

Bridgewater Planning Bank Minutes
February 18, 2020

FINAL

Board Members Present: Ken Weidman, Paul Wilson, Terry Murphy, P. Wesley Morrill Jr. Gordon Tapply, Amy Cunningham

Public Present: Kent Brown, Jeff Hiltz, Rob Ambrose, Toria Haungs, Brandon Hiltz, Kevin Leonard, Mario Focareto, Daniel Ellis

Ken Weidman, Vice-Chair, called the meeting to order at 7:00 PM in Mike's absence. Ken reviewed the abutters to be sure all were notified. A copy of the ZBA approval was given to all Planning Board members present. Ken then read the approval letter regarding the AOT permit so that all present were aware of its contents. The letter included the conditions of the permit. Ken asked about the reclamation plan and Kent Brown stated it was done as part of the permit application and was part of the material before the Board.

Kevin Leonard of Northpoint Engineering said he had written a letter regarding his concerns and Kent Brown had responded to the concerns presented. Board members present were given a copy of the letter with the replies. Ken then reviewed the various concerns and replies.

Ken verified with Brandon operations were daylight or dawn to dusk.

Ken asked about the driveway permit. Terry said the Town had a new driveway permit that was good for a year. Ken said the approval would be subject to the driveway being completed within that time frame.

Kevin then asked about the earth excavation. Kent said that was being addressed.

Ken thought there was a letter from an abutter expressing concern about the 10 feet and asked the set back be changed to 50 feet. The letter from Potter-Brown was found and reviewed. Paul asked how close the excavation came to their property. Terry asked the abutter be contacted to see if they still want the 50 foot setback and have this as a condition until they can be reached.

A bond will be needed and the amount will be determined by the Board of Selectmen. The Selectmen will meet with the engineer to help determine the amount. Wes objected to the bond requirement as, in the past, a bond has not been required of others.

It was confirmed the plans will be stamped.

It was also suggested that Eversource be contacted regarding work in their easement area.

The berm is a requirement as part of the AOT and it can be relocated if needed Kent said.

The plans show an area of trees being removed. Kevin felt this should be addressed as to what the plan was for the area where the trees are being removed. Ken asked why the trees were being removed and Brandon said he wanted the space for storage. Brandon stated this had been his plan all along; he just had it put in the plans so all would know. Kevin said the tree clearing may affect the public perception and felt the Board needed to be comfortable with the proposed tree cutting. Ken had a concern about what the area where the trees are being removed would be filled with.

Discussion was held regarding the Reclamation Bond. A former quote had been obtained but it needed to be revised and a new amount for the bond determined by The Selectmen.

Ken asked Kevin and Kent to go over the plans before the Board. Kent explained the AOT process they had gone through.

Ken asked for a review of what the conditions were for approval

- 1) Terry said there were several references to a Standard Operating Procedure and he would like to see something in black and white regarding that. Terry said he also would like a fence put at the top.
- 2) There should be a condition the paving is done as required.
- 3) The 10 or 50 foot buffer from the disapproving abutter needs to be confirmed.
- 4) The amount of the reclamation bond needs to be determined.
- 5) Eversource approval needs to be obtained.

Ken asked if there were any other concerns from the abutters present. Jeff Hiltz had no concerns. Rob Ambrose also said he had no concerns. Ken then asked to summarize the conditions subject to approval of the plans.

Toria handed Terry a proposed Standard Operating Procedure
The disapproving abutter will be contacted
The amount of the bond will be determined

Ken then asked for a vote. Kevin asked the tree clearing area be addressed as to the future of that area. Kent said he would work out a plan with Kevin. Gordon made a motion to accept, Wes seconded, and all approved. Kent will complete the Mylar with the conditions so it can be signed.

Paul moved the November minutes be accepted, Wes seconded, all approved.

Next was a preliminary discussion from Rob Ambrose and Daniel Ellis about expanding the Bridgewater Ambrose pit and the possibility of buying land, including the previously approved sub-division area, from Jeff Hiltz. Wes stated he works for Mr. Ambrose and does not feel he needs to recuse himself from the meeting as he can act without a conflict. Mr. Ambrose said the pit expansion may also do away with the Hiltz subdivision plan. Ken said he subdivision was in a residential zone. Daniel said excavations are allowed in all residential and commercial zones and did not feel ZBA approval was needed. Terry said the Town would get a legal interpretation and suggested they go to the ZBA just to be clear. Rob Ambrose said they would have an AOT permit. Rob Ambrose said he probably would put the grandfathered part with the new part so it's all addressed together including a closure plan for the grandfathered part.

Paul then offered a summary that the Town will ask the lawyer to review the excavation in a general residential area and the ongoing operation. Daniel will email Terry his question and Terry will forward it to the Town's attorney. Daniel asked if they could come back before the Board even if they did not have the final AOT approval. Ken asked about access to the Plymouth piece and Rob said they would use the same access now they are using from the Bridgewater side. Terry asked if they would be reclaiming any part as they go along and Rob said they would if it made sense.

Paul made a motion to adjourn, Gordon seconded, meeting adjourned at 9:10 PM.

Respectfully submitted,

Denise Stark