 02780  
Tel. (508) 821-1000  
Fax. (508) 821-1005

March 5, 2015

Mayor Thomas C. Hoye, Jr.  
And Municipal Council Members  
141 Oak Street  
Taunton, Ma 02780

Dear Mayor Hoye and Municipal Council Members,

I am requesting your support and adoption of Section 260 of the FY15 State Budget which allows local governing bodies by majority vote to begin a four-year phase-in toward including health insurance costs for retired teacher employees when actual net school spending is calculated.

A motion "That the City of Taunton accepts the four-year phase-in toward inclusion of retired teacher health insurance costs in determining net school spending compliance commencing in fiscal year 2016, as specified in Section 260 of Chapter 165 of the Acts of 2014, for the Taunton school district."

Therefore, I am asking for an affirmative vote tonight and I thank you for your assistance with this most important issue.

Regards

Gill E Enos  
Budget Director

Attachment

**Guidance Concerning Retiree Health Insurance and Section 260 of the FY'15 State Budget**

Currently there are 127 school districts that are not allowed to count their retired teachers health insurance toward meeting their Chapter 70 net school spending requirements, because that expense was not included in their requirements in FY'94, the first year of implementation of the Education Reform Act of 1993.

Section 260 of the FY'15 state budget authorizes local governing bodies to determine by majority vote to begin a four-year phase-in toward including this cost when actual net school spending is calculated. The phase-in would begin in FY16. The section gives the commissioner of education discretion to delay or limit the implementation in certain underperforming districts. The full text of Section 260 follows at the end of this guidance.

In addition, Section 260 allows the Commissioner to waive Net School Spending penalties that resulted from not being allowed to count retiree health insurance costs toward the requirement.

All districts are already required to report the amount spent on retiree health insurance on the End of Year Financial Report, but the compliance calculation does not allow it to count for the 127 districts. Section d of Section 260 stipulates how appropriating authorities can go about approving the phase-in.

*d) Notwithstanding any general or special law to the contrary, for the period beginning July 1, 2014 and ending June 1, 2015, this section may be accepted in a city having a Plan D or Plan E charter by majority vote of its city council and approval by the manager; in any other city, by a vote of its city council and approval by the mayor; in a town having a town council form of government, by vote of the town council, subject to charter of such town; in a town, by a vote of the board of selectmen; and in a regional school district, by a vote of the regional district school committee. The vote shall be by approval of all members of the district. Approval of each member shall be given in a city having a Plan D or Plan E charter by majority vote of its city council and approval by the manager; in any other city, by a vote of its city council and approval by the mayor; in a town having a town council form of government, by vote of the town council, subject to the charter of such town; in a town, by a vote of the board of selectmen.*

Suggested warrant language would be "To accept the four year phase-in toward inclusion of retired teacher health insurance costs in determining net school spending compliance commencing in fiscal year 2016, as specified in Section 260 of Chapter 165 of the Acts of 2014, for the \_\_\_\_\_ school district."

Results of these votes should be reported to this department by city managers, mayors, town councils, boards of selectmen and regional school superintendents. Note that in regional school districts the acceptance requires a vote of the school committee as well as the governing body in each member city and town. A letter showing the result of the vote whether positive or negative should be sent to:

Roger Hatch, Administrator  
Office of School Finance  
Massachusetts Department of Elementary and Secondary Education  
75 Pleasant Street  
Malden, MA 02148

Votes must occur before June 1, 2015, and once the vote is taken, it is irrevocable.

Questions about votes or the voting process should be directed to Roger Hatch at 781-338-6527 or [rhatch@doe.mass.edu](mailto:rhatch@doe.mass.edu). Net School Spending penalty waivers will be dealt with on a case-by-case basis.

Questions regarding Net School Spending penalty waivers should be directed to Jay Sullivan at 781-338-6594 or [jsullivan@doe.mass.edu](mailto:jsullivan@doe.mass.edu).

SECTION 260. (a) Notwithstanding any general or special law to the contrary, the commissioner of elementary and secondary education shall begin a 4-year phase-in of equal increments to include health care costs for retired teachers as part of net school spending for any district which accepts this section by a vote taken pursuant to section 4 and in which such costs were not considered part of net school spending in fiscal year 1994. For fiscal year 2016, 1/4 of the cost shall be included in calculating fulfillment of net school spending requirements; provided, however, that in districts currently in level IV or level V status under the commonwealth's accountability and assistance system, the commissioner may delay or limit the inclusion of the costs in calculating net school spending until their such district's status is lowered to level III or below, at which time the commissioner shall begin or resume a 4-year phase in of the remaining costs; provided further, that during the 4-year phase in period authorized under this section, the commissioner may waive penalties associated with deficiencies in net school spending requirements up to an amount that can be attributed to noninclusion of health care costs for retired teachers if the commissioner approves a schedule submitted by the district to meet the requirements not later than at the end of the 4-year phase in period; and provided further, that the commissioner shall consider deficiencies in net school spending requirements in fiscal year 2015, if any, when approving such schedule.

(b) The commissioner of elementary and secondary education may waive penalties associated with deficiencies in net school spending requirements up to an amount that can be attributed to non-inclusion of health care costs for retired teachers in fiscal years 2013 and 2014.

(c) The commissioner of elementary and secondary education may waive penalties associated with deficiencies in net school spending requirements up to an amount that can be attributed to non-inclusion of health care costs for retired teachers in fiscal year 2015 if the district submits a schedule under this section and the commissioner approves the schedule.

(d) Notwithstanding any general or special law to the contrary, for the period beginning July 1, 2014 and ending June 1, 2015, this section may be accepted in a city having a Plan D or Plan E charter by majority vote of its city council and approval by the manager; in any other city, by a vote of its city council and approval by the mayor; in a town having a town council form of government, by vote of the town council, subject to charter of such town; in a town, by a vote of the board of selectmen; and in a regional school district, by a vote of the regional district school committee. The vote shall be by

approval of all members of the district. Approval of each member shall be given in a city having a Plan D or Plan E charter by majority vote of its city council and approval by the manager; in any other city, by a vote of its city council and approval by the mayor; in a town having a town council form of government, by vote of the town council, subject to the charter of such town; in a town, by a vote of the board of selectmen.

(e) Any school district which accepts this section shall annually certify to the commissioner the treatment of retired teacher health insurance costs to ensure accurate counting of such costs toward required net school spending.



CITY OF TAUNTON  
MASSACHUSETTS

-----  
PARKS, CEMETERIES & PUBLIC GROUNDS

Marilyn A. Greene  
Commissioner

170 Harris Street  
Taunton, MA 02780  
(508) 821-1415  
FAX (508) 821-1065  
E-mail:  
mgreene@taunton-ma.gov

March 5, 2015

Mayor Thomas C. Hoye Jr. and  
Members of the Municipal Council  
Temporary City Hall  
141 Oak Street  
Taunton, MA 02780

Dear Mayor Hoye and Council Members:

I respectfully request a transfer from Other Expense to Capital Outlay to replace a fifteen year old zero turn mower that is used specifically for downtown (Taunton Green, Church Green, Calvey Memorial). This type of a mower is suitable for mowing around trees, landscape areas and gives the operator more control of the machine. The approximate cost of this mower is approximately \$10,000.00 and will require a transfer from Other Expense to Capital Outlay.

I have reviewed this transfer with the Budget Director.

**Other Expense**

Tree/Cemetery (1-630-5200-5298)      \$7,500.00

TO

**Capital Outlay** (1-630-5200-5870)      \$7,500.00

If you require further information, feel free to contact me.

Sincerely,

Marilyn A. Greene, Commissioner



6.

**COUNCIL ORDER TRANSFER REQUEST**

DATE: 3.5.15

DEPARTMENT REQUESTING: PCP9

AMOUNT REQUESTING: \$ 7,500

REASON FOR REQUEST: Transfer to Capital Outlay for Lawn Equip.

Please list below the account number/name for the requested transfer.  
If requesting monies from AVAILABLE FUNDS check here: \_\_\_\_\_

TRANSFER FROM: 1 630-5200-5298

NAME: Tree Cemetery

BEGINNING BALANCE: \$ 104,000

AMOUNT: \$ 7,500

BALANCE REMAINING: \$ 96,500

TRANSFER TO: 1 630-5200-5870

NAME: Capital Outlay

BEGINNING BALANCE: \$ 61,625

AMOUNT: \$ 7,500

NEW BALANCE: \$ 69,125

TRANSFER FROM: \_\_\_\_\_

NAME: \_\_\_\_\_

BEGINNING BALANCE: \$ \_\_\_\_\_

AMOUNT: \$ \_\_\_\_\_

BALANCE REMAINING: \$ \_\_\_\_\_

TRANSFER TO: \_\_\_\_\_

NAME: \_\_\_\_\_

BEGINNING BALANCE: \$ \_\_\_\_\_

AMOUNT: \$ \_\_\_\_\_

NEW BALANCE: \$ \_\_\_\_\_

DEPARTMENT HEAD SIGNATURE: \_\_\_\_\_

TITLE: \_\_\_\_\_

**TO BE COMPLETED BY CLERK OF COUNCIL COMMITTEE:**

DATE REFERRED TO COMMITTEE ON FINANCE & SALARIES: \_\_\_\_\_

THE ABOVE REQUEST IS HEREBY:  APPROVED  DENIED

AVAILABLE FUNDS TO BE USED (IF REQUESTED): \_\_\_\_\_

IF DENIED, REASON FOR DENIAL: \_\_\_\_\_

COUNCIL ORDER NUMBER ASSIGNED: \_\_\_\_\_

**FOR COUNCIL ORDER TRANSFERS PLEASE FILL OUT THIS FORM WITH A FORMAL COVER LETTER REQUESTING THE TRANSFER AND SEND A COPY OF BOTH THE LETTER AND THIS FORM TO THE FOLLOWING:**

- City Clerk - Original
- Mayor's Office
- Clerk of Council Committee
- City Auditor

7



**CITY of TAUNTON**  
**DEPARTMENT OF PUBLIC WORKS**  
**ENGINEERING DIVISION**



*90 Ingell Street*  
*Taunton, Massachusetts 02780-3430*

*Phone: 508-821-1027, Fax: 508-821-1336, mslusarz@taunton-ma.gov*

*Mark B. Slusarz, P.E.*  
*City Engineer*

March 6, 2015

Mayor Hoye, and the  
Taunton Municipal Council  
141 Oak Street  
Taunton, MA 02780

Re: Earth Removal Permit, Pit No. 83  
William M. McCaffrey

Dear Mayor Hoye, and Councilors;

The Earth Removal Board received an application for an extension of the current earth removal permit from Mr. McCaffrey on January 19, 2015. The purpose for extension is to complete the construction of cranberry bogs on the parcel of land off Caswell Street, shown on the Assessors Map 121, Lot 2 and Map 120, Lot 167.

The application was forwarded to the Safety Officer and the Planning Board for their comments. A copy of the safety officer's response is attached, and the Planning Board voted to send a positive recommendation to the council at their March 5, 2015 meeting.

Because of the snowpack, the Earth Removal Board was not able to visit and properly inspect the site. However, Michele Restino and I have visited the site in the past and found Mr. McCaffrey's operations to be in complete compliance with the permit. The members of the Board feel that the permit should be extended for another three years under the existing imposed conditions (see attached). The one additional condition I would ask for, as suggested by the Council, is that the applicant notify the Earth Removal Board at least 24-hours in advance of any earth removal operations.

The Municipal Council needs to determine if the renewal is considered a major modification to the existing permit (requiring a new public hearing), or a minor modification, where the Earth Removal Board will determine the new conditions.

Sincerely,  
City of Taunton

Mark B. Slusarz, P.E.  
City Engineer

CC: Earth Removal Board  
Attachments.

8.

APPLICATION FOR PERMIT TO REMOVE SOD, LOAM, SOIL,  
CLAY, SAND GRAVEL OR STONE IN THE CITY OF TAUNTON

Taunton, MA, Jan. 19, 2015

TO THE MUNICIPAL COUNCIL:

pinkymccaffrey@gmail.com

The undersigned hereby requests permission to remove sod, loam, soil, sand, clay, gravel, or stone in the City of Taunton, as required by ordinance.

OWNERS/PROPERTY INFORMATION

LANDOWNER'S NAME(S): William M. McCaffrey

ADDRESS/ASSESSORS INFORMATION 692 CASWELL ST. E. TAUNTON, MA 02718

LAND BOUNDARIES (MAY BE INCLUDED IN DIAGRAM): PLEASE REFER TO PLANS

NEAREST PUBLIC OR PRIVATE WAY(S): COSWELL STREET EAST TAUNTON

IS SUCH REMOVAL PART OF THE NORMAL BUSINESS OPERATION OF THE APPLICANT? NO

IS THIS REMOVAL TO BE FROM AN EXISTING EXCAVATION? YES

DESCRIPTION OF WORK

TYPE OF MATERIAL TO BE REMOVED: SAND, CLAY, AND FILL

REASON FOR REMOVAL (USE OF MATERIAL): CONSTRUCT CRANBERRY CULTIVATION

ESTIMATED DURATION OF REMOVAL OPERATION: FOUR YEARS

AREA TO BE EXCAVATED (ACRES): 3.6 ACRES

DEPTH TO BE EXCAVATED (BELOW PRESENT GRADE): 4 TO 20 FEET

ESTIMATED QUANTITY OF EXCAVATION (CY): 88,333 cu. yds.

APPROX. SLOPE AFTER COMPLETION OF OPERATION: LEVEL TO SLOPED DIKE ROAD

DISTANCE, EDGE OF EXCAVATION TO NEIGHBORING PROPERTIES OR WAYS: EXCAVATION IS ON AGREED PROPERTY LINE WITH ABUTTER

WILL THERE BE ANY TEMPORARY STOCKPILING OF MATERIALS ON SITE? DESCRIBE: NO

WHAT EQUIPMENT IS PROPOSED FOR THE EXCAVATION AND HAULING OPERATION? \_\_\_\_\_

EXCAVATOR + BACK DOZER

IS ANY EQUIPMENT TO BE STORED ON SITE? YES EXCAVATOR + DOZER

ANTICIPATED TRUCK TRAFFIC: SMALL

WHAT IS/ARE THE PROPOSED TRUCKING ROUTE(S)? CASWELL STREET EAST TO SOUTH PRECINCT STREET NORTH + SOUTH, CASWELL STREET WEST TO LIBERTY ST. AND MIDDLEBORO AVE, TRUCK TRAFFIC AVOID MARTIN SCHOOL.

**ENVIRONMENTAL CONCERNS**

IS THERE ANY WETLANDS ON, OR NEAR THE EXCAVATION SITE: NOT ON, BUT NEAR

IF YES, HOW WILL WETLANDS BE PROTECTED: DIKE RD EXSISTING

HOW WILL LAND BE DRAINED DURING EXCAVATION OPERATIONS THROUGH  
EXSISTING BOG

HOW WILL THE CITY'S INFRASTRUCTURE BE PROTECTED FROM SILTATION/RUNOFF? \_\_\_\_\_

SILT FENCE + BALES HAY EXSISTING + EXSISTING DIKE Rd

**PROPOSED FINISHED SITE**

WHAT IS THE PROPOSED CONDITION OF THE SITE AFTER OPERATIONS? HOW WILL EXCAVATED AREAS BE STABILIZED FROM EROSION? GRASS + CRAN BERRY BOG.

IF THE MATERIAL IS TO BE USED FOR BORROW, HOW WILL THE SITE BE FINISHED FOR REUSE?

N.A.

**ABBUTTER INFORMATION**

LIST BELOW (OR INDICATE ON DIAGRAM) NAMES AND ADDRESSES OF ALL ADJOINING PROPERTY OWNERS (Use back of sheet if necessary)

WILLIAM + NANCY COUTO  
Morse Brothers Inc.

11 KINGMAN ST. P.O. BOX 17, E. TAUNTON, MA  
50 Oliver St. #102 N. Easton, MA 02356

APPROVED: \_\_\_\_\_

APPLICANT'S SIGNATURE: William M. McCaffrey

NOT APPROVED: \_\_\_\_\_

DATE: \_\_\_\_\_, 20 \_\_\_\_\_

FIRM NAME (If any) \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

16.

**Mark Slusarz**

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**From:** Chris Williams <cwilliams@tauntonpd.com>  
**Sent:** Tuesday, March 03, 2015 9:40 AM  
**To:** Mark Slusarz  
**Subject:** Re: Earth Removal Permit (McCaffrey)

Mark, I have no concerns. As stated in application truck route will avoid Martin School.  
Thanks, Chris

Sent from my iPhone

On Mar 3, 2015, at 9:29 AM, "Mark Slusarz" <[msslusarz@taunton-ma.gov](mailto:msslusarz@taunton-ma.gov)> wrote:

Chris,

Mr. McCaffrey of 692 Williams Street is looking to renew his Earth Removal Permit. I've spoken with members of the board and we all feel that there are no issues related to his past operations, and that we favor renewing the permit with the same conditions. I've attached a copy of his application, current permit and plan for your use. Please let me know if you have any concerns with this renewal. Thanks.

*Mark Slusarz*

- <2015\_Application.pdf>
- <2008 Permit.pdf>
- <Pit 83 Plan.pdf>

PIT 03 //

**DECISION OF THE CITY OF TAUNTON MUNICIPAL COUNCIL  
ON THE PETITION FOR AN EARTH REMOVAL PERMIT  
APRIL 22, 2008**

**PETITIONER  
William M. McCaffrey  
692 Caswell Street  
East Taunton, MA 02718**

Earth Removal Permit for the removal of sand & sand and gravel mix associated with the construction of a Cranberry Bog in association with an existing Cranberry Farming operation.

**SECTION 1 – FINDINGS**

On or about February 22, 2008, the Petitioner filed with the City of Taunton Municipal Council a petition for an Earth Removal Permit. As required by law, copies of the petition and plans submitted therewith were submitted to the applicable City boards and departments.

The Earth Removal Board met to discuss the renewal application on February 28, 2008 to continue an earth removal operation on Mr. McCaffrey’s farm at 692 Caswell Street. This removal is for the construction of a cranberry bog.

On April 22, 2008, the Municipal Council held a public hearing after proper notice as required by Massachusetts General Laws, Chapter 40, Section 17 and the City’s revised local ordinances, specifically Section 14-35 through 14-37.

Mr. McCaffrey, 692 Caswell St. was invited into the enclosure. So Voted. Mr. McCaffrey stated he has had this earth removal since 1999 for farming. No one speaking in favor or in opposition. Motion was made to close the hearing and grant the petition with the conditions of the Earth Removal Board. So Voted.

**SECTIONS II – DECISION**

Accordingly, in accordance with the Massachusetts General Laws Chapter 40, Section 17 and the applicable revised ordinances of the City of Taunton, specifically Section 14-35 through 14-37, the Municipal Council, having voted in favor of the motions to grant the petition subject to conditions (SEE SECTION III BELOW), hereby grants the Earth Removal Permit subject to the conditions and requirements set forth in Section III below.

**SECTION III – CONDITIONS**

1. That a three (3) year limit is allowed for the removal of materials and reclamation. If incomplete, an application for a new earth removal permit must be filed at least 6 months prior to expiration of this permit. An “As-built” plan must be filed with the new application to allow for proper inspection of the site and again upon completion of the work, prior to release of the bond;

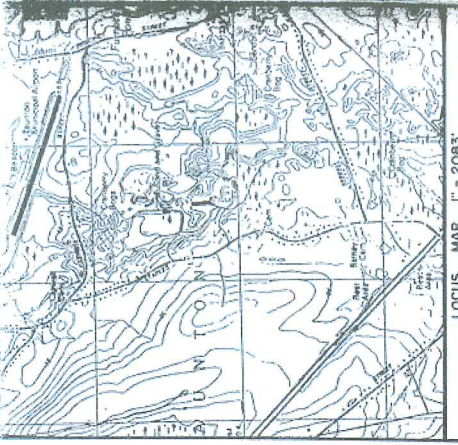
- 12.
2. That no disturbance of existing topography is allowed within 100 feet of the bordering vegetated wetlands, or within 200 feet of a river or perennial stream unless permitted in the Order of Conditions of the Taunton Conservation Commission or a superseding order by DEP;
  3. That permission is granted to members of the Earth Removal Board to enter the site for observation purposes;
  4. That permission is granted to City crews and/or to the City's contractor to enter the property through its driveway for the purpose of eliminating any nuisance caused by the grantee's violation of these conditions;
  5. That dust control measures be employed at all times;
  6. That the permit be subject of stop work orders, calling of the bond, or fines or any combination of the three for any violation of the above conditions. Any violation of the TCC or superseding order of Conditions shall also constitute a violation of the conditions of this permit.
  7. That any stump disposal on-site be by methods approved by the Board of Health.
  8. That the hours of operation are limited to Monday – Friday-7:00 AM-4:00 PM. Removals for individual residential or public service use may occur on Saturdays- from 7:00 AM-4:00 PM.
  9. That a bond or other acceptable surety in the amount of \$5,000.00 be posted with the City Treasurer. This bond shall remain in effect for one year after completion of final As-Built plans;
  10. That the slopes beyond the bogs be finished with 6 inches of plantable soil and seeded, slopes to be no steeper than 3 feet horizontal to 1 foot vertical;
  11. That there be no excavation below designed finished grade except as necessary to construct the bogs;
  12. That no material of any kind shall be brought onto the site, except prepared landscaping, erosion control and bog construction materials; and
  13. That traffic routes be in compliance with the requirements and under the jurisdiction of the Taunton Police Department.

Respectfully,

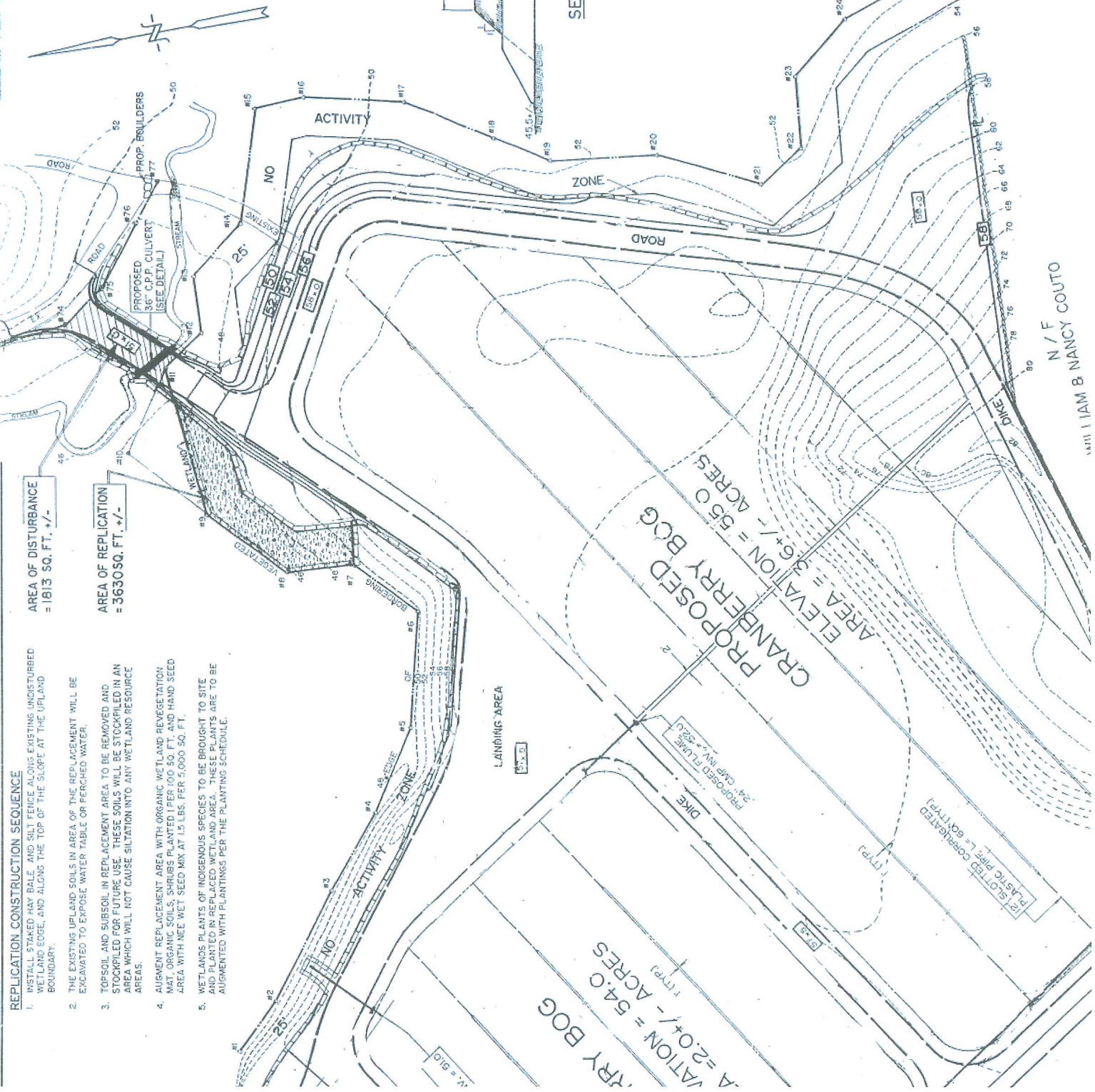
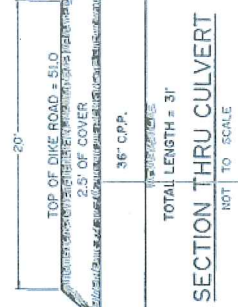


Rose Marie Blackwell  
City Clerk

Cc: Earth Removal Board



LOCUS MAP 1" = 2083'



N / F  
with I I AM B NANCY COUTO

**REPLICATION CONSTRUCTION SEQUENCE**

1. INSTALL STAKED HAY BALE AND SILT FENCE ALONG EXISTING UNDISTURBED RETIRED EDGE, AND ALONG THE TOP OF THE SLOPE AT THE UPLAND BOUNDARY.
2. THE EXISTING UPLAND SOILS IN AREA OF THE REPLACEMENT WILL BE EXCAVATED TO EXPOSE WATER TABLE OR PERCHED WATER.
3. TOPSOIL AND SUBSOIL IN REPLACEMENT AREA TO BE REMOVED AND STOCKPILED FOR FUTURE USE. THESE SOILS WILL BE STOCKPILED IN AN AREA WHICH WILL NOT CAUSE SILTATION INTO ANY WETLAND RESOURCE AREAS.
4. AUGMENT REPLACEMENT AREA WITH ORGANIC WETLAND REVEGETATION MAT, ORGANIC SOILS, SHRUBS PLANTED PER 100 SQ. FT. AND HAND SEED AREA WITH WEE WET SEED MIX AT 15 LBS. PER 5,000 SQ. FT.
5. WETLANDS PLANTS OF INDIGENOUS SPECIES TO BE BROUGHT TO SITE AND PLANTED IN PLANTED WETLAND AREA. THESE PLANTS ARE TO BE AUGMENTED WITH PLANTINGS PER THE PLANTING SCHEDULE.

AREA OF DISTURBANCE  
= 1813 SQ. FT. +/-

AREA OF REPLACEMENT  
= 3630 SQ. FT. +/-

PROPOSED VATION = 54.0  
ACRES (2.0 +/-)

PROPOSED CRANBERRY BOG  
AREA = 55.0 ACRES  
ELEVATION = 36 +/-





# TAUNTON PLANNING BOARD

City Hall  
15 Summer Street  
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

March 6, 2015

Honorable Mayor Thomas Hoye and  
Members of the Municipal Council  
City Hall, 15 Summer Street  
Taunton, MA 02780

c/o Rose Marie Blackwell, City Clerk

**RE: EARTH REMOVAL PERMIT – MCCAFFREY**

Dear Mayor Hoye and Members of the Municipal Council:

Please be advised that at the regularly scheduled meeting held on March 5, 2015 the Taunton Planning Board voted to send a POSITIVE recommendation for the extension of the Earth Removal Permit for William McCaffrey for property on Assessor' Map 121, Lot 2 and Map 120, Lot 167 on Caswell Street, Pit #83 with the following condition:

1. Notify the Earth Removal Board at least 24 hours in advance of any earth removal operations.

Very truly yours,

Robert P. Campbell, Chairman  
TAUNTON PLANNING BOARD

RPC/djp



# CITY OF TAUNTON

## OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT

KEVIN SHEA  
EXECUTIVE DIRECTOR

45 SCHOOL STREET TAUNTON, MA 02780  
Tel: 508-821-1030 Fax: 508-821-1091

MICHEAL FERREIRA  
ASSISTANT EXECUTIVE DIRECTOR

March 3, 2015

Taunton City Council  
15 Summer Street  
Taunton, MA 02780

Re: **SEPTIC BETTERMENT PROGRAM**

Dear Honorable Mayor Hoye and Members of the Municipal Council

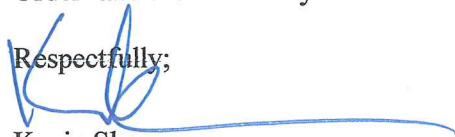
The Mayor's Office of Economic and Community Development (OECD) in collaboration with the Board of Health is requesting permission to enter into a seventh loan commitment of **\$250,000** with the Massachusetts Waste Water Pollution Abatement Trust (the 'Trust'), pursuant to Chapter 15 of the Acts of 1996 and M.G.L.c. 29c. These funds will be used to re-capitalize the City of Taunton's Septic Betterment Program. This program is administered through our office in conjunction with the Board of Health.

OECD has successfully loaned over \$800,000 for the repair and replacement of more than sixty faulty, defective, and non-conforming on site septic treatment systems. All of these systems were determined not to meet the current Title-V requirements, and many have been determined to exist in environmentally sensitive areas. Currently there is a waiting list of potential borrowers that want to bring their properties into compliance with Title-V of the Massachusetts Health Code should these funds be available. Many of the property owners would be unable to do so should these low interest loans not be available.

In order for the OECD to implement the Septic Betterment Program, Council must authorize the issuance of bonds or notes under Chapter 44 and/or Chapter 29C of the Massachusetts General Laws; as collateral for the \$250,000 loan from the trust. I have enclosed a copy of the Council Order and the Authority to File. OECD loans the funds out at 5% interest; while the \$250,000 loan from the trust is at 0% interest. No bond funds have been used to cover the debt service to the Trust for the previous six rounds of funding; and it is not anticipated that any would be needed in the future.

On behalf of the OECD and the Board of Health, I request that Council votes to approve the 'Council Order' and the 'Authority to File' for the Taunton Septic Betterment Program.

Respectfully;

  
Kevin Shea  
Director, OECD

Cc: Treasurer  
Board of Health  
Conservation Commission  
Tax Collector  
Assessor's Office

The following is a summary of the main components of the Septic Betterment Program.

- Maximum Loan Amount: No limitations. Cost is directly associated with bids received.
- Loan Terms: Based on amount of loan. Not to exceed 20 years
- Interest Rate: Fixed at 5%
- Eligible Areas: Eligible City Wide

Application Process: OECD will process applications on a first come, first served basis unless funding requests out number funds available. Then priority will be given to properties located within environmentally sensitive areas as determined by the Conservation Commission and the Department of Environmental Protection.

Administration: OECD will administer the program in collaboration with the City Treasurer, Tax Collector, Board of Health, Conservation Commission, and the Assessor's Office.



17.

**CITY OF TAUNTON**  
**OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT**

KEVIN SHEA  
EXECUTIVE DIRECTOR

45 SCHOOL STREET TAUNTON, MA 02780  
Tel: 508-821-1030 Fax: 508-821-1091

MICHEAL FERREIRA  
ASSISTANT EXECUTIVE DIRECTOR

***AUTHORITY TO FILE***

Whereas, the City of Taunton has developed a program of offering betterments pursuant to M.G.L.c. 111, s.127B1/2 to homeowners to repair, replace, and/or upgrade substandard sewage disposal systems; and

Whereas, the Department of Environmental Protection (DEP) and the Massachusetts Water Pollution Abatement Trust (the Trust), Pursuant to Chapter 15 of the Acts of 1996 and M.G.L. c. 29C and the Community Septic Management Program established there under, are authorized to make State Revolving Fund (SRF) loans to municipalities to fund the local betterment program developed by the Applicant; and

Whereas, the Applicant, based on its review of the Community Septic Management Program Description and Program Requirements, believes it to be in the public interest to file an application for the loan assistance under the Community Septic Management Program.

***NOW THEREFORE BE IT RESOLVED by Mayor Thomas C. Hoye, Jr.***

As follows:

1. That ***Kevin Shea*** (Executive Director of the Office of Economic and Community Development) is hereby authorized on behalf of the applicant to file an application and execute agreements for the above described loan assistance and to furnish such information, data and documents as may be required by the DEP and the Trust; and to otherwise act as the representative of the applicant in connection with such loan application;
2. That the purpose of the loan, if received by the applicant shall be to fund the implementation of the applicants above described betterment program in accordance with the provisions of the Community Septic Management Program description and program requirements, M.G.L. c. 111, s. 127B1/2 and M.G.L. c. 29C

Mayor Thomas C. Hoye, Jr.

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CITY COUNCIL ORDER

Be It So Ordered; that \$250,000 is appropriated for the purpose of financing the repair, replacement and/or upgrade of subsurface disposal systems, or for loans to property owners for such purposes, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Mayor, City Council, and Treasurer, is authorized to borrow \$250,000 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws; that such bonds or notes shall be general obligations of the city unless the Treasurer with the approval of the Mayor, determines that they should be issued as limited obligations and may be secured by the local system for revenues as defined in Section 1 of Chapter 29C; that the Treasurer with the approval of the Mayor , is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and; that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.

19

# CITY OF TAUNTON

MASSACHUSETTS

WAYNE E. WALKDEN,  
MCPPO, CBO  
SUPERINTENDENT OF  
BUILDINGS

DEPARTMENT OF PUBLIC BUILDINGS



TEMPORARY  
GOVERNMENT OFFICES  
141 Oak Street  
TAUNTON, MA 02780-3464  
(508) 821-1015  
FAX (508) 821-1019  
Email: [wwalkden@taunton-ma.gov](mailto:wwalkden@taunton-ma.gov)

*MARCH 6, 2015*  
January 30, 2015

Honorable Mayor Thomas C. Hoye Jr.  
Council President Estele Borges  
And Members of the Municipal Council

Re: **CENTRAL STATION – ENVIRONMENTAL CLEAN UP – STATUS REPORT**

Dear Mayor and Councilors:

At a regular meeting of the Municipal Council held on Tuesday, February 11, 2015 Councilor Cleary motioned that I provide a response on the environmental issue with the Central Fire Station. The following is my response:

Soil excavation in the basement of Central Station was completed in the late fall of 2014. The BETA Group has conducted two rounds of groundwater sampling. As of now, the laboratory data for the soil and groundwater will support a Permanent Solution. MassDEP will be issuing an Administrative Consent Order which will include deadlines for a Phase II Comprehensive Site Assessment. Since we have completed our field work and soil excavation, Kate Carvalho at MassDEP has advised that we can go ahead and file a combined Permanent Solution/Release Abatement Measure Completion/Phase II Comprehensive Site Assessment report at any time prior to that deadline. The Phase II report must be filed to close out the non-compliance issue.

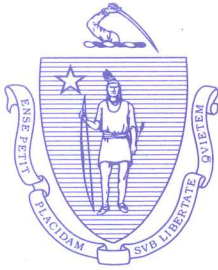
The BETA Group remains on-board to complete filings on eDEP on our behalf. Joe McGloughlin has been authorized to proceed. The Phase II report should be ready for filing in about three weeks. At that time we expect to finally close this issue.

Regards,

*Wayne E. Walkden*

Wayne E. Walkden  
Superintendent of Buildings

20.



The Commonwealth of Massachusetts

MASSACHUSETTS SENATE

SENATOR MARC R. PACHECO

First Plymouth and Bristol District

STATE HOUSE, ROOM 312B  
BOSTON, MA 02133-1053  
TEL. (617) 722-1551

MARC.PACHECO@MASENATE.GOV  
WWW.MASENATE.GOV

CITY OF TAUNTON  
MAR 03 2015  
IN MUNICIPAL COUNCIL

*Refer to the Council  
Packet for next week.  
Refer to the Web-site.*

*Rm Beachwell, City Clerk*

February 26, 2015

Mayor Thomas Hoye & Taunton City Council  
City Hall  
141 Oak Street  
Taunton, MA 02780

Mayor Thomas Hoye and Members of the City Council:

As you may have been aware of already, the Massachusetts State Senate will be hosting a series of events throughout the state known as "Commonwealth Conversations". This series of events is part of an effort to make your government even more accessible and responsive to citizens. State Senators from around the Commonwealth will be listening to what the people of Southeastern Massachusetts have to say, and working hard to make sure they carry your voices and your ideas back to Beacon Hill. The Southeastern/South Coast Massachusetts branch of the Commonwealth Conversations tour will be taking place on **Wednesday, March 11<sup>th</sup>**. I am glad to announce that a portion of this tour will be taking place in Taunton, and I would like to invite you to come and voice your ideas at both a stop in Taunton and at the town hall forum at Bridgewater State University later in the evening.

We will be holding a meeting at the **Bristol Community College facility in Taunton (61 Summer Street, Taunton) from 4:00 PM to 4:45 PM**, and the town hall forum portion will be held in the **Rondileau Campus Center Ballroom at Bridgewater State University (19 Park Avenue, Bridgewater) from 6:30 PM to 8:30 PM**. If you would like to attend either event, please send us, in writing, a copy of your question or idea so that I and my colleagues will be better prepared to provide you an answer. In addition, at the town hall forum, members of the public will be given two-minute increments to speak on a first-come, first-serve basis. If you are coming on behalf of an organization, please be aware that although only one member of an organization will be permitted to speak so as to not allow any one group to monopolize the event, and if there is time left over after all parties have spoken, then they will be allowed to continue.

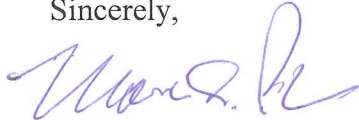
- SENATE COMMITTEES
- Chairman
- GLOBAL WARMING AND CLIMATE CHANGE
- WAYS AND MEANS
- JOINT COMMITTEES
- Senate Chairman
- ENVIRONMENT, NATURAL RESOURCES AND AGRICULTURE
- Senate Vice Chairman
- PUBLIC HEALTH
- HOUSING
- REVENUE
- TRANSPORTATION
- TELECOMMUNICATIONS, UTILITIES AND ENERGY

21.

As we want everyone's voice to be heard, we will gladly accept written testimony as well. If you are unable to attend, and would still like to share your thoughts and ideas, my office is always available to hear your concerns.

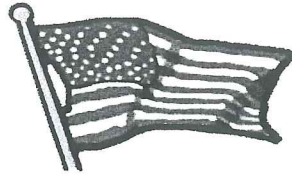
Further information may be found at this website: <https://malegislature.gov/CC/>. Please feel free to contact me with any questions or concerns, and I look forward to hearing from you.

Sincerely,



Marc R. Pacheco  
State Senator





MARCH 10, 2015

HONORABLE THOMAS C. HOYE, JR., MAYOR  
COUNCIL PRESIDENT ESTELE BORGES  
AND MEMBERS OF THE MUNICIPAL COUNCIL

**PLEASE NOTE:** THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR TUESDAY, MARCH 10, 2015 AT 5:30 P.M. AT THE TEMPORARY CITY HALL AT MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA. 02780, IN THE CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS

5:30 P.M.

**THE COMMITTEE ON FINANCE & SALARIES**

1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS
2. MEET TO REVIEW REQUESTS FOR FUNDING
3. MEET TO REVIEW MATTERS IN FILE

**PLEASE NOTE:** A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH THIS COMMITTEE MEETING

**THE COMMITTEE ON POLICE AND LICENSE**

1. MEET WITH THE POLICE CHIEF AND DETECTIVE SMITH ON PETITION OF ECO ATM, INC. 2 GALLERIA MALL DRIVE FOR A SECOND HAND ARTICLE LICENSE TO BUY USED ELECTRONICS.
2. MEET WITH THE POLICE CHIEF, DETECTIVE SMITH AND REPRESENTATIVE OF PLANET AUTO, 78-80 COHANNET STREET TO DISCUSS RENEWAL OF THEIR CLASS II LICENSE
3. MEET TO REVIEW MATTERS IN FILE
4. PUBLIC INPUT

**PLEASE NOTE:** A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH THIS COMMITTEE MEETING

RESPECTFULLY,

COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES

CITY CLERK

TAUNTON, MA

2015 MAR -6 10:10 AM

RECEIVED  
CITY CLERK'S OFFICE