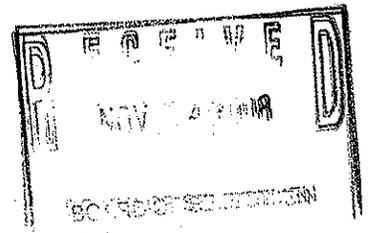


**HEARINGS, MEETINGS, LICENSES**  
**11-17-08**



**Town of Middleborough**  
**CONSERVATION COMMISSION**

**MEMORANDUM**

TO: Board of Selectmen  
Ruth Geoffroy, Planning Director  
Donald Boucher, Highway Superintendent

FROM: Patricia J. Cassady, Conservation Agent *[Signature]*

DATE: November 12, 2008

RE: Earth Removal Extension Request for 691 Wareham Street (Map 110,  
Lots 4532 & 2994)

---

In response to the memorandum dated November 12, 2008 from the Board of Selectmen's Confidential Secretary, Jackie Shanley concerning the above request the Conservation Department has a couple comments.

According to the letter dated October 31, 2008 from Attorney Triffletti it states that the Order of Conditions was finalized on December 11, 2006. This statement is incorrect because the DEP File # referenced (220-1008) is an open file and has not had an Order of Conditions issued permitting any work at 691 Wareham Street at this time.

The Conservation Commission does have an Order of Conditions for 691 Wareham Street under DEP File # 220-979 that permitted for the purposes of bank financing the construction of a 1,100 s.f. access entrance onto this property. There is a second file under DEP File # 220-982 but an Order of Conditions was never issued for this submittal because the applicant, Mr. Carl Tucci withdrew the Notice of Intent application.

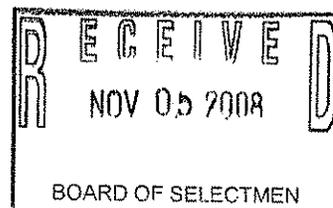
If there are any questions, don't hesitate to contact me.

pjc

# TRIFFLETTI & COSTA, P.C.

COUNSELLORS AT LAW

*Courtyard Place  
124 Long Pond Road  
Suite 20  
Plymouth, MA 02360-2643  
(508) 746-1464  
FAX (508) 746-9205  
e-mail: [trif@plymouthlaw.com](mailto:trif@plymouthlaw.com)*



F. Steven Triffletti, Esquire  
Allan J. Costa, Esquire

Kristin Vokey Muratore, Esquire

Roberta A. Grimes, Esquire  
*Of Counsel - Admitted in MA and FL*

October 31, 2008

Middleborough Board of Selectman  
Nickerson Avenue  
Middleborough, MA 02346

RE: 691 Wareham Street Realty Trust  
Earth Removal Permit No. 06-6, DEP File #220-1008

Members of the Board:

On behalf of 691 Wareham Street Realty Trust, we are requesting a 1-yr extension to the Earth Removal Permit for 691 Wareham Street, which was approved via vote by the Middleborough Board of Selectman on November 26, 2007. The Order of Conditions was then finalized on December 11, 2006.

As of this date, there has been no activity associated with this permit conducted on-site.

Please contact me regarding additional information you may require for the extension and if you have any questions regarding this issue, please contact me.

Very truly yours,

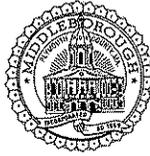
TRIFFLETTI & COSTA, P.C.

A handwritten signature in black ink that reads "F. Steven Triffletti".

F. Steven Triffletti  
Attorney at Law

FST/jms

Cc: Middleborough Conservation Commission  
691 Wareham Street Realty Trust  
DEP Southeast Region



**Town of Middleborough**  
**Massachusetts**

BOARD OF SELECTMEN

Adam M. Bond  
Patrick E. Rogers  
Steven P. Spataro  
Muriel C. Dumphily  
Marsha L. Brunelle

**MEMORANDUM**

TO: R. Geoffroy, Town Planner  
P. Cassady, Conservation Commission Agent  
D. Boucher, DPW Superintendent  
FROM: Jackie Shanley *Jackie Shanley*  
Confidential Secretary to the Board of Selectmen  
DATE: November 12, 2008  
SUBJECT: **Earth Removal Extension Request**

---

Attached is a request filed by Triffletti & Costa on behalf of 691 Wareham Street Realty Trust Assessors Map 110, Lots 4532 and 2994 for a one-year Earth Removal extension.

This request will be addressed at the Selectmen's meeting on Monday, **November 17, 2008** at 8:00 PM.

All remarks or concerns regarding the request must be returned to the Selectmen's Office no later than **Friday, November 14, 2008 by 12 Noon.**

**Even if you have no comments to make regarding the plan, please indicate so in writing.**

Please contact the Selectmen's Office if you have any further questions.

Attachments

cc: Board of Selectmen  
Charlie Cristello, Town Manager

All - I realize this turn-around time is shorter than usual. With liquor license renewal season upon us and the holiday this week, the schedule is a bit off. Comments appreciated by Friday, if possible. Thank you!  
*Jodie*