

## **MINUTES – SELECTMEN’S MEETING**

**Wednesday, November 18, 2020**

### **Remote Meeting**

Participants: Michael G. Bradley, Chairman; Christopher R. Rohland; Stephen R. Darcy; Michael A. Maresco, Town Administrator

Mr. Bradley moved, seconded by Mr. Rohland, to open the meeting at 6:00 p.m. The vote was unanimous. Roll Call vote: Mr. Bradley – aye; Mr. Rohland – aye; Mr. Darcy - aye.

Earth Removal Permit Application – Marshfield Yacht Club – Michael Maresco gave an overview of the events leading to this application for an Earth Removal Permit. Mr. Maresco said that the dredging at the Marshfield Yacht Club was approved by the Conservation Commission and Zoning Board of Appeals, and that most of the dredge material was going to be used for beach nourishment at Rexhame Beach. Mr. Maresco said that he received a complaint that the Marshfield Yacht Club was trucking materials out of Marshfield, which triggered the need for an Earth Removal Permit. Mr. Maresco gave some background on the history of Earth Removal Permits in Marshfield and noted that when Marshfield Yacht Club was notified of the need for a permit, they immediately stopped operations and have been extremely cooperative. Mr. Maresco said that Patrick Brennan filed the appropriate paperwork for the Earth Removal Permit on Monday.

Patrick Brennan reviewed the process so far and said that since the permitting process started in 2015, they have secured a number of regulatory permits from ZBA, Conservation Commission, the Army Corps of Engineers and the DEP. Mr. Brennan gave some details on the project and said that some of the dredging material is not suitable for beach nourishment and the DEP said that it could not go on the beach, Mr. Brennan said that they were able to find an upland disposal site for this material. Mr. Brennan noted that the Yacht Club last dredged in 2006 and they did not need an Earth Removal Permit at that time, they were not aware that they needed one now until they were notified of Cease and Desist order on Friday.

Mike Bradley said that it is a common misconception is that if you are removing soil you are making money, which is clearly not the case here. Mr. Bradley added that since the Town is receiving a benefit of beach nourishment from this project he would suggest waiving the permit fee of \$2500. Chris Rohland asked where the unsuitable spoils are being sent. Mr. Brennan said that O’Donnell Sand and Gravel in Kingston has agreed to take them. Steve Darcy asked the cost of transporting the spoils. Patrick Brennan said they have spent about \$70,000 to this point. Mr. Brennan said that the total cost for dredging will be about \$400,000 and total cost for trucking will be close to \$250,000. Steve Darcy said that since it seems like they made an honest mistake he is ready to move forward with the Chairman’s proposal of granting the permit and waiving the fee.

David Carriere asked if they have a chemical analysis and grain sizing report. Mr. Brennan said that he can send reports on grain sizing and chemical analysis to Michael Maresco.

After a brief discussion, Mike Bradley moved, seconded by Chris Rohland, to declare that the dredging operation at the Marshfield Yacht Club, as conditioned, will not be injurious or dangerous to the public health; will not produce noise, dust or other effects observable from adjacent property in amounts seriously objectionable or detrimental to the normal use of the property; and will not have a material adverse effect on the water supply, health or safety of persons living in the neighborhood or on the use of or amenities of adjacent land, and therefore to grant an Earth Removal Permit, contingent on receipt of certificate of insurance, and to waive the fee for this permit. The vote was unanimous. Roll Call Vote: Mr. Bradley – aye; Mr. Rohland – aye; Mr. Darcy – aye.

At 6:20 p.m. Mr. Bradley moved, seconded by Mr. Rohland, to adjourn the meeting. The vote was unanimous. Roll Call Vote: Mr. Bradley – aye; Mr. Rohland – aye; Mr. Darcy – aye. There was no executive session held.

Respectfully submitted,

Catherine Burke

*The following documents and exhibits were presented at the meeting: Earth Removal Permit application and backup information.*