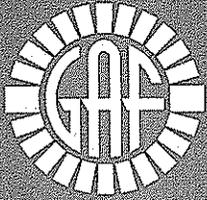


NEW BUSINESS

12-6-10



ENGINEERING
INC.

ENGINEERS
SURVEYORS

November 23, 2010

Town of Middleborough
Board of Selectmen
10 Nickerson Avenue
Middleborough, MA 02346

Re: Request Extension of Earth Removal Permit
Off Rocky Meadow Street
Map 62, Lots 2091, 1336, 2247 & 745
G.A.F. Job No. 06-6929

Dear Members of the Conservation Commission:

On behalf of our clients, Dana & Derek Harju, we respectfully request that the Board of Selectmen issue an Extension Permit for Earth Removal Permit #07-3 for one (1) year for the above referenced property.

The original Earth Removal Permit was issued on December 17, 2007 and recorded at the Plymouth County Registry of Deeds on January 2, 2008 in book no. 35462, page 136, copy attached.

If you have any questions and/or require additional information please contact me. I will not be available to attend a hearing on November 29, 2010

Bos: Please disregard.

Sincerely,
G.A.F. Engineering, Inc.

Glenn D. Amaral, P.L.S.

Cc: Dana & Derek Harju

Encl:

266 MAIN ST.
WAREHAM, MA
02571
TEL 508.295.6600
FAX 508.295.6634

gaf@gaf-eng.com

H:\DOCUMENTS\Sec1\WINWORD\6900\6929-HARJU\ER 2010\Extension LTR.doc

Earth Removal Permit #07-3

Conditions for Earth Removal

DANA & DEREK HARJU
Off Rocky Meadow Street
Middleborough, Massachusetts
Assessors Map 062 and Lots 2091, 1336, 2247 & 745
192,743+ cubic yards

Received & Recorded
 PLYMOUTH COUNTY
 REGISTRY OF DEEDS
 02 JAN 2008 09:34AM
 JOHN R. BUCKLEY, JR.
 REGISTER
 Bk 35462 Pg 136-139

1. This permit is valid for three (3) years and may be renewed for up to one (1) year thereafter at the discretion of the Board of Selectmen after meeting with the applicant.
2. Hours of operation are limited from 7:30 A.M. to 4:30 P.M. Operation is only allowed on Monday through Friday. Motors of earth removal equipment, including trucks hauling material to and from the site, are not to be started or run until 7:30 A.M. Trucks are not to line up before the start time or sit idling. There will be no jake braking.
3. No operation is allowed on Saturday, Sunday or Town Hall observed holidays:

New Year's Day	Labor Day
Martin Luther King Day	Columbus Day
Presidents Day	Veteran's Day
Patriots Day	Thanksgiving Day
Memorial Day	Day after Thanksgiving
July 4 th	Christmas Day
4. All excavated areas not part of the bogs will be topsoiled and planted per the specification on the plan or at the direction of the Board. All top and subsoil shall be stripped from the operation area and stockpiled for use in restoring the area after the removal operation has ceased. A minimum of four inches of topsoil must be put back in place.
5. Excessive erosion is to be controlled as determined by the Board of Selectmen or its agent.
6. An initial review to confirm compliance with permit conditions and restrictions must be performed by the Board's Agent before the commencement of any earth removal activities. The fee for this review is \$ 400.00 , due and payable at the time the permit holder notifies the Board's Agent that all requirements of the permit which must be done prior to commencement of work have been accomplished, and the permit holder is ready for the Agent to perform the initial review.

7. Quarterly reviews must be performed by the Board's Agent every three months following commencement of earth removal work. These reviews will include a field review and plan review to determine on-going compliance with the permit. The fee for each such review is \$ 400.00, due and payable to the Town three months after the commencement of earth removal on the lot and every three months thereafter for the duration of the permittal project.
8. The plans, entitled, "Plan to Accompany Application for Earth Removal Application – Off Rocky Meadow Street – Middleborough, MA", dated November 1, 2007 is incorporated herein by reference and is part of this permit, and must be adhered to strictly. Failure to do so constitutes a violation of this condition of the Permit. A copy of the Plan and Order of Conditions must be kept on the lot at all times when the lot is being worked, pursuant to this permit.
9. A bond, or acceptable alternative surety, in the amount of \$ 50,000.00 will be required to indemnify the Town for damage to private or Town property and for use by the Town for site closure in the event of abandonment of the project.
10. Standard highway signs warning of heavy trucks entering the highway shall be erected as directed by the Board of Selectmen or their Agent and be in place prior to commencement of removal operations.
11. The Selectmen, Conservation Commission, Town Manager or their Agents shall be free to inspect the premises at any time during normal working hours with or without prior notice to the permit holder.
12. The permit holder is advised that no work may commence until he has filed a Notice of Intent under Chapter 131, Section 40, and received an Order of Conditions from the Conservation Commission. A violation of the Order of Conditions issued by the Conservation Commission shall be a violation of this permit.
13. The permit holder shall adhere to all State laws pertaining to covering loads and weight loads.
14. Any spillage on public ways or private property shall be cleaned up by the permit holder or its agent.
15. All access to and from the permitted property will be as follows: Begin by turning right out of the site on Rocky Meadow Street, then travel 0.4 mi. to Purchase Street. Turn left onto Purchase Street. Then travel 1.5 mi. to South Main Street (Route 58), turn right or left.

16. The Board of Selectmen may, following a public hearing, revoke the permit, modify or revise the conditions of the permit and/or impose a fine if they find that the permittee, or any agent of the permittee, violates any condition of this permit.
17. No refining or screening of material is allowed on the permitted property except the screening of sand and loam to be used for on-site cranberry bogs, gravel for on-site roadways and loam for final on-site grading and seeding.
18. The Town Manager is authorized to act as the Selectmen's Agent in the administration and enforcement of this permit.
19. The haul road and loading area must be watered regularly to keep dust from blowing from the property. Gravel may be required to be added to the haul road by the Board's Agent to assist in dust control.
20. This permit is not transferable, except by vote of the Board of Selectmen. Notice of a pending sale or transfer must be provided to the board. The Board may, in its discretion, hold a public hearing to consider the transfer of this permit to the prospective buyer of the property.
21. During operations, where the excavation working face will have a depth of more than 15 feet with a slope in excess of 1:1, a fence at least three (3) feet high shall be erected to limit access to that excavation.
22. No area shall be excavated so as to cause accumulation of freestanding water, except in conjunction with a storage pond for cranberry bogs as shown on the record plans. Permanent drainage shall be provided as needed in accordance with good conservation practices. Drainage shall not lead directly into or from streams or ponds, except as shown in the plan.
23. No excavation shall be closer than 200 feet to an existing public way unless specifically permitted by the Selectmen. Natural vegetation shall be left and maintained on the undisturbed land for screening and noise reduction purposes.
24. Bog pumps will be powered electrically, or in the alternative, mufflers will be installed on pumps to reduce noise.
25. Gates will be installed on the haul road to prevent unauthorized access to the property. A two by three foot sign shall be erected on the gate displaying the permit number, the name and phone number of the permit holder's agent and the name and phone number of the Board of Selectmen's Agent, together with the words "NO TRESPASSING-EARTH REMOVAL IN PROGRESS".

- 26. All trucks hauling from the site must display a sign on the rear of the truck in an area that will be unobstructed and clearly in view displaying the words "TOWN OF MIDDLEBOROUGH PERMIT # 07-3 .
- 27. A copy of this Earth Removal Order of Conditions shall be filed with the Registry of Deeds by the Permit holder as a notice to all that these conditions restrict work on the lot under the permit.
- 28. A Certificate of Compliance will be issued by the Board of Selectmen when the project is completed. The Certificate of Compliance will operate to release the lot from the conditions of the permit and terminate the permit. The Certificate of Compliance must also be filed with the Registry of Deeds by the permit holder.

Marsha Brunelle

Marsha Brunelle, Chairwoman
BOARD OF SELECTMEN

12.17.07

Date

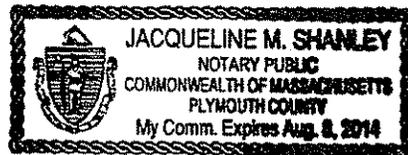
Commonwealth of Massachusetts
County of Plymouth

On this 17th day of December, 2007, before me the undersigned Notary Public, personally appeared Marsha Brunelle, proved to me through satisfactory evidence of identification which was/were personal knowledge to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose(s).

Jacqueline M. Shanley
Signature of Notary

(Seal)

My commission expires Aug. 8, 2014





Town of Middleborough Massachusetts

BOARD OF SELECTMEN

APPLICATION FOR LICENSE (PLEASE TYPE OR PRINT CLEARLY)

DATE 12.1.10
NAME OF APPLICANT Dana & Derek Hartz
ADDRESS OF APPLICANT 253 France St
ASSESSORS MAP & LOT M75, L5531
DAYTIME TELEPHONE _____

NAME OF BUSINESS Dana & Derek Hartz
OWNER OF PROPERTY TO BE LICENSED Dana & Derek Hartz
ADDRESS OF PROPERTY TO BE LICENSED Rocky Meadow
ASSESSORS MAP & LOT M75, L2081 1336

TYPE OF LICENSE REQUESTED (Check One)

- 2nd Hand Furniture _____
- Class I License _____
- Class III License _____
- Common Victualer _____
- Entertainment _____
- 2nd Hand Clothing _____
- Class II License _____
- Liquor License _____
- Automatic Amusement _____
- Other _____

E.R. Extension Request

Anticipated Start Date for Business _____
Hours requested: _____

Has the Applicant previously held a similar license in the Town of Middleborough or elsewhere?
If yes, explain:

yes.

Signature _____

DATE OF HEARING 12.6.10

APPROVED/DENIED

Do not write below line: To be Completed by Treasurer/Collector: _____

Please inform this department, as well as the Board of Selectmen, as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? NO

Doug M. M... [Signature]

89 School Street
Middleborough, MA 02346
November 23, 2010

Board of Selectmen
Middleborough Town Hall
Nickerson Avenue
Middleborough, MA 02346

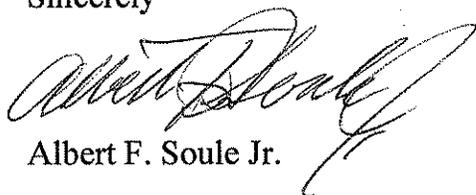
Dear Selectmen:

The month of June is the time again for our annual Old Colony Association Dance. We met in the Middleborough Town Hall on June 13, 2010, for our fifty-ninth anniversary.

We are requesting the use of the Town Hall function room again this year for the afternoon of Sunday, June 5, 2011, from 2:00 – 6:00 p.m. This will be a nonprofit-making square dance with about one hundred people attending for our 60th anniversary. Jeff Stevens and I will be responsible for setting up, cleaning up, and security. A number of Middleborough people will be attending.

We appreciate your early consideration.

Sincerely



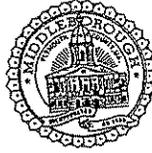
Albert F. Soule Jr.

Selected!

I will have Mr. Soule complete an application form.

Wahie

CRANBERRY CAPITAL
OF THE WORLD



Phone: 508-946-2405
Fax: 508-946-0058

Town of Middleborough

Massachusetts

BOARD OF SELECTMEN

APPLICATION FOR LICENSE (PLEASE TYPE OR PRINT CLEARLY)

DATE 11-29-2010
NAME OF APPLICANT DON TRINGA
ADDRESS OF APPLICANT 14 HARDING ST TOWTON
ASSESSORS MAP & LOT _____
NAME OF BUSINESS Mockey's Liquor
OWNER OF PROPERTY TO BE LICENSED Bill Seckinger
ADDRESS OF PROPERTY TO BE LICENSED 200 OAK POINT BLVD
ASSESSORS MAP & LOT _____

TYPE OF LICENSE REQUESTED (Check One)

2nd Hand Furniture _____ 2nd Hand Clothing _____
Class I License _____ Class II License _____
Class III License _____ Liquor License full one day
Common Victualler _____ Other _____

Anticipated Start Date for Business 12-31-2010
Hours requested: 6⁰⁰ pm to 1⁰⁰ am

Has the Applicant previously held a similar license in the Town of Middleborough or elsewhere? If yes, explain:
yes @ 200 OAK POINT BLVD

Signature: Don Tringa

DATE OF HEARING _____ APPROVED/DENIED

Do not write below line: To be Completed by Treasurer/Collector:

Please inform this department, as well as the Board of Selectmen, as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? _____

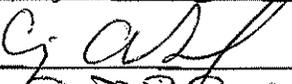
**AGREEMENT BETWEEN TOWN OF MIDDLEBOROUGH AND AFSCME
COUNCIL 93, LOCAL 1700("Middleborough DPW Union")**

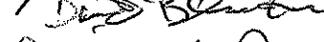
The Town of Middleborough and AFSCME Council 93, Local 1700 ("Middleborough DPW Union") hereby agree that the establishment of a different funding mechanism (enterprise fund) for the Solid Waste (Rubbish Personnel) component of the Department of Public Works does not change the application of any of the existing seniority provisions in the collective bargaining agreement between the Town and the Department of Public Works.

MIDDLEBOROUGH DPW UNION

TOWN OF MIDDLEBOROUGH









DATED: 11/24/10


DATED: