



**MUNICIPAL COUNCIL AGENDA  
CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS  
141 OAK STREET, TAUNTON, MA 02780**

~  
**MAY 13, 2014 – 7:00 PM**

**INVOCATION  
ROLL CALL  
RECORDS**

**HEARING: NONE**

**COMMUNICATIONS FROM THE MAYOR**

**APPOINTMENTS**

**COMMUNICATIONS FROM CITY OFFICERS**

- Pg. 1-2 Com. from Commissioner, Parks, Cemeteries & Public Grounds – Submitting response regarding condition of Mill River Park
- Pg. 3 Com. from Commissioner, Parks, Cemeteries & Public Grounds – Requesting approval of summer positions
- Pg. 4 Com. from Commissioner, Parks, Cemeteries & Public Grounds – Requesting approval of summer pool positions
- Pg. 5-19 Com. from Commissioner, Parks, Cemeteries, and Public Grounds – Submitting the Yearly Operation Plan for the City of Taunton
- Pg. 20 Com. from City Planner – Response on 1 Washington Street

**PETITIONS**

**Billiard Table License**

Petition submitted by Barbeque Integrated, Inc. 8427 South Park Circle, Suite 250, Orlando, FL requesting a **RENEWAL** of their Billiard Table License –dba- Smokey Bones Barbeque and Grill located at 1023 County St., Taunton. **(2 Tables)**

Petition submitted by William Sanft, 15R Shores St., Taunton requesting a **RENEWAL** of his Billiard Table License for Will-O-Bee, Inc. –dba- Willy J's Pub located at 599 Winthrop St., Taunton. **(1 Table)**

RECEIVED  
CITY CLERK'S OFFICE  
2014 MAY -9 11 A 10:49  
TAUNTON, MA  
CITY CLERK

**Second Hand Article License**

Petition submitted by Jacob Weeks, 5 Woodland Circle, Wareham and Janine Raymond, 36 Indian St., Carver requesting a **RENEWAL** of their Second Hand Article License for Kyleigh's Closet located at 64 Main St., Taunton.

**Claim**

Claim submitted by Brian Mattos, 3 North Precinct St., Lakeville seeking reimbursement for damages to his automobile from hitting a pothole on Bay Street near Bridgewater Savings Bank .

**COMMITTEE REPORTS**

**UNFINISHED BUSINESS**

**ORDERS, ORDINANCES AND RESOLUTIONS**

Pg. 21-22 Com. from Treasurer/Collector – Response to request for explanation of what is being done at the High School


**Order for a first reading to be passed to a second reading**

Ordered That,

That \$44,184 is appropriated to pay costs of the High School reconstruction project and that to meet this appropriation, such amount shall be transferred from funds originally borrowed to pay costs of the Harold H. Galligan School roof repair project, as authorized by Chapter 44, Section 20 of the General Laws, because such funds are no longer needed to complete that project.

**NEW BUSINESS**

**Respectfully submitted,**

  
**Jennifer Leger**  
**Assistant City Clerk**



CITY OF TAUNTON  
MASSACHUSETTS

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PARKS, CEMETERIES & PUBLIC GROUNDS

Marilyn A. Greene  
Commissioner

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

May 7, 2014

Mayor Thomas C. Hoye Jr. &  
Members of the Municipal Council  
141 Oak Street  
Taunton, MA 02780

Dear Mayor Hoye & Council Members:

In response to your letter dated May 5, 2014 regarding the request from Councilor McCaul concerning the condition of the Mill River Park. I have met with Michele Restino, Conservation Agent (see attached Letter).

Scheduled maintenance is now on a weekly basis which includes grass cutting, trimming and trash removal. In addition, the spring cleaning of the front entrance perennial beds was completed the week ending April 25<sup>th</sup>. The entire river bank was also cleaned and the knotweed trimmed and will continue to be maintained.

If you have further questions, feel free to contact me.

Respectfully,

Marilyn A. Greene, Commissioner



*City of Taunton, Massachusetts*  
**DEPARTMENT OF  
PLANNING AND CONSERVATION**

*15 Summer Street  
Taunton, Massachusetts 02780*

*Phone 508-821-1051  
Phone 508-821-1095  
Fax 508-821-1665*

*Kevin R Scanlon, Director/ Planner AICP  
Michele Restino, Conservation Agent*

May 7, 2014

Marilyn Greene, Commissioner  
Parks, Cemeteries, and Public Grounds  
170 Harris Street  
Taunton, MA 02780

**RE: Mill River Park**

Dear Marilyn,

Thanks for bringing up concerns voiced by Councilor McCaul regarding the condition of the river. Thank you also for meeting with me yesterday to view the concerns.

As I said when we were at the river, the banks are not eroding but there is deposition along the banks that is normal river function. That is, it is normal for rivers within a floodplain to erode areas of the river where there a great deal of velocity and then deposit the material carried by the river further downstream at a curve in the banks or in a slower velocity area.

We also observed trash along the banks that you said would be cleaned up. In addition, we discussed cutting the remainder of a dead tree trunk and trimming dead branches off of trees lining the walkway for safety. The crew was out there this morning and did a good job of that.

I hope this addresses concerns voiced to you. Let me know if there is anything else I can help with.

Sincerely,

  
Michele Restino  
Conservation Agent





CITY OF TAUNTON  
MASSACHUSETTS

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PARKS, CEMETERIES & PUBLIC GROUNDS

Marilyn A. Greene  
Commissioner

170 Harris Street  
Taunton, MA 02780  
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FAX (508) 821-1065  
E-mail:  
pcpgdir@tmlp.net

May 8, 2014

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

Dear Mayor Hoye and Council Members:

The Taunton Park and Recreation Commission recommends the hiring of the following Summer positions paid out of the General Operating Budget:

1 Summer Director	\$22.00 per hr for 8 weeks
1 Assistant Festival Director	\$18.50 per hr for 8 weeks
1 AM & PM Coordinator	\$13.75 per hr for 8 weeks
8 Seasonal Maintenance	\$9.50 - \$11.50 per hr for 12 weeks

In addition, counselors, based on enrollment, will be hired on a part time basis as follows:

\$ 10.50 - \$11.00 per hr.-	with Valid Certifications
\$ 11.50 - \$12.00 per hr.-	with Certifications and Teaching Experience

These positions will be paid out of user fees generated from the summer festival registration fees under the department's revolving account.

The Taunton Park and Recreation Commission respectfully requests your approval of these summer positions.

Sincerely,

Marilyn A. Greene  
Commissioner



CITY OF TAUNTON  
MASSACHUSETTS

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PARKS, CEMETERIES & PUBLIC GROUNDS

Marilyn A. Greene  
Commissioner

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May 7, 2014

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

Dear Mayor Hoye and Council Members:

The Taunton Park and Recreation Commission is in the process of hiring summer pool positions, which will be filled by last year's experienced staff or certified/qualified applicants.

All lifeguards must be American Red Cross certified in Lifeguard Training, Standard First Aid and CPR.

The Park and Recreation Commission respectfully request your approval of these Summer pool positions.

1 Pool Director	\$20.00 per hr. for 8 weeks
1 Head Guards WSI	\$12.75 per hr. for 8 weeks

Starting June 23, 2014

WSI Lifeguards	\$ 10.75 to \$11.25 per hr. for 8 weeks
13 Lifeguards	\$ 10.00 to \$10.50 per hr. for 8 weeks
4 Bathhouse/Concession/Gate	\$ 9.75 per hr. for 8 weeks

These positions will be paid out of the General Operating Budget.

The Taunton Park and Recreation Commission respectfully requests your approval of these summer positions.

Sincerely,

Marilyn A. Greene  
Commissioner



**CITY OF TAUNTON  
MASSACHUSETTS**

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**PARKS, CEMETERIES & PUBLIC GROUNDS**

**Marilyn A. Greene**  
*Commissioner*

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Taunton, MA 02780  
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mgreene@taunton-ma.gov

May 5, 2014

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

The City of Taunton has received approval from the Right of Way Coordinator that the Yearly Operational Plan (YOP) has been approved for roadside spraying in the summer.

As in the past, this plan allows for the city to submit a Yearly Operational Plan (YOP) for roadside spraying. The city has submitted a YOP for herbicide treatment as stated in Appendix A.

We are also required to submit a Public Notice in the local paper ten (10) days prior to the application date.

If you have further questions or concerns, feel free to contact me.

Sincerely,

Marilyn A. Greene, Commissioner

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THE COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS



Department of Agricultural Resources

251 Causeway Street, Suite 500, Boston, MA 02114  
617-626-1700 fax: 617-626-1850 www.mass.gov/agr



DEVAL L. PATRICK  
Governor

RICHARD K. SULLIVAN JR.  
Secretary

GREGORY C. WATSON  
Commissioner

Ms. Marilyn Greene  
Director, Park & Recreation Department  
City of Taunton  
170 Harris Street  
Taunton, MA 02780

April 18, 2014

Dear Ms. Greene

After reviewing the Yearly Operational Plan (YOP) submitted for the **City of Taunton, 2014**, the Department feels the plan adequately satisfies the requirements put forth by the Department for approval.

The Department must be made aware of any compromises or agreements between the applicant and citizen(s) of the municipality, as soon as it/ they are confirmed so that these compromises and or agreements will become part of the YOP. Those compromises or agreements made known to the Department by written confirmation will cause the YOP to be "modified."

Any violations of the Massachusetts Pesticide Control Act, MGL Chapter 132 B or the regulations promulgated thereunder, 333 CMR, inclusive, may subject the responsible party or parties to further agency action and referral of this matter to the Office of the Attorney General, Commonwealth of Massachusetts, or the local District Attorney's Office for civil or criminal prosecution.

Thank you for your cooperation throughout this process. You may contact me at 617-828-3792 with any concerns dealing with the ROW process.

Sincerely,  
**Michael W.  
McClellan**

Michael W. McClellan  
ROW Coordinator

Digitally signed by Michael W. McClellan  
DN: cn=Michael W. McClellan, o=MDAR,  
ou=Pesticide Division,  
email=michael.mcclellan@state.ma.us, c=US  
Date: 2014.04.18 10:31:05 -04'00'



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## City of Taunton

### 2014 Yearly Operational Plan

Submitted by:  
City of Taunton  
Parks, Cemeteries & Public Grounds Department

Marilyn A. Greene, Commissioner

February 13, 2014

## **Yearly Operational Plan**

A yearly operational plan (YOP) must be submitted to the Department of Agricultural Resources (DAR) every year herbicides are intended for use to maintain public ways (right-of-way). The YOP provides a detailed program for vegetation management including the methods used to identify target vegetation and sensitive areas, planned treatment methods, herbicides and herbicides mixtures and rates for the year.

A five year Vegetation Management Plan (VMP) will be available for review at the Parks, Cemeteries & Public Grounds Office, Board of Health, Conservation Commission and Mayor.

Upon receipt of this YOP, the DAR publishes a notice in the Environmental Monitor. The City must also provide a copy of the proposed YOP and Environmental Monitor notice to the Board of Health, Conservation Commission, and Mayor. The Department allows a 45-day comment period on the proposed YOP beginning with the publication of the notice and receipt of the YOP and Environmental Monitor notice.

Public notification of herbicide application is made at least 21 days prior to the treatment(s) by a separate notice. This Notice is made to the Department of Agricultural Resources, Mayor, Board of Health, the Conservation Commission and the Public Water Supplier.

A Newspaper Notice will also be made at least 48 hours in advance of the treatment(s).

Any comments on this YOP should be made to the person designated herein as the person supervising the YOP or the person performing the treatment.

1. INTRODUCTION

In compliance with Commonwealth of Massachusetts' Rights-of-Way Vegetation Management Regulations (333 CMR 11.00) the City of Taunton's Yearly Operational Plan (YOP) details our vegetation management program for 2014. This YOP is consistent with the terms and procedures set forth in the 2011-2015 Vegetation Management Plan (VMP) for the City of Taunton; with the Massachusetts Pesticide Control Act (Chapter 132B); with all pertinent clauses in Chapter 85 of the Acts of 2000; and with all acts and regulations that apply to public-way (right-of-way) vegetation management.

Vegetation growing along curbing's, within and around paved traffic islands, in cracks in the asphalt, under guiderails along roadways and in areas that cannot be mowed is of a growing concern in Taunton. These areas, along with Poison Ivy and other public nuisance vegetation, can be effectively controlled with the use of herbicide applications.

These treatments will be done under the supervision of a contracted certified applicator in compliance with the public way Integrated Vegetation Management (IVM) program and protocols described in Taunton's VMP.

In order of preference, an Integrated Vegetation Management program on public ways is a combination of cultural, physical, mechanical, and chemical management techniques that control undesirable vegetation in an ecologically sound manner. As with all IVM programs, this program is designed to maximize control of undesirable vegetation while minimizing any potential impact to the environment.

**2. THE INDIVIDUAL THAT WILL PERFORM AND SUPERVISE THE HERBICIDE TREATMENT**

A licensed herbicide applicator under contract with the City of Taunton will perform the herbicide treatment. Applicators will be certified by the Massachusetts Department of Agricultural Resources.

The Individual who will supervise the YOP and perform herbicide treatment in conjunction with qualified contractors:

Frederick J. Caiozzo,  
Rights of Way Consultant  
Parks, Cemeteries & Public Grounds Department  
170 Harris Street  
Taunton, MA 02780  
Phone: 508-821-1415

The City of Taunton and the contractor will be responsible to insure that the vegetation management activities are conducted in a professional, safe and efficient manner. Special attention will be directed towards minimal environmental impact.

The contractor selected will be qualified and licensed to apply herbicides. "Qualified" means those personnel who have been trained to recognize and identify target and non-target vegetation and are knowledgeable in the safe and proper use of both mechanical and chemical vegetation management techniques.

All contract personnel will also follow all label instructions regarding Personal Protective Equipment (PPE). Applicators will at all times exercise good judgment and common sense during herbicide treatment activities and will immediately stop operations if adverse conditions or other circumstances warrant.

The City of Taunton will rely on the independent contractors and the City operator listed in the YOP for vegetation.

**3. LOCATION OF INTENDED HERBICIDE TREATMENT(S)**

For 2014, the primary treatment areas include, but are not limited to cracks in asphalt, along guiderails, along curbing, within and around paved traffic islands, between sidewalks and the adjacent curbing, and wherever public nuisance vegetation, particularly Poison Ivy is causing a public hazard.

Planned treatment areas and known *Sensitive Areas* are included in the map of Taunton included on the map provided.

A Taunton street listing is also included in Appendix A to cover potential treatment locations for public nuisance and vegetation posing a risk to public safety. Especially for Poison Ivy, predicting the location of all target vegetation along public ways in advance of the active growing season is not possible or practical. In an effort to limit the application of herbicides only to areas that require treatment, the town will, therefore, conduct patrols and treat only those areas in which vegetation poses a public nuisance and/or poses a safety risk to pedestrian or vehicular safety and which cannot be practically treated by the other methods listed in the VMP.

**4. IDENTIFICATION OF TARGET VEGETATION**

The target vegetation for this YOP will be poison ivy and vegetation growing between curbing and sidewalks that pose a safety risk to pedestrian or vehicular safety. Vegetation management crews will exercise care to insure that low-growing vegetation and other non-target organisms are not unreasonable affected by the application of herbicides.

***Nuisance Grass and Herbaceous Growth***

In most instances grass is a desirable plant species. Along the shoulders of roads, grass growth is encouraged and maintained through mechanical mowing. However, in some instances, grasses and other herbaceous plants can be identified as targets in areas where they cause a safety risk. These areas include, but are not limited to along curbing, cracks



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in asphalt, along guiderails, within and around paved traffic islands, and between sidewalks and the adjacent curbing.

### ***Public Nuisance Vegetation***

Public nuisance vegetation includes, but is not limited to poisonous and noxious plant species growing along public ways that pose a health hazard. Noxious vegetation poses a risk to safety and health because of heavy thorns, dense foliage and/or impenetrable stems; examples include but are not limited to Multiflora Rose, Common and Glossy Buckthorn, and Blackberries. Although not the only target species of concern, Poison Ivy is the dominant poisonous plant community along public ways that requires control.

### ***Vegetation Posing a Risk to Safety***

Vegetation that hampers visibility or impedes movement along public ways often poses a risk to public safety. M.G.L. Chapter 87, Section 5 authorizes tree wardens to have control of “all public shade trees, shrubs, and growths” along public ways. This includes woody plant species and invasive species. A short list of examples includes all tree species considered “street trees”, all shrubs, vines and more specifically, invasive species, particularly Autumn Olive, Japanese Knotweed, Bittersweet and Multiflora Rose. Please note that only vegetation less than 12 feet tall may be foliar treated.

## **5. DEFINITION, IDENTIFICATION AND TREATMENT OF SENSITIVE AREAS**

The general definition of *sensitive areas* regulated by 333 CMR 11.04 is as follows:

...any areas within Rights-of-Way, including No-Spray and Limited-Spray Areas, in which public health, environmental or agricultural concerns warrant special protection to further minimize risks of unreasonable adverse effects.

Protecting these environmentally sensitive sites is accomplished by defining specific *sensitive areas* and establishing buffer zones and treatment restrictions within their borders according to Table 1 below. These *sensitive areas* consist of no-spray zones in which herbicide use is prohibited, larger, limited spray areas where herbicide use is permitted under certain conditions and areas that require special treatment recommendations.

Treatment in limited spray areas require the use of herbicides from the *Sensitive Area Materials List* available at: [www.mass.gov/agr/pesticides/rightofway/index.htm](http://www.mass.gov/agr/pesticides/rightofway/index.htm), following the application restrictions in 333 CMR 11.04 which includes applying minimum labeled herbicide application rate for the control of target species.

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**TABLE 1: CONTROL STRATEGIES FOR SENSITIVE AREAS**

Table Compiled by Jeffrey M. Taylor, Vegetation Control Service, Inc.

Sensitive Area	Limited Spray and No-Spray Areas (feet)	Control Method	Restriction Code
Public Ground Water Supplies	400'	Mechanical Only	None
Primary Recharge Area	Designated buffer zone or 1/2 mile radius	Mechanical, Recommended Herbicides*	24 months
Public Surface Water Supplies (Class A & Class B)	100' 100'-400'	Mechanical Only Recommended Herbicides	None 24 months
Tributary to Class A Water Source, within 400' upstream of water source	100' 100'-400'	Mechanical Only Recommended Herbicides	None 24 months
Tributary to Class A Water Source, greater than 400' upstream of water source	10' 10'-200'	Mechanical Only Recommended Herbicides	None 24 months
Class B Drinking Water Intake, within 400' upstream of intake	100' 100'-200'	Mechanical Only Recommended Herbicides	None 24 months
Private Drinking Water Supplies	50' 50'-100'	Mechanical Only Recommended Herbicides	None 24 months
Surface Waters	10' 10'-100'	Mechanical Only Recommended Herbicides	None 24 months
Rivers	10' from mean annual high water line 10'-200'	Mechanical Only  Recommended Herbicides	None  12 months
Wetlands	10' 10'-100' [with approved Wetlands Determination per 310 CMR 0.05(3)(a) & 310 CMR 0.03(6)(b)]	Mechanical Only Low-pressure Foliar, CST, Basal, Recommended Herbicides	None 24 months
Inhabited Areas	100' (for high-pressure foliar only)	Recommended Herbicides	12 months
Agricultural Area (Crops, Fruits, Pastures)	100' (for high-pressure foliar only)	Recommended Herbicides	12 months
Certified Vernal Pools	10'	Mechanical Only when water is present	None
Certified Vernal Pool Habitat	10'-outer boundary of habitat	No treatment without approval	
Priority Habitat	No treatment outside the 4 foot paved road exemption without approval of the Natural Heritage Endangered Species Program (NHESP)		

\*Massachusetts recommended herbicides for sensitive sites

### *Identification Methods*

As appropriate, *Sensitive Areas* will be identified and marked in the field by trained and experienced individuals.

Two simple descriptions guide the complex identification of the *sensitive areas* defined in 333 CMR 11.04: *Readily identifiable in the field* and *Not readily identifiable in the field*. Readily identifiable in the field areas will be treated, identified and when appropriate, marked according to all applicable restrictions listed in 333 CMR 11.00. Not readily identifiable in the field areas will likewise be treated and marked when appropriate, but they are identified by the use of data marked on maps and collected in the YOP and notification processes before the time of treatment.

The individual(s) assigned the task of identifying and treating *Sensitive Areas* in the field will use the appropriate sources and methods from the following list:

- Town maps, records and institutional knowledge
- Massachusetts Department of Environmental Protection water supply maps and/or GIS mapping layers available through MassGIS
- Water Department, Department of Agricultural Resources (DAR) and Board of Health maps and lists of identified private wells along the ROW
- Correspondence, meetings and input within the forty-five day YOP and twenty-one day municipal right-of-way notification letter review and comment periods and the 48 hour newspaper notification (under 333 CMR 11.06 & 11.07 and Chapter 85 of the Acts of 2000)
- Prior to treatments, an advance point person will verify, identify and where appropriate mark *Sensitive Areas* and any additional areas that may require special precautions
- USGS topographical maps
- Information from MassGIS
- When necessary, confidential information from NHESP
- The assistance of the Conservation Commission
- A copy of the YOP and VMP.

### **6. PROPOSED HERBICIDE TREATMENT METHODS**

As identified in the City of Taunton's VMP, most of the treatment methods are handled using mechanical or hand tools. The proposed method of treatment for the identified areas included in this plan for 2014 will consist of the following:

#### *Chemical (Herbicide Application) Methods:*

1. **Foliar Treatments:** the selective application of herbicides diluted in water, to the foliage of target vegetation. Two types of equipment for foliar treatments are used: Low volume and high volume. Both treatments use low pressure, below 60



psi at the nozzle, for applications. Foliar applications take place when leaves are fully developed in the spring until early fall.

- a. **Low volume foliar treatments** use a hand pump sprayer or squirt bottles. The herbicide solution is applied to lightly wet the target plant, not to the point of run-off.
  - b. **High volume foliar treatments** use truck or tractor mounted application equipment that delivers the herbicide solution through nozzles attached to a hose or boom-mounted equipment. The herbicide solution is sprayed to thoroughly wet the target vegetation using a water based herbicide mixture from a tank and pump on the application vehicle.
2. **Pre-emergent Treatments:** the use of pre-emergent herbicides using the same equipment described in the “foliar treatments” above. Pre-emergent applications are used where season long vegetation control requires “vegetation-free conditions” such as along curbing, sidewalks, under guiderails and on paved traffic islands. Usually, pre-emergent treatments are used in conjunction with foliar applications.

**7. PROPOSED HERBICIDES, CARRIERS, ADJUVANTS AND RATES**

Only Commonwealth of Massachusetts recommended herbicides listed below for use in *Sensitive Areas*—pursuant to 333 CMR 11.04 (1)(d) will be used throughout the town. Complete information on these products is included in Appendix C, Fact Sheets and Appendix D, Labels.

**Table 2: Tank Mix #1 for Curbing, Cracks, Guiderail, Traffic Island Treatments (General Weed Control)**

Herbicides & Adjuvants	Active Ingredient	Mix Concentration (per 100 gals. water)
Accord Concentrate	Glyphosate	2-5%
Oust Extra	Sulfometuron Methyl and Metsulfuron-Methyl	10 oz.
Induce (surfactant)	n.a.	64 oz.
Loveland's 38F or other drift retardant	n.a.	4-16 oz.

**Table 3: Tank Mix #2 for Poison Ivy**

Herbicides & Adjuvants	Active Ingredient	Mix Concentration (per 100 gals. water)
Accord Concentrate	Glyphosate	2-5%
Escort XP	Metsulfuron-Methyl	1.25 oz.
Induce (surfactant)	n.a.	64 oz.



Loveland's 38F or other drift retardant	n.a.	4-16 oz.
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**Table 4: Tank Mix #3 for Poison Ivy**

Herbicides & Adjuvants	Active Ingredient	Mix Concentration (per 100 gals. water)
Garlon 4*	Triclopyr	4%
Induce (surfactant)	n.a.	64 oz.
Loveland's 38F or other drift retardant	n.a.	4-16 oz.

**8. HANDLING, MIXING AND LOADING HERBICIDE CONCENTRATES**

All herbicides will be handled, mixed and applied strictly by *Label Instructions* and in compliance with all applicable federal and state laws and regulations. All herbicide mixing should be done at the PCPG garage and extreme care shall be exercised during all mixing, handling and loading in order to prevent careless spills or splashes. No herbicide concentrates will be mixed, handled or loaded on a ROW within one hundred (100) feet of a Sensitive Area.

Although it is expected that all the mixed herbicide will be used, any remaining will be stored in accordance with manufacturer’s instructions.

**9. ALTERNATE CONTROL TECHNIQUES**

Vegetation management in Taunton is a primarily mechanical treatment techniques program, as described in the VMP.

**Monitoring:** All public ways will be surveyed prior to any scheduled treatment program. Monitoring will be conducted by foot or by vehicle. Monitoring of areas may also result from public requests.

**Maintenance:** All roads will be cleaned annually by the Department of Public Works (DPW) using a street sweeper. Cracking asphalt and sidewalks and other right-of-way defects will be repaired. Ground cover will be used where appropriate to assist in the prevention of undesirable target vegetation growth.

**Record Keeping:** A log of surveyed areas will be kept for future planning and reference purposes. Areas maintained either through physical repair, mechanical or chemical control will be monitored and recorder by the PCPG Department.

**Control Methods:** The decision to use one or a combination of vegetation control techniques will depend upon the site-specific situation. The management tactics selected will control nuisance vegetation in the most environmentally and efficient manner:

- A. Physical Controls
  - 1. Sealing cracks
  - 2. General right-of-way repairs
  - 3. Use of ground cover where appropriate
  - 4. Cleaning ditches
  - 5. Street sweeping
- B. Mechanical Controls
  - 1. Selective pruning
  - 2. Ground cutting
  - 3. Mowing
- C. Chemical Controls
  - 1. Cut stump treatments
  - 2. Low pressure foliar treatments
  - 3. Basal treatments
  - 4. Turf retardants/broadleaf weed control.

**10. TREATMENT RECORDS**

The certified applicator must complete daily vegetation management reports that include:

- A. Date, name and address of certified applicator(s)
- B. Identification of site or work area
- C. List of crew members
- D. Type of equipment and hours used
- E. Method of application and description of target vegetation
- F. Amount, concentration, product name of herbicide(s), adjuvants, and dilutants (EPA registration numbers must be on file)
- G. Weather conditions
- H. Notation of any unusual conditions or incidents, including public inquiries
- I. Recording and/or verification of sensitive areas on ROW maps

**11. REMEDIAL PLAN TO ADDRESS SPILLS AND RELATED ACCIDENTS**

This section is offered as a general procedural guide for responding to chemical spills or related accidents (related accidents include but are not limited to fire, poisoning and vehicle accidents). The following is, therefore, a guide to the items that *shall be* available to the applicator on site in the event of a chemical spill or emergency.

Although education and attention will constantly be directed at accident and spill prevention, in the event of a spill, immediate action will be taken to contain the spill and protect the spill area (Appendix E: *Herbicide Spill Check List* shall be available on-site to the applicator). Until completely clean, the spill area will be protected by placing barriers, flagging or crew members at strategic locations, as appropriate. If a fire is involved, care will be taken to avoid breathing fumes from any burning chemicals.

Minor spills will be remedied by soaking up the spill with adsorption clay or other adsorptive material and placed in leak proof containers, removed from the site and disposed of properly. Dry herbicides, such as granulars, will be swept up or shoveled up directly into leak proof containers for proper disposal. When applicable, all contaminated soil will be placed in leak proof containers, removed from the site and disposed of properly. When applicable, activated charcoal will be incorporated into the soil at the spill location at a rate of several pounds per thousand square feet to inactivate any herbicide residue. Any minor spill will be reported to the DAR, Pesticide Bureau.

Major spills will be handled in a similar manner as minor spills, except in cases where the spill cannot be contained and/or removed by the crew. In this case the Southeast Department of Environmental Protection Emergency Response Section and the Pesticide Bureau must be contacted.

***Types of Chemical Spills that Require Action***

Chemicals include, but are not limited to the following:

- Herbicides
- Bar and Chain Oil
- Motor and Hydraulic Oil/Fluids
- Diesel Fuel
- Gasoline
- Title 3 Hazmat Materials

***Required Spill Response Equipment***

As a minimum, the treatment crew should have available on the job site:

- YOP with Emergency Contact List
- MSDS
- Product Label
- Product Fact Sheets (when applicable)
- Appropriate absorbent material
- Shovel
- Broom
- Flagging
- Leak Proof Container
- Heavy-duty Plastic Bags

***Personal Contact***

In the event of **Personal Contact** with hazardous chemicals:

- Wash affected area with plenty of soap and water
- Change clothing which has absorbed hazardous chemicals
- If necessary, contact a physician
- If necessary, contact the proper emergency services
- If necessary, follow the procedures for Major or Minor Spills as outlined below
- Avoid breathing the fumes of hazardous chemicals

***Reference Tables (information subject to change as necessary)***



**Table 5: Herbicide Manufacturers**

MANUFACTURER	TELEPHONE NUMBER	SPECIAL INSTRUCTIONS
Dow Agro Sciences	(800) 992-5994	
E.I. du Pont de Nemours and Co.	(800) 441-3637	Medical Emergencies

**Table 6: State Agencies**

STATE AGENCY	TELEPHONE NUMBER	SPECIAL INSTRUCTIONS
DAR, Pesticide Bureau	(617) 626-1700	A.S.A.P. (within 48 hours)
Massachusetts Department of Environmental Protection, Emergency Response Section	Main Office: (888) 304-1133  Southeast Region: (508) 946-2700	For emergencies involving reportable quantities of hazardous materials, call within 2 hours. Required info: City/town, Street address, Site name (if applicable), material, quantity released, environment impacted
Massachusetts Poison Information Centers	800-682-9211	for medical emergencies involving suspected or known pesticide poisoning symptoms

**Table 7: Emergency Services**

EMERGENCY SERVICE	TELEPHONE NUMBER	SPECIAL INSTRUCTIONS
Massachusetts State Police - Middleboro	(508) 993-2016	
City of Taunton Emergency	911	
ChemTrec	(800) 424-9300	
Clean Harbors	(800) OIL-TANK	
Pesticide Hotline	(800) 858-7378	PST: 6:30 am-4:30 pm, web: <a href="http://www.NPIC.orst.edu">www.NPIC.orst.edu</a>

**City of Taunton contact(s) in the case of a spill or accident:**

Police Department  
Call: 508-822-7522

Fire Department  
Call: 508-824-4022

Board of Health  
Call: 508-821-1400



**Proposed YOP Locations for Roadside Spraying**

**Summer, 2014**

**Appendix A**

**Locations of Intended Herbicide Treatments**

Rte. 140	Alfred Lord Blvd. to County Street
Rte. 44	Winthrop Street to Dean Street Railroad Track
Rte. 138	Baker Road to East Britannia Street
Rte. 138	Bay Street to 1182 Bay Street
Middleboro Ave	Hart & Middleboro Ave. to Caswell Street
Arlington Street	Corner of School & Floral Street to Rte. 44
Gordon Owen Riverway	Rte. 44 to Rte 140 County Street
Norton Avenue	Tremont to Taunton Educational Complex
Washington Street	Tremont Street to Bay Street
Weir Street	High Street to Walker Park
East Water Street	Bridge to Weir Riverfront
High Street	Ingell Street to Cohannet Street
Cohannet Street	Downtown to Highland Street
North Walker Street	Rte. 44 to Tremont Street
Oak Street	Washington St. to Highland Street)



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*City of Taunton, Massachusetts*  
**DEPARTMENT OF  
PLANNING AND CONSERVATION**

*15 Summer Street  
Taunton, Massachusetts 02780*

*Kevin R Scanlon, Director/ Planner AICP  
Michele Restino, Conservation Agent*

*Phone 508-821-1051, 508-821-1043  
Phone 508-821-1095 Fax 508-821-1665  
<http://www.taunton-ma.gov>*

May 2, 2014

Honorable Thomas C Hoye, Jr, Mayor  
Municipal Council  
141 Oak Street  
Taunton, Ma 02780

**RE: 1 Washington Street**

Dear Mayor Hoye and Members of the Municipal Council,

This letter is in regards to the motion of the Municipal Council made at the April 14, 2014 meeting on whether the stop sign at the exit to 1 Washington Street onto Frederick Martin Blvd has a stop sign on the approved plans. The plans did show and require a stop sign in the May 13, 2008 Special Permit/ Site Plan Review approval. I have cc'd the Zoning Enforcement Officer on this letter to take appropriate action.

If you have any additional questions, please contact me at 508-821-1051.

Sincerely,

Kevin R Scanlon,  
Director AICP

CC: Zoning Enforcement Officer



CITY OF TAUNTON  
MASSACHUSETTS  
TREASURY DEPARTMENT

21

Barbara A Auger, CMMT  
Treasurer/Collector

15 Summer Street  
Taunton, MA 02780

Telephone (508) 821-1057  
FAX (508) 821-1007

May 8, 2014

Honorable Mayor Hoye and City Councilors  
City of Taunton  
141 Oak Street  
Taunton, MA 02780

RE: Galligan – Excess Bond Proceeds

Dear Mayor Hoye and City Councilors,

I am offering the below explanation in response to Councilor Cleary's question concerning the excess bond proceeds on Galligan Roof and the final bond issue for Taunton High School.

Per an Official Statement, the City is accepting bids on May 15, 2014 to issue a multi-purpose bond to fund the remaining balance spent on the Taunton High School and Parker School project. This project had an authorized budget of \$112,850,000, of which the City spent \$112,323,649. To fund the project the City received reimbursement from MSBA in the amount of \$92,513,021, borrowed \$16,648,101, and has a bond anticipation note outstanding of \$3,688,878. Currently, there remains a spent balance of \$3,162,527 which requires a permanent funding source. I am planning to pay \$203,343 from the current year budget, transfer \$44,184 from Galligan excess funds, and borrow the balance of \$2,915,000. To utilize the excess bond proceeds from the Galligan Roof Repair project, I submitted an order requesting to transfer funds to the Taunton High School and Parker School project of which I am respectfully requesting Council adopt.

I have been working with Domenic Coppola, internal auditor and Peter Frazier, Senior Vice President of First Southwest to bring closure to projects that are complete which have either an unissued balance remaining, or excess bond proceeds. Being a more recent project, I have been able to quickly assemble all the costs associated with the Galligan Roof Repair project and have determined the City borrowed excess proceeds in the amount of \$44,184. Council can expect that I will be submitting future orders that will resolve unissued balances remaining, or excess bond proceeds.

The attached letter from Peter Frazier summarizes the Galligan Roof project costs, pertinent Massachusetts General Law and the process to implement this action.

Please do not hesitate to contact me if you have further questions.

Respectfully submitted,

Barbara A Auger  
Treasurer Collector

CC: Peter Frazier, Senior Vice President FirstSouthwest

Enclosure

22.



54 Canal Street  
Suite 320  
Boston, MA 02114

1-617-619-4409 Direct  
1-617-619-4411 Fax

**Memorandum**

**Peter Frazier**  
Senior Vice President

Peter.frazier@firstsw.com

**Date:** May 7, 2014  
**To:** Barbara Auger, Treasurer  
**Subject:** City of Taunton - Excess Bond Proceeds

On September 26, 2013, the City borrowed \$209,899 for the Galligan School project which represented the local share of an estimated \$756,741 total project cost. The actual total project cost came in lower than expected at \$635,965. As such, the City's actual local share of the project is only \$165,715 leaving the City with \$44,184 unspent, unneeded bond proceeds.

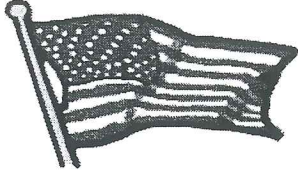
Massachusetts General Laws, Chapter 44, Section 20 allows the City to allocate these unspent bond proceeds to another project:

"The proceeds of any sale of bonds or notes, except premiums and accrued interest, shall be used only for the purposes specified in the authorization of the loan, and may be used for costs of preparing, issuing and marketing such bonds or notes, except as otherwise authorized by this section. If a balance remains after the completion of the project for which the loan was authorized, such balance may at any time be appropriated by a city, town or district for any purposes for which a loan may be incurred for an equal or longer period of time than that for which the original loan, including temporary debt, was issued."

It is suggested that the City Council, by at least a two-thirds vote, appropriate the unspent balance to another capital project that can be borrowed for a term of at least 21 years (i.e., building construction or remodeling projects, most water or sewer projects, land acquisition, etc.).

Please call with any questions.





MAY 13, 2014

HONORABLE THOMAS C. HOYE, JR., MAYOR  
COUNCIL PRESIDENT ANDREW J. MARSHALL  
AND MEMBERS OF THE MUNICIPAL COUNCIL

RECEIVED  
CITY CLERK'S OFFICE  
2014 MAY - 9 | A 9:40  
TAUNTON, MA  
CITY CLERK

**PLEASE NOTE:** *THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR TUESDAY, MAY 13, 2014 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 PUBLIC PROPERTY**

1. MEET WITH THE BUILDING SUPERINTENDENT FOR AN UPDATE ON CITY HALL.
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*

**THE COMMITTEE ON SOLID WASTE**


1. MEET WITH THE DPW COMMISSIONER FOR A STATUS ON THE RECYCLING FACILITY, THE SLUDGE GASIFIER, THE TRANSFER STATION AND THE REQUEST TO INCREASE THE HEIGHT OF THE TAUNTON LANDFILL.
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*

**THE COMMITTEE ON FIRES AND WIRES**

1. MEET TO DISCUSS REQUEST OF FIRE CHIEF FOR A CURRENT CIVIL SERVICE LIST FOR LIEUTENANT
2. MEET TO DISCUSS EXTENDING OFFERS OF CONDITIONAL EMPLOYMENT TO FIREFIGHTER APPLICANTS.
3. MEET TO REVIEW MATTERS IN FILE

RESPECTFULLY,

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

COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES