

## Earth Removal Committee

Minutes of 1/25/2023

Carver Town Hall - Meeting Room 4 - 7:00pm

In attendance: Chair R. Ieronimo, J. Mason, D. Ward, M. Harrison &  
Secretary C. Dwyer

Absent: J. Nauen, W. Garnett

The meeting was called to order at 7:00pm by Chair Ieronimo.

The chair welcomed everyone and let everyone know Katherine Harrelson and Mary Dormer would be recording the meeting.

### **Public Hearing for Johnson Cranberries LTD, Assessor's Map 50 Lot**

#### **10-A**

William Madden, engineer for Johnson gives the green cards and states he filed an application on November 23, 2022 for this permit. In 2015 Johnson presented plan to ERC for 3 locations on the property. 2 of those locations on west and north of the site are completed and the 3<sup>rd</sup> location is what they want a permit for. Madden explained this is a pretty straight forward project on a 226 acre feed of water which is familiar with a cranberry grower needs. In 2015 when permit was issued most of the land was cleared. This is just to wrap up the

element of cranberry operations. Chair asks if entrance and exit is the same and if not where? Madden explained same order of conditions as 2015 (same entrance and exit). Chair asks time frame to be completed? Mr. Madden says 1-2 years with seeding of the slopes. Mr. Van Johnson stands up and states late spring/early summer of 2023 he thinks he will have project done however he didn't have his contactor (RYCO) at the meeting to speak since they are ones actually doing the work. M. Harrison asks Van Johnson to show the audience on the large map where he has to finish seeding. Johnson states he thinks 3 months should be enough time to complete this project. Chair asks Johnson to make sure burm is organic and grass can grow. Wet digging will occur going forward. Audience ask questions about the roads and repairing them, they sent pictures last Friday. Chair states the DPW will fix roads and repairs. D. Ward states that the ERC board has visited this site and he agrees that plans look good and has no further questions. D.Ward motions to use same restrictions and order of conditions as permit from 2015. Mason seconded. Chair thanks both Mr. Madden and Van Johnson

Vote 4-0

**Public hearing for Bette Maki CONTINUED, Assessors Maps 83-6, 84-1**

D. Ward motions to open Bette Maki hearing at 7:52pm. Mason seconded. Attorney John Zajac states his name to a member in audience asking (Meg Sheehan). He continues to state silt sock, silt fence and Conservation was there late December 2022. Conservation said they were in compliance.

Bette Maki's lawyer John Zajac comes forward to explain about their previous permit in 2011, how they were given an extension but felt the covid shut down of 462 days should have applied to their permit. Daniel Nunes, the site superintendent explains he wants to complete the project like originally planned. 445,840 yards had been taken out of the 545,000 yards approved which leaves 99,160 remaining of original footprint. The Chair noticed the clerical error on application with Lot 82-4 needing to be removed. Zajac says he will initial the changes made to the existing application. Nunes says the erosion control is in as well as the monitoring well (SW Cole). Water level has increased about a foot (9 months ago). Nunes states they only dewater when they are in that area. Ward is concerned if we continue this project, the sloping and planting materials will not be finished where the pump is. Nunes states in the last 4-6 months he has been trying to clean it up. Garnett requests that they start finishing up each section. Citizens in audience make a few statements about emails they sent and pumps running nonstop on the property. Board decides the cease and disorder will remain in effect, they can go in and take care of erosion control. The members decide to continue this public hearing to January 25, 2023 at 7:15pm. The Maki application needs Map 82-4 removed, the yardage

and time frame changed. Garnett motions to continue hearing, Mason seconded

Vote 5-0

**Motion to approve Town Counsel to respond to open meeting law complaint dated 11/30/22**

Mason motions to approve town counsel to respond to open meeting law complaint dated on 11/30/22, Garnett seconded

Vote 5-0

**Approval and possible vote of minutes of 11/9/22**

Members read over minutes of 11/9/22. Ward motions to approve and accept the minutes, Garnett seconded.

Vote 4-0-1 (Harrison recused, he was absent)

**Review of site visits**

Chair states that Van Johnson took pump out and is wet digging. Last week they had stopped completely. Concerned neighbors ask Johnson questions about the property, Johnson states that he asked Ryco to take over his project so it could be completed in a more timely manner.

Johnson says that a neighbor went on property and shut pump off.

Ryco agreed with some of the neighbors to meet with them on

Thursday 12/8/22 at 10am.

Chair moves on to SLT (Marob Trust). Chair states property is 85% done and will do some planting in spring and is ahead of schedule.

**Discussion and schedule next site visits**

A.D. Makepeace on Hammond Street, Federal Road Map131 lot 1-2C will be put on schedule for 12/17/22 at 8am, Chair will call foreman to schedule.

### **Discussion of new business**

Chair asks Secretary if she has anything for board. Chair states yearly review is a year from issue date on actual permit.

### **Review of Earth Removal account**

Board asks to add debits/credits/total monies received going forward. Chair is concerned that he does not know what money is in account.

### **Set next meeting and adjourn**

Chair sets the date for 1/25/23 at 7pm in lower level of Town Hall.

Mason motions to adjourn at 8:30pm, Ward seconded.

Vote 5-0

Respectfully submitted,

Carol Dwyer, Earth Removal Secretary

Exhibits used during meeting:

- Minutes of 11/9/22
- Bette Maki application, legal notice and Map
- Van Johnson application, legal notice and Map
- Open law meeting complaint 11/30/22
- Agenda for 11/9/22

- Accounting reports/transmittal forms for the Earth Removal committee accounts