

**HEARINGS, MEETINGS, LICENSES**  
**4-6-09**

RECEIVED

MAR 17 2009

BOARD OF SELECTMEN  
MIDDLEBOROUGH, MA

Middleborough Animal Control  
20 Center Street  
Middleborough MA

March 16<sup>th</sup> 2009

Att: Board of Selectmen

Re: Recommendation for Vicious Dog Complaint against Eric Bagge, 120 Fuller St

I am submitting this recommendation, per request of the Board, as well as the Hearing Request form, Animal Control Incident report and veterinarian letter regarding a vicious dog complaint against Mr. Eric Bagge, 120 Fuller Street.

The Animal Control Department was contacted March 2, 2009 about a dog entering a stable and attacking a horse causing serious injury to ~~the~~ both animals. Both animals' owners have relayed similar accounts of the situation.

Mr. Bagge claims the dog got out of his control at 120 Fuller Street and entered the property, unleashed, of 112 Fuller Street where it attacked a horse that was in a stall. Both animals sustained serious injuries in the attack. The horse was bit multiple times in the legs, chest and abdomen. The dog suffered wounds to the jaw and body. Both animals required veterinary care to tend to their wounds.

The Animal Control Officer spoke to both owners and Ms. Barnes, the owner of the horse, is requesting that the dog be removed from the property of 120 Fuller Street on fears that once the dog is healthy there will be another occurrence. Mr. Bagge, who admits there has been at least one other incident where the dog went after a horse, (but was never reported to the Animal Control Department) is adamant that he is not willing to remove the dog.

In light of the seriousness of the attack and the admitted repeat occurrences of the dog attacking horses, the Animal Control Department recommends that Mr. Bagge make arrangements to have the dog removed from his property.

Jayson Tracy  
Middleborough Animal Control  
508 946 2455



TOWN OF MIDDLEBOROUGH  
Animal Complaint Form



MIDDLEBOROUGH POLICE DEPARTMENT  
99 NORTH MAIN STREET  
MIDDLEBOROUGH, MA 02346-2493

FAX (508) 947-1009

ANIMAL CONTROL OFFICER

COMPLAINT OF VICIOUS OR BARKING DOGS  
(Massachusetts General Laws Chapter 140, Section 157)

To: Animal Control Officer  
Board of Selectmen

Date 3/16/09

I hereby make complaint hereon, that an animal(s) Pit Bull  
owned or harbored by: Eric Bagge Fuller St - Middleboro  
residing in my vicinity on or near 112 Fuller St - Middleboro  
is a nuisance by reason of: Vicious disposition

1.) Vicious Disposition: On 3/16/09 dog attacked and  
(State Facts) and seriously injured my horse.

2.) Excessive Barking:  
(State Facts)

3.) Other Disturbance:  
(State Facts)

4.) Source of Annoyance to a Sick Person Residing in the Vicinity:  
(State Facts)

This complaint is made under the penalties of perjury.

Caution Barnes  
Complainant's Signature

3/16/09  
Date

# Animal Control Incident Report

Incident Log					
Last Name	First Name	Nmbr	Address	Home Phone	Breed
Bagge	Eric	120	Fuller		Pitt mix

Incident/s
<p>3/2/09 Dog Bite. ACO was contacted by the PD concerning a dog attack on a horse at 112 Fuller Street. ACO contacted Ms. Twombly -112 Fuller St- who reports that a pit bull owned by Mr. Bagge entered a stable and attacked a boarding horse owned by Lauren Barnes – Tispaquin St. The horse sustained serious wounds to its front and rear legs, chest and belly. A vet was already tending to the horse. The dog was collected by its owner and at the Animal Hospital due to the injuries it sustained in the attack.</p> <p>3/2/09 ACO contacted Middleborough Animal Clinic and was informed that the dog was being treated.</p> <p>3/2/09 ACO verified with the Clerks Office that no dog is currently lic'd to Mr. Bagge.</p> <p>3/3/09 ACO visited the 112 Fuller and witnessed a horse with bandaged legs and body. The animal was obviously in discomfort. The horse owner told the ACO she is very uncomfortable with having the dog living so close to the horses now that it has attacked her animal and wishes the dog be removed.</p> <p>3/3/09 ACO visited 120 Fuller Street and found no one home. ACO left call tag.</p> <p>3/3/09 ACO visited the Bagge address with AI and spoke to the owner about the situation. Mr. Bagge admits the dog got away from him but made it clear that he intends to keep his dog. Mr. Bagge gave the ACO his vet information and the ACO verified the dog is current on its vaccinations.</p> <p>3/4/09 ACO delivered the hearing paperwork to Ms. Barnes.</p> <p>3/13/09 ACO received the filled paperwork and will forward to Selectmen.</p>

Chase Veterinary Clinic  
66 East Grove Street  
Middleboro, MA 02346  
508-947-9400

March 4, 2009

Jasen Tracey  
Middleboro Animal Control Officer  
Middleboro, MA 02346

Dear Mr. Tracey,

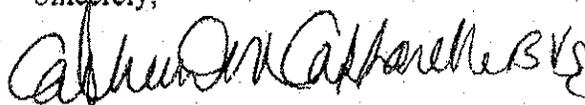
On Monday, March 2, 2009, I was called out to Steadfast Farm at 112 Fuller St. in Middleboro, Massachusetts to examine a horse that had been attacked by a dog that morning. The horse, named "Nessa", is a 17 year old, bay colored, Belgian-cross, mare owned by Lauren Barnes.

When I arrived at the farm, shortly after the phone call, the horse was standing quietly in a stall, shivering with multiple wounds on her face, body, and limbs. Initially, I gave her a dose of Banamine intravenously to help with the shock and discomfort. Several blankets were put on her to keep her warm. She was sedated with Dormosedan and Torbugesic to enable me to treat her wounds. She had large skin lacerations on both elbows, her face, her ventral chest and abdomen that all needed to be clipped and sutured. There were several other wounds that did not require suturing. I had to give additional sedation to enable me to treat the wounds properly. There were 2 other wounds on her left hindleg that looked like they may require suturing. After 5 hours, I was worried about giving "Nessa" more sedation to treat these wounds. I decided to wrap the wounds on her leg and reevaluate her the following day. She was started on antibiotics that afternoon. I was glad to see that "Nessa" was interested in eating and drinking after the ordeal she had been through. "Nessa" is current on her Rabies vaccination, but there was no documentation of the Rabies vaccination status of the biting dog.

The following day I went back to check "Nessa". She had been eating, and drinking but was obviously uncomfortable. She was in stable condition and was sedated (with the same sedative used the day before) to examine her leg wounds. In the process of examining her, I found several other wounds on her limbs that needed attention. They were clipped and cleaned and the ones that required suturing, were taken care of. She will be on antibiotics and pain medication for at least 1-2 weeks. Due to the severity and sites of the wounds, I am concerned that some of them may not hold and need resuturing in the future. "Nessa" will be monitored closely by her owner and the barn owner and cared for appropriately.

If there are any further questions or concerns, please do not hesitate to contact my office.

Sincerely,

  
Catherine M. Caffarella BVSc.

(Town Seal)

A hearing will be held in the Selectmen's Meeting Room at the Town Hall, 10 Nickerson Avenue, Middleborough, MA on Monday, April 6, 2009 at 7:30 PM, for the purpose of discussing the petition filed by Verizon and the Middleborough Gas & Electric Department, to place new - Pole 4A on Titicut Street. This petition is necessary in order to provide service to a new residence. Anyone desiring to be heard on this matter should appear at the time and place designated.

Patrick E. Rogers  
Steven P. Spataro  
Muriel C. Duphily  
Marsha L. Brunelle  
BOARD OF SELECTMEN

Publish: March 26, 2009

Bill: Town of Middleboro  
Board of Selectmen

**ORDER FOR JOINT OR IDENTICAL POLE LOCATIONS**

By the Board of Selectmen of the Town of MIDDLEBORO, Massachusetts.

Notice having been given and a public hearing held, as provided by law,  
IT IS HEREBY ORDERED:

that VERIZON NEW ENGLAND INC. and MIDDLEBORO GAS & ELECTRIC COMPANY be and they are hereby granted joint or identical locations for and permission to erect and maintain poles and their respective wires and cables to be placed thereon, together with anchors guys and other such sustaining and protecting fixtures as said Companies may deem necessary, in public way or ways hereinafter referred to, as requested in petition of said Companies dated the 2nd day of JANUARY, 2009.

All construction under this order shall be in accordance with the following conditions:

Poles shall be of sound timber, and reasonably straight and shall be set substantially at the points indicated upon the plan marked-VZ N. E. Inc. No. 2008-42 Dated 01/02/09 - filed with said petition.

The following are the public ways or parts of ways along which the poles above referred to may be erected, and the number of poles, which may be erected thereon under this order:

**One (1) New Pole**

**This petition proposes to place new - Pole 4A on Titicut Street.**

**This petition is necessary in order to provide service to a new residence.**

Also that permission be and hereby is granted to each of said Companies to lay and maintain underground laterals, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each may desire for distributing purposes.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of MIDDLEBORO, Massachusetts held on the \_\_\_\_\_ day of \_\_\_\_\_ 2009.

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Clerk of Selectmen

We hereby certify that on \_\_\_\_\_ 2009, at \_\_\_\_ o'clock \_\_\_\_ m., at the \_\_\_\_\_ a public hearing was held on the petition of the VERIZON NEW ENGLAND INC. and MIDDLEBORO GAS & ELECTRIC COMPANY for permission to erect the poles, wires, cables, fixtures and connections described in the order herewith recorded, and that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Companies are permitted to erect poles, wires, cables, fixtures and connections under said order. And that thereupon said order was duly adopted.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Selectmen of the Town of **MIDDLEBORO**, Massachusetts

CERTIFICATE

I hereby certify that the foregoing is a true copy of a joint location order and certificate of hearing with notice adopted by the Board of Selectmen of the Town of **MIDDLEBORO**, Massachusetts, on the \_\_\_\_\_ day of \_\_\_\_\_ 2009, and recorded with the records of location orders of said Town, Book \_\_\_\_\_, Page \_\_\_\_\_. this certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

\_\_\_\_\_  
Town Clerk

ABUTTERS LIST

Map / Lot  
20 / 1881

#Plymouth St

Richard & Gaberiel  
Degrasse  
6 Titicut St  
Middleboro, MA  
02346

MIDDLEBORO ✓

Map / Lot  
20 / 1868

#6 Titicut St

Richard & Gaberiel  
Degrasse  
6 Titicut St  
Middleboro, MA  
02346

MIDDLEBORO ✓

Map / Lot  
20 / 1927

#13 Titicut St

William E. & Delia M.  
Robbins  
13 Titicut St  
Middleboro, MA  
02346

MIDDLEBORO ✓

VZ N.E. INC. No. 2008-42 MUNICIPALITY MIDDLEBORO

DATED 01/02/09

NOT TO SCALE

LEGEND:

- - - - P/L - - - - PROPERTY LINE
- EOR — EDGE OF ROAD
- ⊗ EXISTING POLE
- △ EXISTING ANCHOR
- PROPOSED POLE
- ▲ PROPOSED ANCHOR

PLAN FOR PLACEMENT OF NEW POLE 4A TITICUT STREET



TO ACCOMPANY PETITION OF VERIZON NEW ENGLAND INC. AND MIDDLEBORO GAS & ELECTRIC

Map / Lot  
20 / 1881

#Plymouth St

Richard & Gabrielle  
Degrasse  
6 Titicut St  
Middleboro, MA  
02346

MIDDLEBORO

PROPOSED P 4A

40'

P 4

Map / Lot  
20 / 1927

#13 Titicut St

William E. & Delia M.  
Robbins  
13 Titicut St  
Middleboro, MA  
02346

MIDDLEBORO

Existing Pond

Driveway

Map / Lot  
20 / 1868

#6 Titicut St

Richard & Gabrielle  
Degrasse  
6 Titicut St  
Middleboro, MA  
02346

MIDDLEBORO

TITICUT STREET

To Plymouth Street

CRANBERRY CAPITAL  
OF THE WORLD



Phone: 508-946-2405

Fax: 508-946-0058

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

BOARD OF SELECTMEN

Patrick E. Rogers  
Steven P. Spataro  
Muriel C. Duphily  
Marsha L. Brunelle

March 26, 2009

Belbens Auto Repair  
760 Centre Street  
Middleboro, MA 02346

Sent via Certified/Return Receipt Mail  
7002 2410 0006 3764 2233

Dear UST owner:

As per the request of the Middleborough Fire Chief, please be advised that the Board of Selectmen has scheduled a hearing for **Monday, April 6, 2009 at 7:45 pm** to consider possible revocation of your license for the keeping, storage, manufacture, or sale of flammables, combustibles, or explosives.

This hearing is being requested in accordance with *MGL, Ch. 148, Section 13. Licenses for Land Storage, Manufacture or Sales of Explosives; Certificate of Approval; Record; Certificate of Registrations; Fees; Replacements and Alterations of, and Regulations for Buildings; Revocation; Appeals to Marshal* and is being made for the following reasons listed, but not limited to:

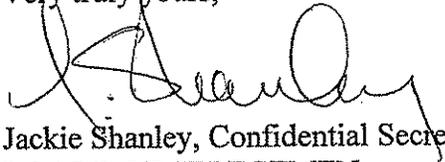
1. Failure to possess a permit (FP-290) to maintain a storage facility;
2. Failure to demonstrate financial responsibility requirements in the event of an accidental release;
3. Failure to comply with leak detection requirements;
4. Failure to install, calibrate, operate or maintain leak detection equipment according to manufacturer specifications;
5. Failure to maintain daily and monthly inventory records according to regulatory requirements;
6. Failure to make records readily available upon request of the Office of the State Fire Marshal and/or the head of the Fire Department or their designees;
7. Failure to maintain cathodic protection for a steel tank;
8. Pressurized piping system fails to meet leak detection requirements;
9. Improper abandonment of a tank or container.

The hearing will be held at Town Hall, 10 Nickerson Ave., Middleborough, MA.

If you have any questions, please contact the Selectmen's Office.

Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jackie Shanley". The signature is fluid and cursive, with a large initial "J" and "S".

Jackie Shanley, Confidential Secretary  
BOARD OF SELECTMEN

cc: Board of Selectmen  
Town Manager  
Fire Chief

Clerk

# The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC SAFETY—DIVISION OF FIRE PREVENTION  
1010 COMMONWEALTH AVENUE, BOSTON

**COPY**

MIDDLEBOROUGH 8-8-2005  
(City or Town) (Date)

## APPLICATION FOR LICENSE

For the lawful use of the herein described building... or other structure..., application is hereby made in accordance with the provisions of Chapter 148 of the General Laws, for a license to use the land on which such building... or other structure... is/are or is/are to be situated, and only to such extent as shown on plot plan which is filed with and made a part of this application.

Location of land 760 CENTER ST Nearest cross street LOVELL ST  
 Owner of land BELBEN'S AUTO REPAIR INC Address 760 CENTER ST  
 Number of buildings or other structures to which this application applies 1  
 Occupancy or use of such buildings AUTO REPAIR & DISPENSING GAS & DIESEL  
 Total capacity of tanks in gallons:—Aboveground 2,500 Underground 16,000 GALS = 18,500  
 Kind of fluid to be stored in tanks 8,000 GAS and 8,000 DIESEL and 2,500 WASTE OIL Tot

Approved  Disapproved  8-10-2005

Robert W. Silva  
(Head of Fire Dept.)

Jacquelyn Flork  
(Signature of Applicant)  
16 Forest Park Dr. Lakeville  
(Address)



# The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC SAFETY—DIVISION OF FIRE PREVENTION  
1010 COMMONWEALTH AVENUE, BOSTON

MIDDLEBOROUGH 8-29 X 2005  
(City or Town) (Date)

## LICENSE

In accordance with the provisions of Chapter 148 of the General Laws, a license is hereby granted to use the land herein described for the lawful use of the building... or other structure... which is/are or is/are to be situated thereon, and as described on the plot plan filed with the application for this license.

Location of land 760 Center Street Nearest cross street Lovell Street  
 Owner of land Belben's Auto Repair, Inc. Address 760 Center Street  
 Number of buildings or other structures to which this license applies 1  
 Occupancy or use of such buildings Auto Repair & Dispensing Gas & Diesel  
 Total capacity of tanks in gallons:—Aboveground 2,500 Underground 16,000 Gals.  
 Kind of fluid to be stored in tanks 8,000 Gas and 8,000 Diesel and 2,500 waste oil  
 Restrictions—If any: .....

[Signature]  
(Signature of Licensing Authority)

NOTE: COMPLETE TOP AND BOTTOM OF FORM AND FORWARD BOTH SECTIONS AND FEE TO LOCAL LICENSING AUTHORITY (CITY OR TOWN CLERK)  
DO NOT RETURN THIS FORM TO THE DEPARTMENT OF PUBLIC SAFETY

THE COMMONWEALTH OF MASSACHUSETTS

Department of Public Safety-Division of Fire Prevention, Boston, MA



CERTIFICATE OF REGISTRATION

Middleborough May 1 2007  
(town) (date)

In accordance with the provision of Chapter 148, Section 13, of the General Laws, the undersigned hereby certifies that

BELBENS AUTO REPAIR address 700 CENTRE ST  
(Name of holder of license)

is the holder of the license granted 10/30/95 19 for the lawful use of  
of the building(s) or other structure(s) situated or to be situated at 700 CENTRE ST  
as related to the KEEPING, STORAGE, MANUFACTURE OR SALE OF FLAMMABLES OR EXPLOSIVES  
MIDDLEBORO  
(town)

Received May 1, 2007

by Eileen J. Gates  
Town Clerk  
(Official Title)

*[Signature]*

(State whether, owner, occupant or holder)

(address)

FID # 04-327-8735

Stephen W. Flood



LANCE M. BENJAMINO  
Fire Chief

# MIDDLEBOROUGH FIRE DEPARTMENT

125 North Main Street  
Middleborough, Massachusetts 02346



Tel: 508-946-2461  
Fax: 508-946-2464

RECEIVED

MAR 23 2009

BOARD OF SELECTMEN  
MIDDLEBOROUGH, MA

March 12, 2009

Patrick Rogers, Chairman  
Board of Selectmen  
Town of Middleborough

RE: Belbens Auto Repair  
760 Centre Street, Middleboro

Dear Chairman Rogers,

I am requesting that a Hearing be scheduled before the Board of Selectmen for the purpose of revoking the above-referenced License for the keeping, storage, manufacture, or sale of flammables, combustibles, or explosives.

This hearing is being requested in accordance with *MGL Ch 148 section 13. Licenses for Land Storage, Manufacture or Sale of Explosives; Certificate of Approval; Record; Certificate of Registrations; Fees; Replacements and Alterations of, and Regulations for Buildings; Revocation; Appeals to Marshal* and is being made for the following reasons listed, but not limited to:

- ❖ Failure to possess a permit (FP-290) to maintain a storage facility;
- ❖ Failure to demonstrate financial responsibility requirements in the event of an accidental release;
- ❖ Failure to comply with leak detection requirements;
- ❖ Failure to install, calibrate, operate or maintain leak detection equipment according to manufacturer specifications;
- ❖ Failure to maintain daily and monthly inventory records according to regulatory requirements;
- ❖ Failure to make records readily available upon request of the Office of the State Fire Marshal and/or the head of the Fire Department or their designees;
- ❖ Failure to maintain cathodic protection for a steel tank;
- ❖ Pressurized piping system fails to meet leak detection requirements;
- ❖ Improper abandonment of a tank or container.

Enclosed please find an Order of Notice issued by the Office of the State Fire Marshal.

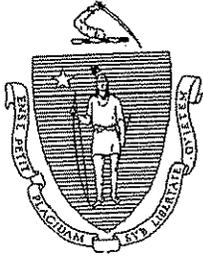
Please contact me with the scheduled date for the hearing.

Sincerely,



Lance Benjamino, Fire Chief  
Middleborough Fire Department

encl



# Department of Fire Services

Office of the State Fire Marshal

P. O. Box 1025 - State Road

Stow, Massachusetts 01775

(978) 567 - 3300 Fax (978) 567 - 3199



## ORDER OF NOTICE

Facility Name: Belbens Auto Repair  
 Address: 760 Centre St, Plymouth  
 City/Town: Middleboro, MA 02346  
 Owner: Belben'S Auto Repair Inc  
 Mailing Address: 760 Centre St  
 City/Town: Middleboro MA 02346

Facility ID: 8505  
 Telephone: (508) 947-8833  
 Self Service ID:  
 Permit/Lic. No.:  
 Owner DOB:  
 SSN:

### Owner/Operator:

The State Fire Marshal's Office has determined that the following violation(s) of firelaws, as herein specified, exist at your site/facility:

### Violation:

- Failure to possess a permit (FP-290) to maintain a storage facility. 527 CMR 9.07(M)(2)(a)
- Failure to demonstrate financial responsibility requirements in the event of an accidental release. 527 CMR 9.07(N)
- Failure to comply with leak detection requirements. 527 CMR 9.05G(4)
- Failure to install, calibrate, operate or maintain leak detection equipment according to manufacturer specifications. 527 CMR 9.05(D)(3)
- Failure to maintain daily and monthly inventory records according to regulatory requirements. 527 CMR 9.05(E)(1)
- Failure to make records readily available upon request of the Office of the State Fire Marshal and/or the head of the Fire Department or their designees. 527 CMR 9.05(D)(7) and 527 CMR 9.05(E)(1)(g)
- Failure to maintain cathodic protection for a steel tank. 527 CMR 9.05(H)(1)
- Pressurized piping system fails to meet leak detection requirements. 527 CMR 9.05(G)(8)
- Improper abandonment of a tank or container. 527 CMR 9.07(J)

### Correct By Date:

Forthwith  
 Fortwith  
 Fortwith  
 Fortwith  
 Fortwith  
 Fortwith  
 Fortwith  
 Fortwith

### Ordered:

- Permit to maintain a storage facility is revoked forthwith. 527 CMR 9.07(L)(2)  
VCONTACT
- Cease and desist from the delivery of any product into the underground storage tank(s) forthwith. M.G.L. c. 148 §38G
- Remove all product from the underground storage tank(s) render the tank(s) inert and secure all openings forthwith. M.G.L. c. 148 §38G and 527 CMR 9.05(J)(3)  
CONTACT LOCAL FIRE DEPT. PULL PERMIT

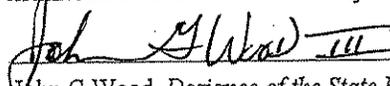
### Correct by Date:

Forthwith  
 Fortwith

01/30/2009

In accordance with M.G.L.c. 148 and 527 CMR you are hereby ordered to abate or correct the conditions enumerated on or before: January 30, 2009

Ordered By:

  
John G Wood *Designee of the State Fire Marshal*

Compliance Officer

**This notice of violation served:**

CERTIFIED MAIL #: 7003 1010 0005 2523 9985

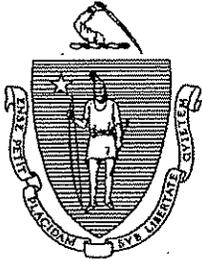
DATE: 12/31/2008

DATE: 12/31/2008

CC: Fire Department, Owner, State Fire Marshal

By John G Wood an Officer delegated by the State Fire Marshal in accordance with the provisions of MGL c. 148, Sections 4 & 5.  
Reply to: Office of the State Fire Marshal, P.O. Box 1025 State Road Stow MA 01775

Telephone: (978) 567-3712

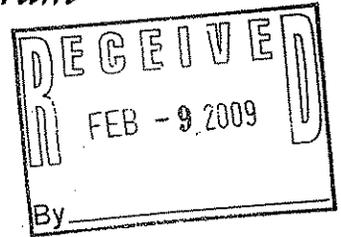


DEVAL L. PATRICK  
GOVERNOR

NAVJEET K. BAL  
COMMISSIONER

*The Commonwealth of Massachusetts*  
*Department of Revenue*  
*Underground Storage Tank Program*

100 Cambridge Street – 7<sup>th</sup> Floor  
Boston, MA 02114  
(617) 626-2600 Fax; (617) 626-2619



Via Certified Mail  
7002 2410 0001 8603 4152

February 6, 2009

Belben's Auto Repair, Inc.  
760 Centre Street  
Middleboro, MA 01930

Re: **Notice of Certificate of Compliance Revocation**  
UST Facility No. 8505  
Belben's Auto Repair, Inc.  
760 Centre Street  
Middleboro, MA 02346

Dear UST owner:

This letter is to inform you that the Certificate of Compliance (COC) for the above referenced underground storage tank (UST) facility is hereby revoked effective **February 6, 2009** for failure to remit payment of annual tank fees per our previous notices to you. As a result of the COC revocation, you are no longer able to use the M.G.L. c. 21J program as a means of demonstrating federal and state Financial Responsibility requirements. Furthermore, any response action costs incurred during said revocation will be ineligible for reimbursement under the M.G.L. c. 21J Program.

As a result of the COC revocation, you must immediately obtain independent financial assurance to cover costs associated with a release of petroleum products from a UST system. In addition, you are required to provide sufficient documentation to the Department of Fire Services and the local fire department demonstrating that you are in compliance with the financial responsibility requirements (insurance, surety bond, etc.) as required by 527 CMR 9.07(N). Enclosed is the EPA booklet "*Dollars And Sense - Financial Responsibility Requirements for Underground Storage Tanks*". Questions regarding financial responsibility should be directed to the Department of Fire Services at (978) 567-3713.

Regardless of your participation in the M.G.L. c.21J Program, you are obligated to pay the annual tank fee for each qualifying UST and will continue to be assessed a 5% penalty for each month the fee remains unpaid.

Belben's Auto Repair, Inc.

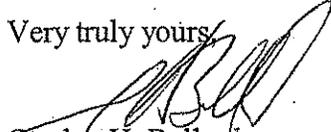
February 6, 2009

Page 2

Please be advised that your COC will be reinstated within seven (7) days of receipt of full payment. Please remit a check or money order payable to the *Commonwealth of Massachusetts* in the amount indicated in the enclosed statement.

The COC revocation is a final action of the Board for the purposes of Reconsideration. Should you have any questions regarding this matter, please contact Compliance Officer Philip J. O'Sullivan at (617) 626-2604.

Very truly yours,



Gordon H. Bullard  
Executive Director

Enclosure

GHB/pjo

cc: Department of Fire Services, UST Enforcement Unit, w/o encl.  
Middleboro Fire Department, w/o encl. ✓  
File, with encl.



**BJA FY 09 Recovery Act Edward Byrne Memorial  
Justice Assistance Grant Program Local Solicitation**  
2009-F4013-MA-SU



[Application](#)

[Correspondence](#)

[Switch to ...](#)

**Application Handbook**

**Applicant Information**

[Overview](#)

Verify that the following information filled is correct and fill out any missing information. To save changes, click on the "Save and Continue" button.

[Applicant Information](#)

[Project Information](#)

[Budget and Program Attachments](#)

[Assurances and Certifications](#)

[Review SF 424](#)

[Submit Application](#)

[Help/Frequently Asked Questions](#)

[GMS Home](#)

[Log Off](#)

*Is the applicant delinquent on any federal debt	<input type="radio"/> Yes <input checked="" type="radio"/> No
*Employer Identification Number (EIN)	04 - 6001221
*Type of Applicant	Municipal
Type of Applicant (Other):	
*Organizational Unit	Police Department
*Legal Name (Legal Jurisdiction Name)	Town of Middleborough
*Vendor Address 1	99 N. Main St.
Vendor Address 2	
*Vendor City	Middleboro
Vendor County/Parish	
*Vendor State	Massachusetts
*Vendor ZIP	02346 - 2419 <a href="#">Need help for ZIP+4?</a>
<b>Please provide contact information for matters involving this application</b>	
*Contact Prefix:	Mr.
Contact Prefix (Other):	
*Contact First Name:	Bruce
Contact Middle Initial:	
*Contact Last Name:	Gates
Contact Suffix:	Select a Suffix
Contact Suffix (Other) :	
*Contact Title:	Lieutenant
*Contact Address Line 1:	99 N. Main St.

Contact Address Line 2:	
*Contact City	Middleboro
Contact County:	
*Contact State:	Massachusetts
*Contact Zip Code:	02346 - 2419 <a href="#">Need help for ZIP+4?</a>
*Contact Phone Number:	508 947 1212 Ext:
Contact Fax Number:	508 947 1009
*Contact E-mail Address:	bruce.gates@mpdmail.com

Save and Continue



**BJA FY 09 Recovery Act Edward Byrne Memorial  
Justice Assistance Grant Program Local Solicitation**  
2009-F4013-MA-SU



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<b>*Descriptive Title of Applicant's Project</b>	
The grant funds will be used towards job preservation of a police officer position. The Middleboro Police Department's personnel budget accounts for over 90 % of the total	
<b>*Areas Affected by Project</b>	
The municipality, Town of Middleborough Massachusetts would be the geographic area that would be affected by the police officer job preservation.	
Proposed Project	
*Start Date	February 17 2009
*End Date	February 17 2013
<b>*Congressional Districts of</b>	
Project	Congressional District 01, MA Congressional District 02, MA Congressional District 03, MA Congressional District 04, MA
<b>*Estimated Funding</b>	
Federal	\$ 33083 .00
Applicant	\$ 0 .00
State	\$ 0 .00
Local	\$ 0 .00
Other	\$ 0 .00
Program Income	\$ 0 .00
<b>TOTAL</b>	<b>\$ 33083 .00</b>

**Save and Continue**

# Budget Detail Worksheet

**Purpose:** The Budget Detail Worksheet may be used as a guide to assist you in the preparation of the budget and budget narrative. You may submit the budget and budget narrative using this form or in the format of your choice (plain sheets, your own form, or a variation of this form). However, all required information (including the budget narrative) must be provided. Any category of expense not applicable to your budget may be deleted.

**A. Personnel** - List each position by title and name of employee, if available. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

Name/Position	Computation	Cost
Position 1, Bradley A. Savage/ Police Officer	100 %	\$44,313.36
Position 2		
Position 3		
Position 4		
Position 5		
Position 6		
<b>SUB-TOTAL</b>		<b>\$44,313.36</b>

**B. Fringe Benefits** - Fringe benefits should be based on actual known costs or an established formula. Fringe benefits are for the personnel listed in budget category (A) and only for the percentage of time devoted to the project. Fringe benefits on overtime hours are limited to FICA, Workman's Compensation, and Unemployment Compensation.

Name/Position	Computation	Cost
Fringe benefit 1, each benefit entry is limited to one line		
Fringe benefit 2		
Fringe benefit 3		
Fringe benefit 4		
Fringe benefit 5		
<b>SUB-TOTAL</b>		<b>\$0.00</b>
<b>Total Personnel &amp; Fringe Benefits</b>		<b>\$44,313.36</b>

**Budget Summary**- When you have completed the budget worksheet, transfer the totals for each category to the spaces below. Compute the total direct costs and the total project costs. Indicate the amount of Federal requested and the amount of non-Federal funds that will support the project.

<b>Budget Category</b>	<b>Amount</b>
<b>A. Personnel</b>	<u>\$44,313.36</u>
<b>B. Fringe Benefits</b>	<u>\$0.00</u>
<b>C. Travel</b>	<u>\$0.00</u>
<b>D. Equipment</b>	<u>\$0.00</u>
<b>E. Supplies</b>	<u>\$0.00</u>
<b>F. Construction</b>	<u>\$0.00</u>
<b>G. Consultants/Contracts</b>	<u>\$0.00</u>
<b>H. Other</b>	<u>\$0.00</u>
<b>Total Direct Costs</b>	<u>\$44,313.36</u>
<b>I. Indirect Costs</b>	<u>\$0.00</u>
<b>TOTAL PROJECT COSTS</b>	<u>\$44,313.36</u>
<b>Federal Request</b>	<u>\$33,083.00</u>
<b>Non-Federal Amount</b>	<u>                    </u>