

Earth Removal Committee
Minutes of 11/17/21

In attendance: Chairman Ieronimo, W. Garnett, M. Harrison, &
D. Ward

Absent: J. Nauen

The meeting was called to order at 7:00 p.m. by Chairman Ieronimo

Minutes of previous meeting and possible vote

Mr. Ward motioned to approve to accept the minutes of September 29, 2021 as written, Mr. Garnett seconded and the remaining members were in agreement. Unanimous

Vote 4 to 0

Paul and Kailin Foley Public Hearing Map 96 Lot 10 for an earth removal permit

Chairman Ieronimo announced the hearing and Mr. Scott Fanara of Grady Consulting LLC stated the request of 40,000 cubic yards of earth from the Foley Farm. He stated the reason as water expansion for a pond. A previous permit was issued for blueberry bushes last year. He further stated that they appeared before the Conservation Committee a month or two ago and received their approval. Chairman Ieronimo requested a copy. The previous permit is 70 percent complete and the area for stockpiling where the exit and entrance will remain the same. The elevation reduction was stated as 20 feet. Chairman Ieronimo confirmed that the edges would be loomed and seeded. Mr. Ward inquired about an abrupt drop keeping safety in mind and Mr. Fanara stated it would be mild. Chairman Ieronimo inquired about the same amount of trucks; Mr. Fanara confirmed. Chairman Ieronimo stated the conditions would mimic the previous order of conditions. Chairman Ieronimo asked if any abutters were present and Ms. Joann Fitch confirmed and questioned if a presence of DDT from the 1940's existed as it was used years ago on the bogs. Chairman Ieronimo stated the inquiry to be out of the Earth Removal's jurisdiction. Ms. Fitch stated her concerned about soil being dumped by her well. A representative from Ryco in the audience stated that it would be further away. Ms. Fitch inquired about the time frame and Chairman Ieronimo stated the permit

for one year which would be reviewed but that the project should take less than one year given the request and comparison for the prior permit at the same property. Ms. Fitch stated that dust blew her way last summer and the Ryco representative stated that he was not aware and apologized for the inconvenience. He further stated the project should be completed before the dry season. Ms. Sheehan inquired if this was a public meeting; Chairman Ieronimo responded that he addressed the abutter in the audience and yes to being a public hearing and that he would accept one question. Ms. Sheehan asked about the total amount for the previous permit, if it was going to be moved off site, the fee, why it was necessary to remove the earth and if a farm plan was in place. Chairman Ieronimo responded by stating the removal as 60,000 from the previous permit, that the material will be moved off site, the fee at 10 cents per cubic yard that the need is to expand the water hole for the blueberry farm. Ms. Sheehan, attorney for the Save the Pine Barrens, stated an open meeting law violation. Chairman Ieronimo stated that he followed the agenda and needs to continue the meeting to address other business. Mr. Ward moved that we move to approve the permit based on using the same restrictions; Mr. Garnett seconded the motion and the remaining members were in agreement. Unanimous.

Vote 4 to 0

Marob Trust % Mary McGrath Public Hearing Map 22 Lot 4 for an earth removal permit

Chairman Ieronimo introduced the next agenda item. Mr. Opachinsky representing Marob Trust stated that they have an approved subdivision off Spring street where they have been removing material. He has been discussing how to make her land contour with the subdivision. The desired elevation would be 149 feet of elevation when done; it is presently at 200 and 208 elevation. He stated that he would have to put a large retaining wall and they decided it would best to contour the land and re-landscape with mixed pine and oak trees and seed mix of grass and wildflowers. The earth berm would be 15 feet about with another row of trees and separate with lined natural boulders. The total amount of removal was stated as 207,000 cubic yards of material. Estimated time for completion was stated as two years. Chairman Ieronimo inquired when they plan on closing; June or July of next year was the response. Mr. Ward inquired about the berm on Rickets Pond; the

response was for screening and for noise for the traffic on route 44; the edge of the green is a 100 foot buffer. Clearing where the green is for this project. Mr. Garnett inquired about the placement of reforestation, Mr. Opachinsky responded as 10 foot on center using mixed pine and oak. Chairman Ieronimo inquired about if Conservation was involved; Mr. Opachinsky response was no as it was kept within the 100 foot buffer zone running toward their side. Chairman Ieronimo stated that this is considered a commercial permit for 25 cents per cubic yard. Mr. Garnett motioned to approve the expansion of the project Map 22 Lot 4, seconded by Mr. Ward. Ms. Sheehan interrupted the vote and stated a vote would be made before public comments. Chairman Ieronimo inquired about the vote; unanimous.

VOTE 4 to 0

Chairman Ieronimo inquired to Ms. Sheehan and she stated she wanted to speak during the public hearing. She inquired about the open meeting law and the amount of bond as required per by 924 and 924E of the bylaw. Chairman Ieronimo stated the bond is not required and is at the Committees' discretion. Discussion ensued where Ms. Sheehan continued to cite information from her computer. Chairman Ieronimo stated the information of her request as included in the presented plan. Chairman Ieronimo thanked Ms. Sheehan for her comments.

Discussion on Alex Johnson and Sons permit site location Map 83 Lot 1

Chairman Ieronimo stated a meeting with Ms. Maki. He informed that he met with G. Lopes and the abutters and expressed his concern regarding placing a time limit on the project. Discussion ensued regarding truck traffic and school bus activity. Chairman Ieronimo stated G. Lopes will be invited to the next meeting and a site visit will be scheduled December 4, 2021.

Review of Earth Removal account / updated Transmittal

Chairman Ieronimo inquired about any permit holders that were not submitted to Ms. Whittemore. He stated that Federal is closing soon and Route 44 development as closed. Mr. Ward inquired about the form drafted to officially close. Chairman Ieronimo stated that the first portion of Edgewood Bogs LLC as complete, Federal as closed, the Foley's first permit as closed, Hannula at a standstill, Johnson and SLT as active.

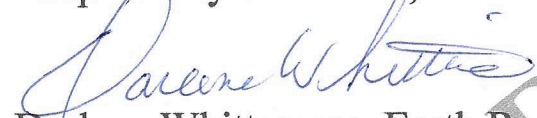
Chairman Ieronimo suggested visiting two sites on the 4th of December as well. Chairman Ieronimo inquired about input for the closing form and Mr. Ward stated that it completes the process. Chairman Ieronimo suggested each Committee member signature on the form and the permit holder. Discussion on the projected number of permits for the spring and Order of Conditions were signed with a correction of recycled from stone dust on line 9 of the Cedar Meadow Cranberry Order of Conditions.

Set next meeting and adjourn

The next meeting is scheduled for January 26, 2022 at 7 pm. Mr. Garnett motioned to adjourn, seconded by Mr. Ward; Unanimous.
VOTE: 4 to 0

The meeting ended at 7:52 pm.

Respectfully submitted,



Darlene Whittemore, Earth Removal Secretary

APPROVED