

January 7, 2008

Meeting called to order at 7:30 p.m.

Present: J. Marot, K. St. George, B. Hoeg, Gregory Kashgagian and Walter Healey

**Marcus Baptist**

Marcus – I am here concerning an earth removal permit. I have to appear before the Board of Selectmen at 8 p.m. Craig Medeiros – This is at the intersection of 105 and the proposed 79. There is a large slope from 105 to 79. We are in the process of leveling it off. We will be taking out approximately 10,000 yards of gravel and it will be approximately 500 truck loads. Currently it is 105 at the top and 85 – 90 at the bottom. We are proposing 79. Marcus – This is the same as what you previously saw but the road has shifted slightly. Within 20 – 25 feet. This is a copy of the plan for the proposed 79. It shows that it goes through my property in this area. Craig Medeiros – this plan has some filled contours. Jim – this is more for CVS than 79. He is looking for our approval so that he can go to the Board of Selectmen. Does anyone have any questions. Chris – the grading does not seem to impact the State property. Brian – what route. Craig – 105 with a tracking pad. Brian – I don't see one on the plan. I need to see one there. Craig – what about stone  $\frac{3}{4}$  to 1  $\frac{1}{2}$ . That would have a top over that. Marcus --

we have an agreement with Gene Bartlett. It is going over to his project. Brian – we need to see the tracking pad on the plan and it should be approximately 75' long and 20' wide with a 6" stone base and a top coating of  $\frac{3}{4}$ " to 1  $\frac{1}{2}$ " stone. Craig – the loam will be staying on the site. Jim – where is it going to be stored. Craig – It will be done over some time. Bob Rego the intent is to take off top soil and to store it. Jim – you are talking a year's time. Rego – while it is being stored it will drain to the site. Chris – you would need to hay bale the site. Jim – You have to make it part of the plan. Marcus – We have a fence there. Chris – Have you gone to the state about the driveway? Marcus – yes. Jim the tracking pad and storm water management have to be taken into consideration. Walter I make a motion that we recommend approval and include the information concerning the tracking pad. Brian – 2<sup>nd</sup> the motion. Jim – all in favor. Vote was unanimous. Jim – Chris would you mind taking this over to the Board of Selectmen's meeting and telling them what we voted on. Walter – I make a motion that we forward a letter to the Board of Selectmen stating that we recommend approval but with the provisions concerning the tracking pad. Brian – 2<sup>nd</sup> the motion. Jim – all in favor. Vote was unanimous. Letter to be sent to the Board of Selectmen.

**Folkman & Zola – Robbins Lane**

Jim – I think before we are ready to release any part of the bond we will need an estimate from your paving company showing the cost for the remaining work. Brian - Did you have anyone present when you were doing the work? Folkman & Zola Representative – we had our engineer there. We thought that would be enough. The work was done by T. L. Edwards. What is wrong with the work? Jim – for a start there was frost in the ground before the work had been done. Rep. – we made a judgment call. We felt we were doing the right thing. Jim – I would ask you to come back to our next meeting. Chris – who was the engineer? Rep. – Prime. We are about 50% done with the binder. We have done some work on the shoulder area. Chris – Are you still going to put the 3" of mix? Rep. – it is a road mix and Binder. I will have my engineer get in contact with you. It is thicker than a leveling course to fill holes and get a binder on top. I believe we have more to go on that. We are either going to add a course or put on 2. Joe Chamberlain – I would think that the drain would have to be changed from the flat top to the interceptor type. A lot of it misses the drain completely and ends up in my pond. It all dumps into my pond. Chris we need to have a cross lip on it. When you put the binder in you can make sure Edwards does that. It needs a different type of grate. I would like a letter from the Conservation Agent for our next meeting of February 4, 2008 stating that Conservation does not have any problem with what is going into the area, Steve Maguire - I am wondering what the builder is responsible for on the road because of adding the 8 houses to the road and is it down to the turnaround. I was looking at the agreement for the new owners association and it refers to a parking area. Do they have the right to put in a parking area down in that area. Do they own that land. Jim – those are questions which you are entitled to ask but at this time the only thing on our agenda is the return of the bond that is being held. It would be best if you request to be put on the agenda at a later date and then come in with your questions.

### **Sherrie Bernier**

I have a lot in the back. I am interested in seeing whether or not the lot would be buildable. There is an access road to the back. Jim – you realize the lot has to have frontage. Sherry -- we would hope that we could give a right of way. We would be hoping for a variance. Jim – we can not help you out. You would have to go to the Zoning Board of Appeals. Have you talked to an engineer. Someone professional should look at it. We don't have the power to do that. You would need to go to the Zoning Board of Appeals. The thing is if you talk to an engineer they should be able to tell you different ways that it could be approached. You have the land area and the frontage. You should be able to do it because it is a hardship of the land. Brian – do you think they would waive the entire frontage and give them an easement. Jim – you could go to the ZBA but you have to have something to show them so that they are aware of what you want .

### **Bob lafrates**

I am here to get some guidance from the Board as to what is expected of me when I am doing inspections. Jim – at the present time we have not been giving a site plan to

the Building Department as they are available from our files but if you would like us to have an extra copy made for you it is not a problem. I believe the biggest problem is space. We do have a signed copy in our files and I am sure that you can ask Pauline for it and she will make it available to you. Bob – if there is anything that I can do to assist the Board please feel free to contact me.

#### **Appeals Board – Harrison Lee**

Jim – this is a plan which has previously been before us and I do not see where anything has changed. From what I can see the plan does not show adequate frontage at the setback line and the upland circle is shown as 150 feet not 160 as required. Greg – I make a motion that we recommend disapproval of the same as the plan does not show adequate frontage at the setback line and the upland circle is 150 not 160 as required. Brian – 2<sup>nd</sup> the motion. Jim – all in favor. Vote was unanimous. Letter to be sent to the Board of Appeals.

#### **Appeals Board – LeFever**

Jim – this is another plan from the Board of Appeals requesting our recommendation. Walter – I make a motion that we recommend approval of the same. Kevin – 2<sup>nd</sup> the motion. Jim – all in favor. Vote was unanimous. Letter to be sent to the Board of Appeals.

#### **Morgan's Place.**

Pauline – I received a written request for a continuation to February 4, 2007.

#### **Bills**

Jim – I have here a bill from the Middleboro Gazette concerning the publication for the Trinity Lane hearing in the amount of \$46.75. Pauline – I have contacted the paper concerning the additional charges concerning Trinity Lane since they did not put a second ad in on December 20, 2007 as requested. They have agreed to run the ad on January 17 and January 24 at no charge. I am also attempting to get them to pay the additional \$174.80 which were incurred because the ad was not run correctly. Walter – I make a motion that we pay the \$46.75. Brian – 2<sup>nd</sup> the motion. Jim – all in favor. Vote was unanimous.

Jim – I have a bill for Secretarial services in the amount of \$254.93. Kevin – I make a motion that we approve the same for payment. Greg – 2<sup>nd</sup> the motion. Jim – all in favor. Vote was unanimous.

#### **Meeting**

Next regular meeting will be February 4, 2008.

Walter – I make a motion that we adjourn. Greg – 2<sup>nd</sup> the motion. Jim – all in favor. Meeting adjourned at 10:30 p.m.