

CORRESPONDENCE

2-23-15

1	MPD	Job Posting - Two part-time Dispatchers needed
2	Decas Murray Decas	Law Budget FY15
3	Cheryl DeBenedictis - Schools	8 Week Yoga Class, 2/24 to 4/28, 5-6 pm Town Hall
4	Conservation Agent	Keystone Project Application
5	DHCD	Chapter 40B, 51 S. Main Street
6	Karen Cook	All Are Welcome Thank You Letter
7	DPW Director	Earth Removal Permit Inspection Checklist
8	Planning Board/Conservation Comm	Rotary Transportation Improvements
9	Foresight Engineering	NOI 46 Spruce Street
10	Selectmen's office	Proclamation for Geoffrey Hebert
11	Treasurer/Collector	Foreclosed Property
12	Middleborough School Committee	Chapter 70 Foundation Budget Commission

MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET
MIDDLEBOROUGH, MA 02346
(508) 947-1212
Fax (508) 947-1009



Joseph M. Perkins
Chief of Police

MIDDLEBOROUGH POLICE DEPARTMENT JOB POSTING

- Posting Date:** February 4, 2015
- Position:** Two (2) part-time Police Dispatchers. All interested parties should submit a completed application and resume to the attention of Chief Perkins by mail or by leaving it with the MPD desk officer.
- Hours:** Up to nineteen (19) hours per week, flexible schedule
- Wages:** \$18.47 per hour
- Qualifications:** Previous emergency dispatching experience, State-sponsored 40 hour basic Telecommunicator course, 2 day E911 equipment training (Vesta Pallas), EMD & CPR certification and possess a working knowledge of IMC operating system. Must be able to follow written and oral instructions and have the ability to deal effectively with the public and retain composure in stressful situations. High School graduate or equivalent. Previous Middleborough dispatching experience preferred. Flexible schedule - this position will require work on weekends, holidays and nights. Subject to CORI & fingerprint checks.
- Posting Closes:** Applications are being accepted at the Police Department up to and including February 17, 2015.

Pursuant to Federal Regulations 51.55 (e) (k) (6), the Town of Middleborough does not discriminate based on handicapped status in admission or access to, or treatment in, its programs and activities.

Accountant	Health Dept.	DPW
Assessor's Office	Planning Dept.	Fire Dept
Board of Selectmen	Town Manager	Treasurer/Collector
Building Dept.	Town Clerk	IT
Bulletin Board, Bank Bldg.	Community Devel.	Conservation
Council on Aging	Zoning Dept	

Jacqueline Shanley

From: decas.murray.decas@verizon.net
Sent: Tuesday, February 17, 2015 10:22 AM
To: Robert G. Nunes; Jacqueline Shanley
Subject: outside counsel

February 17, 2015

Town Accountant
Middleboro Town Offices
20 Centre Street
Middleboro, MA 02346

RE: Law Department Budget – Fiscal Year 2015

To The Accountant:

Enclosed please find invoice from Collins, Loughran & Peloquin, P.C. dated 2/5/15 in the amount of \$9,900.00 for service rendered through January 31, 2015.

Please process for payment directly to Collins, Loughran & Peloquin, P.C. Payment to be made from “Special Counsel” part of the Law Department Budget.

Very truly yours,

Daniel F. Murray
Town Counsel

DFM/s
82-117
Enclosure

cc: Robert G. Nunes, Town Manager *(via email)*
Board of Selectmen (via email)

DECAS, MURRAY & DECAS

ATTORNEYS AT LAW

132 NORTH MAIN STREET • MIDDLEBORO • MASSACHUSETTS 02346 • (508) 947-4433

GEORGE C. DECAS (RETIRED)
DANIEL F. MURRAY, ESQUIRE
WILLIAM C. DECAS, ESQUIRE

PHONE: (508) 947-4433
FAX: (508) 947-7147

REPLY TO POST OFFICE BOX 201
MIDDLEBORO, MA 02346-0201
DECASMURRAYDECAS@YAHOO.COM

February 2, 2015

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

RE: Law Department Fiscal 2015 Budget – Status

To The Members:

You asked for a monthly report of charges. I enclose copies of monthly time sheets for **JANUARY, 2015**. Total time expended was 22.5 hours, including appearances. This is for information only and is not an invoice.

Services for **JANUARY** were **\$5,000.00**.

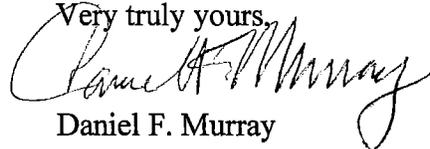
Costs incurred for **JANUARY** were **\$555.01**.

Services and costs for outside and special counsel for the month were **\$6,950.00**.

Total legal expenses (services and costs) incurred during the **2015** fiscal year through and including **JANUARY, 2015** are as follows:

Town Counsel (regular pay)	=	\$ 35,000.00	(7/1/14 – 1/31/15)
Town Counsel (costs)	=	\$ 2,742.55	(7/1/14 – 1/31/15)
Outside Counsel	=	\$ 33,951.92	(7/1/14 – 1/31/15)
TOTAL	=	<u>\$ 71,694.47</u>	

Very truly yours,



Daniel F. Murray

DFM/s
82-117

cc: Town Accountant
Town Manager (via email)



8 week Yoga Class

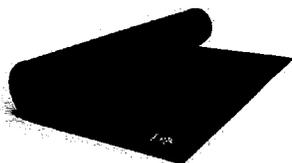
Middleborough Town Hall

Second floor, Grand hall

5-6 pm

Tuesday, February 24th – Tuesday, April 28th

(Skipping Tuesday April 21st)



Please bring mat to class

To register online

<http://gicmiddleborough.weebly.com/wellness-activities.html>

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Jacqueline Shanley

From: Patricia Cassady
Sent: Wednesday, February 11, 2015 2:50 PM
To: Jane Lopes (janelopes@comcast.net); David Cavanaugh; Ruth Geoffroy; mbmessmovers@gmail.com; cpc@middleborocpa.org; Fran Cass; Robert G. Nunes; Caroline R. LaCroix; Jacqueline Shanley; ckowalker@comcast.net; Debbie Kirsch; Diane Stewart; Janet Miller; Jeff Erickson; John J. Medeiros; Steven Ventresca
Cc: Phyllis Barbato
Subject: FW: Keystone Applicant Suggestions?
Attachments: Keystone_Application_2014.doc

FYI – Please forward to anyone you think may be interested in this great program. Please forward to the Weston Forest Committee – I don't have contact info for them.

Read below to see a summary of the program.

Thank you,

Tricia
Patricia J. Cassady, Agent
For the Middleborough Conservation Commission
20 Centre Street, 2nd Floor
Middleborough, MA 02346
Ph: 508-946-2406/Fax: 508-946-2309
E-mail: pcssdy@middleborough.com

From: Scott MacFaden [<mailto:smacfaden@wildlandstrust.org>]
Sent: Wednesday, February 11, 2015 2:28 PM
To: Patricia Cassady
Subject: FW: Keystone Applicant Suggestions?

FYI—more info. on the Keystone training program.

From: David McGowan [<mailto:dmcgowan@tnc.org>]
Sent: Tuesday, February 03, 2015 4:53 PM
To: Scott MacFaden; Karen Grey
Subject: FW: Keystone Applicant Suggestions?

Hi Scott and Karen-

You guys are probably aware of the Keystone training that is done at Harvard Forest. See link below for more information.

Do you know anyone on your staff, board, volunteer that might be a good nominee for the program?

Thanks for any suggestions you might have.

Cheers, David

From: Paul Catazaro [mailto:cat@umext.umass.edu]

Sent: Tuesday, January 20, 2015 4:53 PM

To: Markelle Smith; Laura Marx

Subject: Keystone Applicant Suggestions?

Greetings Markelle and Laura,

I wanted to let you know that our annual Keystone training will take place **April 16th - 19th, 2015** at the Harvard Forest in Petersham.

In years past, we have mailed out applications to every town, land trust, and watershed association in the state. Due to budget constraints, we can no longer afford to market the program in this way. Instead, **we are looking to our partners to help us identify 3 community leaders each that would make excellent candidates for Keystone.**

As you know, excellent candidates include forest owners and community leaders who have a significant impact on their communities. Keystone Cooperators may own forestland, be involved in the care and stewardship of a property (e.g., town land, land trust land), or be an active community leader (e.g., conservation commission, open space committee, planning board, selectboard).

Since Keystone Cooperators agree to return to their communities to advocate for conservation, our hope is that training community leaders in your focus areas will ultimately **help your work.**

Information about Keystone and applications can be found at www.masskeystone.net. The application deadline is: **Monday, March 9th, 2015.**

You know the people in your region! Please take 10-minutes and pass on the names and contact information of 3 community leaders/landowners to me! Or, feel free to pass on the attached application to them yourself, whichever is most convenient and appropriate.

TNC is helping to sponsor the training (**again!**). It would be fantastic if we are able to train people that will help advance your conservation goals!

Thank you in advance for your help! Let me know if you have any questions.

I hope you are well.

Paul

3) Current Occupation _____

4) How long have you lived in your community? _____ Years

5) Please indicate which statements below best describe you:

- a. I own _____ acres of forestland in Massachusetts
- b. I am involved in the stewardship of _____ acres of forestland in Massachusetts, through a (circle one: Conservation Commission, land trust, other conservation effort.)
- c. _____ I am involved in my community and wish to work on forest conservation issues

6) What, if any, land management activities have you carried out in the past three years? As an example, you might list: timber stand improvement, timber harvest, releasing apple trees, boundary maintenance, invasive control, trail construction.

7) What, if any, conservation activities have you been involved with in the past three years? As an example, you might list: worked on town open space plan, permanently protected my property, monitored land trust land, spoke with a landowner regarding forest management and/or land protection.

8) Please list **ALL** of your community and organizational experiences, including community groups and volunteer activities. **Please indicate the dates involved and the activities or groups in which you are currently active.** Use an attached sheet if necessary.

Organization/Municipal Board/Activity

Role

9) Please indicate the statement which most accurately describes the level of knowledge you feel you have about forestry and wildlife conservation.

- please circle the appropriate letter -

- a. I have no knowledge of forestry or natural resource management
- b. I am aware of some options available to me in managing my property for wood and wildlife.
- c. I understand some forest and wildlife management concepts and can explain them to others.
- d. I have enough skills to implement some forest and wildlife management activities on my land.
- e. I know as much about forest and wildlife management as most foresters or wildlife biologists.

10) How do you anticipate using what you learn through Keystone to advance forest conservation, wildlife management, and land protection in your community?

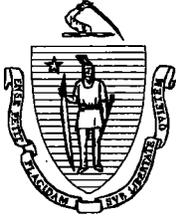
11) How will you help others make informed decisions about their land?

Keystone participants receive room and board for three days, well over \$200 in take-home references, and benefit in many other ways from this intensive educational effort. We are asking people who are selected to participate to invest \$50 in the program to partially offset expenses. These funds could come directly from an individual, **or be generated by a local conservation organization** (e.g., Conservation Commission or land trust) sponsoring a person.

If selected to be a Keystone Cooperator, do you agree to pay tuition of \$50?
Yes ___ No ___

If you are selected to be a Keystone Cooperator, what dietary restrictions should we make the caterer aware of?

Thank you for your interest in forest and wildlife conservation.



Commonwealth of Massachusetts
DEPARTMENT OF HOUSING &
COMMUNITY DEVELOPMENT

Charles D. Baker, Governor ♦ Karyn E. Polito, Lt. Governor

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January 26, 2015

Allin Frawley
Chair, Board of Selectmen
10 Nickerson Avenue
Middleborough, Massachusetts 02346

RE: Chapter 40B Comprehensive Permit

Project Name: 51 South Main Street
Location: Middleborough
Number of Units: 7
Subsidizing Agency: Department of Housing and Community Development
Applicant: Fifty-One South Main Street Realty Trust

Dear Mr. Frawley:

This will serve to notify you, pursuant to 760 CMR 56.04(3)(d), that the above-named Applicant has applied to the above-named Subsidizing Agency under the Local Initiative Program for preliminary approval of the above-referenced project. The project is a rental development with a total of seven (7) units, of which two (2) are low income under 40B.

Enclosed please find a copy of the application for your review. The review period for comments ends 30 days from the date of this letter. Any comments will be considered prior to issuing a determination of Project Eligibility.

Please address comments to:

Catherine Racer, Associate Director
Division of Housing Development
Department of Housing and Community Development
100 Cambridge Street, Suite 300
Boston, Massachusetts 02114

If you have any questions regarding this letter, please feel free to call me at (617) 573-1322.

Sincerely,

Catherine Racer
Associate Director

* Application on file in Selectmen's Office



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PO Box 1244 ♦ Middleborough, MA 02346 ♦ 508-443-0243

Middleborough Board of Selectmen
Police Chief Joseph Perkins
Fire Chief Lance Benamino
10 Nickerson Avenue
Middleborough, MA 02346

February 1, 2015

To our Town Officials:

We would like to thank you for your support of our recent fundraising event, the RUN FOR YOUR LUNCH 5.5K, which was held on Sunday, January 18, 2015 in North Middleboro.

We had another day of surprisingly good weather for our event and gratefully, the blizzard waited until the following week!

By granting permission to hold this event, you have helped All Are Welcome make huge inroads towards being able to offer this unique service to the residents of Middleboro and surrounding communities.

Thank you again for your consideration and cooperation.

Sincerely,

Karen J. Cook
Executive Manager

EARTH REMOVAL PERMIT
INSPECTION CHECKLIST

7

DATE: 12/16/14

PROJECT NAME: Benson's Pond, Incorporated

PROJECT #: #08-01

PAYMENT RECEIVED: \$ 600.00

EXP. DATE: 8/25/15

YES X NO _____

CHECK # 3975

LOCATION: East Street

(CIRCLE YES OR NO)

- 1. Knowledge of Town Hall observed Holidays: Yes No Comments: _____
- 2. Topsoil stockpile: Yes No Comments: _____
- 3. Bond or surety in place: Yes No Comments: _____
- 4. Standard highway signs in place: Yes No Comments: _____
- 5. No refining or screening: Yes No Comments: _____
- 6. Provisions for dust control adequate: Yes No Comments: _____
- 7. Depth and slope compliance: Yes No Comments: _____
- 8. Drainage compliance: Yes No Comments: _____
- 9. Warning signs along property line meet requirements:
Yes No Comments: _____
- 10. Special conditions (Specified Below): Yes No Comments: _____
(ex: berm, 5 acre maximum, tree cutting, buffer, truck signs or assigned route, etc.)

General comments and observations: No Activity at the time of inspection. The owner was not on site for inspection.
There was no access to site as the gates were locked.

Inspector's Signature

EARTH REMOVAL PERMIT
INSPECTION CHECKLIST

DATE: 12/16/14

PROJECT NAME: Dana & Derek Harju

PROJECT #: #07-4

PAYMENT RECEIVED: \$ 400.00

EXP. DATE: 12/17/15

YES NO

CHECK # 830

LOCATION: Off Rocky Meadow Street

(CIRCLE YES OR NO)

1. Knowledge of Town Hall observed Holidays: Yes No Comments: _____
2. Topsoil stockpile: Yes No Comments: _____
3. Bond or surety in place: Yes No Comments: _____
4. Standard highway signs in place: Yes No Comments: _____
5. No refining or screening: Yes No Comments: _____
6. Provisions for dust control adequate: Yes No Comments: _____
7. Depth and slope compliance: Yes No Comments: _____
8. Drainage compliance: Yes No Comments: _____
9. Warning signs along property line meet requirements: Yes No Comments: _____
10. Special conditions (Specified Below): Yes No Comments: _____
(ex: berm, 5 acre maximum, tree cutting, buffer, truck signs or assigned route, etc.)

General comments and observations: I met with Dana Harju to inspect the on-site conditions. No activity at the time of the inspection.

Inspector's Signature

EARTH REMOVAL PERMIT
INSPECTION CHECKLIST

DATE: 12/16/14

PROJECT NAME: W. L. Byrne, Inc.

PROJECT #: #11-1

PAYMENT RECEIVED: \$ 1,600.00

EXP. DATE: 5/9/16

YES NO

CHECK # 0224

LOCATION: Chestnut Street/Thomas Street

(CIRCLE YES OR NO)

1. Knowledge of Town Hall observed Holidays: Yes No Comments: _____
2. Topsoil stockpile: Yes No Comments: _____
3. Bond or surety in place: Yes No Comments: _____
4. Standard highway signs in place: Yes No Comments: _____
5. No refining or screening: Yes No Comments: _____
6. Provisions for dust control adequate: Yes No Comments: _____
7. Depth and slope compliance: Yes No Comments: * Contractor needs to stabilize side slopes
8. Drainage compliance: Yes No Comments: _____
9. Warning signs along property line meet requirements: Yes No Comments: _____
10. Special conditions (Specified Below): Yes No Comments: _____
(ex: berm, 5 acre maximum, tree cutting, buffer, truck signs or assigned route, etc.)

General comments and observations: I met with Don Gallant to inspect the site conditions. No Activity at the time of the inspection. The slopes have been repaired but will need more attention in the spring including additional loam and seed.

Chk

Inspector's Signature

EARTH REMOVAL PERMIT
INSPECTION CHECKLIST

DATE: 12/16/14

PROJECT NAME: River's Edge Realty Co., Inc.

PROJECT #: #08-02

PAYMENT RECEIVED: \$1,600.00

EXP. DATE: 1/27/17

YES NO

CHECK # 1811

LOCATION: Pine Street

(CIRCLE YES OR NO)

1. Knowledge of Town Hall observed Holidays: Yes No Comments: _____
2. Topsoil stockpile: Yes No Comments: _____
3. Bond or surety in place: Yes No Comments: _____
4. Standard highway signs in place: Yes No Comments: _____
5. No refining or screening: Yes No Comments: SCREENING ON-SITE SMTD
6. Provisions for dust control adequate: Yes No Comments: _____
7. Depth and slope compliance: Yes No Comments: _____
8. Drainage compliance: Yes No Comments: _____
9. Warning signs along property line meet requirements:
 Yes No Comments: _____
10. Special conditions (Specified Below): Yes No Comments: _____
(ex: berm, 5 acre maximum, tree cutting, buffer, truck signs or assigned route, etc.)

General comments and observations: I met with contractor on site to inspect the conditions of the site. The contractor was hauling rock off-site. A large area near the upper access road has been cleared and grubbed. There are still piles of stum
The contractor is screening sand for the on-site cranberry bogs.

Inspector's Signature

EARTH REMOVAL PERMIT
INSPECTION CHECKLIST

DATE: 12/17/14

PROJECT NAME: Carver-Middleboro Cranberry Co.

PROJECT #: #08-04

PAYMENT RECEIVED: \$ 400.00

EXP. DATE: 12/15/15

YES NO

CHECK # 36603

LOCATION: South of Stone St./East of Wall St.

(CIRCLE YES OR NO)

1. Knowledge of Town Hall observed Holidays: Yes No Comments: _____

2. Topsoil stockpile: Yes No Comments: _____

3. Bond or surety in place: Yes No Comments: _____

4. Standard highway signs in place: Yes No Comments: _____

5. No refining or screening: Yes No Comments: _____

6. Provisions for dust control adequate: Yes No Comments: _____

7. Depth and slope compliance: Yes No Comments: _____

8. Drainage compliance: Yes No Comments: _____

9. Warning signs along property line meet requirements:
 Yes No Comments: _____

10. Special conditions (Specified Below): Yes No Comments: _____
(ex: berm, 5 acre maximum, tree cutting, buffer, truck signs or assigned route, etc.)

General comments and observations: No activity at the time of the inspection. I met with Ian Ward on site to inspect the site conditions. The project has moved forward with material being removed and new areas of clearing and grubbing.



Inspector's Signature

EARTH REMOVAL PERMIT
INSPECTION CHECKLIST

DATE: 12/17/14

PROJECT NAME: Fuller Street Development, Inc.

PROJECT #: #09-01

PAYMENT RECEIVED: \$1,600.00

EXP. DATE: 5/4/16

YES NO

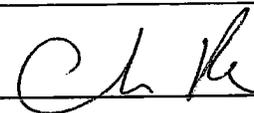
CHECK # 1689

LOCATION: Fuller Street

(CIRCLE YES OR NO)

1. Knowledge of Town Hall observed Holidays: Yes No Comments: _____
2. Topsoil stockpile: Yes No Comments: _____
3. Bond or surety in place: Yes No Comments: _____
4. Standard highway signs in place: Yes No Comments: _____
5. No refining or screening: Yes No Comments: _____
6. Provisions for dust control adequate: Yes No Comments: _____
7. Depth and slope compliance: Yes No Comments: _____
8. Drainage compliance: Yes No Comments: _____
9. Warning signs along property line meet requirements:
 Yes No Comments: _____
10. Special conditions (Specified Below) Yes No Comments: _____
(ex: berm, 5 acre maximum, tree cutting, buffer, truck signs or assigned route, etc.)

General comments and observations: I met with the contractor on site to inspect the site conditions. Contractor
has been slowly removing material from the site and plans on working through the winter as long as the weather allows.



Inspector's Signature

EARTH REMOVAL PERMIT
INSPECTION CHECKLIST

DATE: 12/17/14

PROJECT NAME: Waste Management

PROJECT #: #09-02

PAYMENT RECEIVED: \$ 400.00

EXP. DATE: 8/10/16

YES X NO _____

CHECK # 0011952662

LOCATION: Plympton Street

(CIRCLE YES OR NO)

1. Knowledge of Town Hall observed Holidays: Yes No Comments: _____
2. Topsoil stockpile: Yes No Comments: _____
3. Bond or surety in place: Yes No Comments: _____
4. Standard highway signs in place: Yes No Comments: _____
5. No refining or screening: Yes No Comments: _____
6. Provisions for dust control adequate: Yes No Comments: _____
7. Depth and slope compliance: Yes No Comments: _____
8. Drainage compliance: Yes No Comments: _____
9. Warning signs along property line meet requirements: Yes No Comments: _____
10. Special conditions (Specified Below) Yes No Comments: _____
(ex: berm, 5 acre maximum, tree cutting, buffer, truck signs or assigned route, etc.)

General comments and observations: I met with Mike Harrington of Waste Management on site to inspect the site conditions. Contractor has been removing material and bringing it over to the landfill to be used to build the berm.



Inspector's Signature



Town of Middleborough
Massachusetts

PLANNING DIRECTOR
Ruth McCawley Geoffroy

Planning Board

Telephone (508) 946-2425
Fax (508) 946-1991

February 9, 2015

Secretary Mathew Beaton
Executive Office of Energy & Environmental Affairs
Attn: MEPA Office
100 Cambridge Street, Suite 900
Boston, MA 02114

Attn: Holly Johnson

Re: EOE #15316, Middleborough Rotary Transportation Improvements

Dear Mr. Beaton:

The Middleborough Planning Board is in receipt of the ENF for the Middleborough Rotary Transportation Improvement Project recently prepared by the MA Department of Transportation (MADOT). The Planning Board, through the Planning Department and the Town's Transportation Consultant, McMahan Associates, has worked closely with MADOT since early 2011 in their efforts to develop a Rotary replacement design which would be cost effective with respect to construction costs and wetland impacts while adequately addressing the transportation needs of this Southeastern Massachusetts region. The design that has been presented in this ENF has greatly reduced the cost of replacing the Rotary as compared to MADOT's previous "Ring Road" preferred alternative from 2003 and has similarly resulted in a significant reduction of the required wetlands alteration.

The Middleborough Rotary is wholly within the Town of Middleborough, yet is a nexus of the region's transportation system; where Route 44, the east/west regional spine, intersects with the north/south highways of Routes 18 and 28 and the region's interchanges with I-495. Since the opening of the Route 44 reconstruction project in Plymouth between Routes 3 and 58, Route 44 west of Route 58, specifically the Middleborough Rotary, has experienced a significant increase in Route 44 traffic now travelling to I-495 from the Plymouth/Carver area. As a result, the Middleborough Rotary has experienced traffic "gridlock"; causing regional traffic to shortcut and divert onto Middleborough's residential streets and backing-up traffic exiting I-495 southbound to Route 44, beyond the interchange and out onto I-495 itself.

The Middleborough Rotary gridlock has been detrimental to the economic development of Middleborough, as well as the entire Southeastern Massachusetts region, resulting in the Town's difficulty in attracting new businesses and commercial development despite our proximity to I-495 and the 300+ acres of land zoned for such use in the Rotary area. The Middleborough

Secretary Mathew Beaton
February 9, 2015
Page 2

Planning Board appreciates MADOT's attention to the design deficiencies of Route 44 west of the Rotary, specifically the Route 44 Bridge over I-495, at Exit 6. Expanding this bridge to receive 2 westbound lanes is integral to maintaining the regional connectivity from the Rotary to the western part of Middleborough and Towns to the west. Since the Route 44 Bridge is proposed to be widened, the Planning Board believes that MADOT should look at the need to expand the eastbound side of this bridge at the same time, since Middleborough's Southpointe Corporate Center, proposed on Route 44 west of the Rotary, has been unable to be developed because of capacity deficiencies of the eastbound side of the Route 44 Bridge.

Again, the Town of Middleborough Planning Board supports MassDOT's proposal for the Middleborough Rotary Transportation Improvement Project, and looks forward to continuing to work with MADOT as this project progresses.

Respectfully,

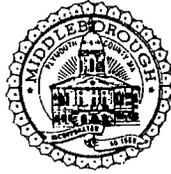


Michael J. Labonte, Chairman
Middleborough Planning Board

MJL/RMG/rmg

Copy: James Cerbone
MassDOT Highway Division
Environmental Services Section
10 Park Plaza, Room 4260
Boston, MA 02116

Middleborough Board of Selectmen
Middleborough Conservation Commission
Middleborough Public Works Department
Middleborough Police Department
Middleborough Fire Department
Middleborough Town Manager
McMahon Associates
MADOT District 5
SRPEDD
Sen. Marc Pacheco
Rep. Thomas Calter
Rep. Keiko Orrall
Rep. Susan Gifford



Town of Middleborough

CONSERVATION COMMISSION

20 CENTRE STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346

PHONE: 1-508-946-2406
FAX: 1-508-946-2309

February 9, 2015

Secretary Mathew Beaton
Executive Office of Energy & Environmental Affairs
Attn: MEPA Office
100 Cambridge Street, Suite 900
Boston, MA 02114

RE: Middleborough Rotary Transportation Improvements, Middleborough, Massachusetts
Environmental Notification Form (EEA# 15316) – January 2015

Dear Secretary Beaton:

On behalf of the Middleborough Conservation Commission I would like to offer comments concerning the current preferred alternative design (Alternative 6 – Route 44 Fly-Over and Rotary Reconstruction in sections 1.5 and 2.1.6 as it is depicted in the Environmental Notification Form (ENF) dated January 2015.

Although there is still a proposed impact to resources protected under the Massachusetts Wetlands Protection Act under M.G.L. Ch. 131, sec. 40 and regulations 310 CMR 10.00 *et seq.*, the proposed impacts of the current preferred alternative design minimizes those impacts. As stated in the ENF, the original impact of bordering vegetated wetlands was going to be 45,500 sq. ft. The new proposed design improves the impact to the wetland resources, with a retaining wall, to 28,200 sq. ft. This is an improvement from the original design, but the Conservation Commission notes that section 1.9 of the ENF, states "MassDOT will continue to evaluate other sites in Middleborough for wetland compensation/preservation." Once the Notice of Intent is filed with the Conservation Commission the details of the mitigation can be discussed.

The proposed retaining walls also appears to reduce the proposed impacts to rare species habitat from 6.6 acres to 6.2 acres as stated in the ENF. The Commission would like to be included in the discussion with MassDOT and the Division of Fisheries & Wildlife Natural Heritage & Endangered Species Program regarding rare species habitat and the mitigation of that habitat. The Commission would also like to be included in the discussion of the permitting of the Water Quality Certification through the Department of Environmental Protection and any General Permit that goes through the Army Corps of Engineers.

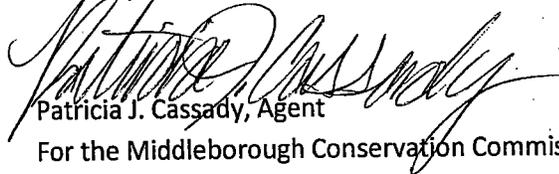
Middleborough Rotary Transportation Improvements, Middleborough Massachusetts
Environmental Notification Form (EEA# 15316) – January 2015
Middleborough Conservation Commission Letter – February 9, 2015

The ENF states that there will be approximately 1.72 acres or 75,000 sq. ft. of Riverfront area impacted by the project. The ENF does not make clear whether these impacts are temporary or permanent. The Conservation Commission understands that additional information on disturbed areas and potential mitigation measures will be discussed during the Notice of Intent process.

The ENF states that bordering land subject to flooding (floodplain) will be impacted as well. The ENF does not make clear if the impacts are minor or permanent. If there is permanent impact to this resource, the compensation area will need to be located on the plans and compensatory volumes will need to be indicated in cubic feet to account for the loss of floodplain volume. Again, the details of this proposed impact will be discussed during the Notice of Intent process. The Conservation Commission would like to point out that revised floodplain maps for Middleboro will be issued in July of 2015. The Commission recommends that MassDOT review the revised maps and determine if there are additional impacts to the preferred alternative.

The Commission understands that the proposed Rotary Improvements are an important transportation project for Middleborough and Southeastern Massachusetts. The Commission looks forward to working with MassDOT, its consultants and other State & Federal Agencies throughout the permitting process

Sincerely,



Patricia J. Cassidy, Agent

For the Middleborough Conservation Commission

Cc: James Cerbone, MassDOT Environmental Services Division
Middleborough Planning Board
Middleborough Board of Selectmen
Robert Nunes, Middleborough Town Manager
Christopher Peck, DPW Director
Jane Kudcey, OECD Director



Town of Middleborough

CONSERVATION COMMISSION

20 CENTRE STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346

PHONE: 1-508-946-2406
FAX: 1-508-946-2309

February 9, 2015

Secretary Mathew Beaton
Executive Office of Energy & Environmental Affairs
Attn: MEPA Office
100 Cambridge Street, Suite 900
Boston, MA 02114

RE: Middleborough Rotary Transportation Improvements, Middleborough, Massachusetts
Environmental Notification Form (EEA# 15316) – January 2015

Dear Secretary Beaton:

On behalf of the Middleborough Conservation Commission I would like to offer comments concerning the current preferred alternative design (Alternative 6 – Route 44 Fly-Over and Rotary Reconstruction in sections 1.5 and 2.1.6 as it is depicted in the Environmental Notification Form (ENF) dated January 2015.

Although there is still a proposed impact to resources protected under the Massachusetts Wetlands Protection Act under M.G.L. Ch. 131, sec. 40 and regulations 310 CMR 10.00 *et seq.*, the proposed impacts of the current preferred alternative design minimizes those impacts. As stated in the ENF, the original impact of bordering vegetated wetlands was going to be 45,500 sq. ft. The new proposed design improves the impact to the wetland resources, with a retaining wall, to 28,200 sq. ft. This is an improvement from the original design, but the Conservation Commission notes that section 1.9 of the ENF, states "MassDOT will continue to evaluate other sites in Middleborough for wetland compensation/preservation." Once the Notice of Intent is filed with the Conservation Commission the details of the mitigation can be discussed.

The proposed retaining walls also appears to reduce the proposed impacts to rare species habitat from 6.6 acres to 6.2 acres as stated in the ENF. The Commission would like to be included in the discussion with MassDOT and the Division of Fisheries & Wildlife Natural Heritage & Endangered Species Program regarding rare species habitat and the mitigation of that habitat. The Commission would also like to be included in the discussion of the permitting of the Water Quality Certification through the Department of Environmental Protection and any General Permit that goes through the Army Corps of Engineers.

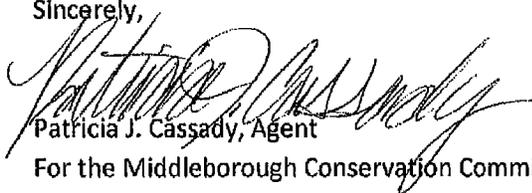
Middleborough Rotary Transportation Improvements, Middleborough Massachusetts
Environmental Notification Form (EEA# 15316) – January 2015
Middleborough Conservation Commission Letter – February 9, 2015

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The Commission understands that the proposed Rotary Improvements are an important transportation project for Middleborough and Southeastern Massachusetts. The Commission looks forward to working with MassDOT, its consultants and other State & Federal Agencies throughout the permitting process

Sincerely,



Patricia J. Cassidy, Agent
For the Middleborough Conservation Commission

Cc: James Cerbone, MassDOT Environmental Services Division
Middleborough Planning Board
Middleborough Board of Selectmen
Robert Nunes, Middleborough Town Manager
Christopher Peck, DPW Director
Jane Kudcey, OECD Director

Foresight Engineering

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518 County Road
(Wishbone Way)
West Wareham, MA 02576
508-245-2148

January 29, 2015

RE: Notice of Intent, 46 Spruce Street

Dear Abutter:

In accordance with paragraph two of Massachusetts General Laws, Chapter 131, Section 40, this letter is sent to notify you of the above referenced Notice of Intent (NOI) filing.

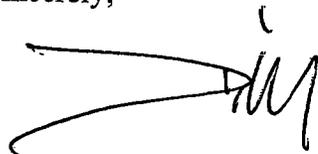
The applicants, George and Michaela Costa, have filed an NOI with the Town of Middleborough Conservation Commission and the Massachusetts Department of Environmental Protection (DEP) requesting a public hearing regarding the proposal to construct a space metal building in the rear of the property for use as a machine shop to produce sprockets for bicycles within the buffer zone of a bordering vegetated wetland. The applicant is also proposing to install erosion control measures as shown on the plan in order to prevent the possibility of siltation migrating towards the resource areas.

Copies of the NOI may be examined at the Middleborough Town Offices, between 8:30 a.m. and 4:30 p.m. Monday through Friday. Copies of the NOI may also be obtained from Foresight Engineering, Inc., for a \$25.00 fee, by calling 508-245-2148 between the hours of 8:00 a.m. and 4:30 p.m. Monday through Friday. Additional information regarding the date, time and place of the public hearing may be obtained from the Middleborough Conservation Commission by calling 508-946-2406 between 8:30 a.m. and 4:30 p.m. Monday through Friday.

The public hearing notice will be published in the Middleborough Gazette at least five days prior to the public hearing. **The hearing will be held on February 19th at 7pm in the Selectmen Meeting Room located on the ground floor of the Town Hall.**

For additional information regarding the Massachusetts Wetland Protection Act you may call DEP at 508 946 2700.

Sincerely,



Darren Michaelis
Design Engineer



TOWN OF MIDDLEBOROUGH MASSACHUSETTS

WHEREAS, Geoffrey Hebert was born on March 12 1920; and

WHEREAS Geoffrey Hebert retired from his job in 1985, residing in Middleborough for most of his life; and

WHEREAS Geoffrey Hebert began volunteering at the Council On Aging on Benton Street driving clients to medical appointments for three years and drove the GATRA Dial-a-Ride service for one year; and

WHEREAS Geoffrey Hebert delivered meals on wheels to clients until 1996; and

WHEREAS Geoffrey Hebert served on the Board of Directors from 1985 to 2014; and

WHEREAS Geoffrey Hebert spent numerous hours at the Council On Aging building while it was being built in order to make the dream come true; and

WHEREAS Geoffrey Hebert has also served as an officer for the Middleborough Services to the Elderly, raising funds to support the Council on Aging; and

WHEREAS Geoffrey Hebert has provided fresh produce from his vegetable garden as a welcome addition to the meals for our seniors;

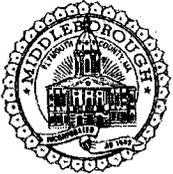
NOW, THEREFORE, We, the Board of Selectmen, wish to convey our sincere appreciation to Geoffrey Hebert for his dedicated service.

Dated at Middleborough, Massachusetts this 19th day of February 2015.

Middleborough Board of Selectmen

*Allin Frawley
Leilani Dalpe
John M. Knowlton
Diane Stewart
Stephen J. McKinnon*





JUDY M. MacDONALD
TREASURER AND COLLECTOR

Town of Middleborough
Office of the Treasurer and Collector
20 Centre Street, 3rd Floor
Middleborough, MA 02346-2270
email: jmcndld@middleborough.com

TELEPHONE
(508) 946-2420
(508) 946-2421

FAX
(508) 947-5447

February 12, 2015

Board of Selectmen
Town Hall
Middleborough, MA 02346

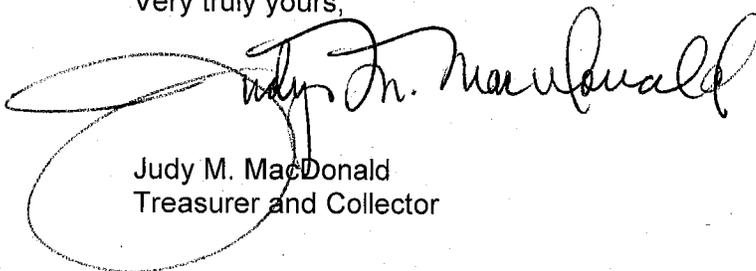
RE: Foreclosed Property
Stuart A. & Deborah S. Kirsch
024-3278

Dear Sirs,

The Town has foreclosed on the following property making it Town owned as of the respective foreclosure date. Enclosed you will find the decree.

<u>Assessed Owner</u>	<u>Map & Lot #</u>	<u>Foreclosure Date</u>
Stuart A. & Deborah S. Kirsch	024-3278 Land & Building	October 16, 2014

Very truly yours,



Judy M. MacDonald
Treasurer and Collector

cc: Robert Nunes, Town Manager

JMM/bjd

[SEAL]

COMMONWEALTH OF MASSACHUSETTS
LAND COURT
DEPARTMENT OF THE TRIAL COURT

Case No.: 10 TL 140538

JUDGMENT IN TAX LIEN CASE

Town of Middleborough

vs.

Stuart A. Kirsch, Deborah S. Kirsch

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

ADJUDGED and ORDERED that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the Town of Middleborough in Plymouth County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	11/23/2005	31906	212		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY
ATTEST:

Deborah J. Patterson
RECORDER

Deborah J. Patterson
Recorder

Entered: September 30, 2014

*Haili Coppola & Coppola
40 South St
Marblehead Ma 01945*



Bk: 44847 Pg: 179 Page: 1 of 1
Recorded: 10/16/2014 01:53 PM
ATTEST: John R. Buckley, Jr. Register
Plymouth County Registry of Deeds



Roseli S. Weiss, Ed.D
Superintendent of Schools

MIDDLEBOROUGH PUBLIC SCHOOLS
FLORA M. CLARK ADMINISTRATION BUILDING
30 FOREST STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346
Telephone 508-946-2000

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Kathleen C. Piatelli
Director of Business and Finance

February 5, 2015

Foundation Budget Review Commission
Honorable Sonia Chang-Diaz
Room 312D
State House
Boston, MA 02133

Re: Chapter 70 Foundation Budget Commission

Honorable Members:

The mission of the Middleborough Public Schools is to prepare all students to excel as educated, responsible, global citizens. It is similar to any school district in the Commonwealth and one that we, the School Committee, work hard to meet at every meeting or community event we participate in. As we work towards fulfillment of this mission of preparing students, we ask one question.

Can the Commonwealth of Massachusetts fund education at the appropriately levels in order to maintain the high level of achievement we expect from our children?

Every school district is trying to do more with less. In Middleborough, we are no different. We all receive the same mandates and regulations (many with partial or no funding mechanism attached). From the McKinney Vento shortfalls to student populations calculated nearly a year in advance, to insufficiently funding special education which provides for our most vulnerable students, the Commonwealth continues to levy expenses without 100% funding. On top of the additional mandates we receive each year, the Chapter 70 money provided does not keep up with the true cost of inflation which is an indirect reduction even when funding increases.

The fiscal constraints of the Commonwealth are well documented but statewide funding of public education based on available funds versus actual needs is a recipe for student failure. We cannot continue to underfund and shortchange school children and expect them to be world class leaders.

What is the real question and what is the answer?

Reformulating how money is divided amongst school districts is tantamount to rearranging the deck furniture on the Titanic. We need to permanently repair the hole before the ship sinks. The real question is how do we fix the hole in the sinking ship?

*The mission of the Middleborough Schools is
"to prepare all students to excel as educated, responsible, global citizens."*

Foundation Budget Review Commission
February 5, 2015
Page 2

Two possible answers to the real question may be: increase funding in Chapter 70 or decrease expenses through reduction of mandates and regulation.

We do not envy the position you are in and respect the hard work you have ahead of you. We are in this boat together and we welcome the assistance you can offer us as we struggle to meet our mission.

Thank you for your attention,

A handwritten signature in black ink, appearing to read 'Brian Giovanoni', is written over a vertical line that serves as a signature separator.

Brian Giovanoni, Member
Middleborough School Committee
On behalf of the Middleborough School District

cc: Governor Charles Baker
Senator Marc Pacheco
Representative Susan Gifford
Representative Thomas J. Calter
Representative Keiko M. Orrall
Middleborough Board of Selectmen

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