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Robert T. Ferguson, Jr.
rferguson@hinckleyallen.com

September 30, 2022

VIA FIRST CLASS MAIL, FEDERAL EXPRESS (OVERNIGHT), AND EMAIL
[buildingadmin@plymptontown.org; bosassistant@plymptontown.org]

Mr. Thomas Millias, Inspector of Buildings / Building Commissioner
Town of Plympton
~and~
Board of Selectmen
Town of Plympton
5 Palmer Road,
Plympton, MA 02367

**Re: Request to Immediately Rescind/Vacate Cease and Desist Order of September 28, 2022: In
RE: M19-B2-L4 Plympton, MA 02367**

Dear Inspector Millias and the Board of Selectmen for the Town of Plympton:

This office represents RPBP, LLC ("RPBP"), the owner of the above-referenced property located at lot M19-B2-L4 in the Town of Plympton (the "Property"), as well as RPBP's principal, Peter Opachinski, and S L T Construction Corporation ("SLT") (RPBP, Mr. Opachinski, and SLT, collectively, for purposes of ease of reference in this letter only, "SLT"). SLT received the Town of Plympton's ("Plympton" or the "Town") September 28, 2022 letter ordering SLT to "CEASE AND DESIST from violating . . . provisions of the Town of Plympton By-Laws at Chapter 145 § 145-3 regarding Earth Removal" (the "Cease-and-Desist Order"). However, for at least the reasons that follow, the Cease-and-Desist Order lacks any valid factual or legal basis and there has been no violation as alleged. Therefore, SLT respectfully requests and demands that the Town immediately rescind and vacate the Cease-and-Desist Order for at least the reasons discussed in this letter and in light of the information set forth in the attached affidavit of Mr. Opachinski (the "Opachinski Affidavit"), a copy of which is enclosed. In short:

1. The Cease-and-Desist Order is based on an incorrect reading of the Town of Plympton Bylaws (the "Bylaws"), which – as the Town has previously acknowledged – do not require an earth removal permit for mere stockpiling of material;
2. SLT's use of the Property is not in violation of the Bylaws; and
3. SLT has kept the Town fully apprised of its use of the Property and the Town – consistent with the plain language of the Bylaws – has not required any earth removal permit and has explicitly (if not implicitly) authorized and/or permitted SLT's use of the Property.

Please be advised that, in the event that the Town does not immediately rescind and vacate the Cease-and-Desist Order, SLT will have no practicable choice but to commence an action in court. This letter is not intended to be exhaustive.

1. The Cease-and-Desist Order is Based on an Incorrect Reading of the Town's Bylaws.

The Bylaws provide that "[n]o person shall conduct an earth removal operation in the Town of Plympton unless they are the holder of an earth removal permit issued by the Board or the operation qualifies for an exemption set forth in this bylaw." Bylaws, Chapter 145 (Earth Removal), § 145-3.

However, as noted in the Cease-and-Desist Order, the Bylaws set forth the following specific and limited definition of "Earth Removal Operation or Operations":

EARTH REMOVAL OPERATION or OPERATIONS

The **processing or removal**, or both, from a site, by hand or by machinery, of any earth material, including but not limited to loam, sand, gravel, clay, peat, hard-pan, or rock, **from the surface or subsurface** without the aid of drilling and/or blasting, together with all activities **associated with the removal**, including, but not limited to, the stripping of vegetation, loam, topsoil, or sod, the digging, stockpiling, processing, moving, depositing, or transportation of earth products in any form, natural, altered or otherwise. 'Earth removal operation' includes the moving of equipment required for the operation to, from, or within the site, and all land affected by the operation (e.g., fill, or storage piles, access ways, or structures). Earth removal operations shall include all land impacted by the operation (e.g. pits, fill or storage piles, access ways and structures).

Bylaws, Chapter 145, § 145-2 (emphasis added).

A plain reading of this definition makes clear that earth removal operations – as defined in the Bylaws – are limited to the "processing or removal" of earth material "from the surface or subsurface" of a site in Plympton, "together with activities associated with the removal." As discussed below, there has been no "processing or removal" of any earth material "from the surface or subsurface" at the Property, period. The mere stockpiling of earth material on a piece of property, the surface or subsurface of which is not the subject of any earth "processing or removal" (including, for example, stripping or excavation operations), plainly falls outside the limited and specific definition of "Earth Removal Operation or Operations" set forth at Section 145-2. The mere fact that the term "stockpiling" appears in the definition does not justify a different conclusion, since it is clearly used in conjunction with activities that constitute "earth removal operations" under the Bylaws (i.e., "removal or processing" of earth material "from the surface or subsurface" and all "activities associated with the removal"). There is nothing in the Bylaws which suggests that stockpiling alone – without any associated activity within the definition of "earth removal operations" – constitutes the type of activity for which the Bylaws require an earth removal permit. As discussed below, SLT is not processing or removing any earth material from the surface or subsurface of the Property and the Town has acknowledged that mere stockpiling – without actual "earth removal operations" under the Bylaws – does not require a permit.

2. SLT's Use of the Property Does Not Violate the Earth Removal Provisions of the Bylaws.

As described more fully in the enclosed Opachinski Affidavit, SLT is not conducting any operations or activities on the Property that require an earth removal permit under the Bylaws. Several months ago, SLT fully disclosed to the Town its use of the Property. By letter to the Town of Plympton Board of Selectmen dated May 2, 2022, SLT advised that it is "temporarily stockpil[ing] excess sand & gravel on the Plympton side of [the Property]". SLT elaborated that it was stockpiling the excess sand and gravel in order "to construct [the] North Carver Business Park in Carver." SLT explained that the excess sand and gravel is not being removed from the surface and subsurface of the Plympton Property, but is being relocated from the adjacent property in Carver to "complete the construction of [SLT's] roadway in Carver." At no time has SLT "removed or processed" any earth material "from the surface or subsurface" of the Property located in Plympton. Thus, SLT's stockpiling of material does not fall within the limited and specific definition of "earth removal operations" under the Bylaws.

3. Plympton Has Previously Acknowledged That No Earth Removal Permit is Required for SLT's Temporary Storage of Material on the Property.

If the Town believed that an earth removal permit was required in order to stockpile materials on the Property, the Town had ample opportunity to so advise SLT. As noted above, SLT notified the Town months ago that it would be temporarily stockpiling material at the Property. Plympton did not require SLT to obtain an earth removal permit at that time. Instead, Plympton officials acknowledged and recognized that such storage is not in violation of the Bylaws. SLT understands that the Town considered SLT's May 2, 2022 letter. After receipt of SLT's letter, the Town of Plympton Building Department informed the Town Clerk, Board of Selectmen, Planning Board and Conservation Department, that "[t]here is no permit necessary for stockpiles." A copy of June 28, 2022 email correspondence among Town officials is attached at **Tab 1**. Thus, the Town explicitly authorized and permitted SLT's use of the Property and confirmed the plain meaning of the Bylaws as described above. It was only after the Town received a request for enforcement that the Town suddenly issued its Cease-and-Desist Order. However, to the best of SLT's knowledge, there has been no evidence presented of any earth "processing or removal" "from the surface or subsurface" of the Property. Nor has the request for enforcement come from any person aggrieved by SLT's use of the Property (which is landlocked in a corner of Plympton by Route 44, a solar farm, and an ongoing subdivision development project in Carver). In these circumstances, the Town has improvidently issued the Cease-and-Desist Order, which is causing and/or will cause irreparable harm to SLT. The Town's issuance of the Cease-and-Desist Order is particularly troubling in light of SLT's May 2, 2022 letter, the Town's consideration of that letter and acknowledgement that an earth removal permit was not necessary, and SLT's long track record of compliance with applicable permit requirements (such as in neighboring Carver). If the Town believed that an earth removal permit would be required for SLT's temporary storage of earth material on the Property, the Town could have informed SLT on a timely basis and SLT could have proceeded with the earth removal permit process back in May.

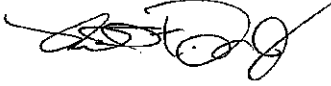
Conclusion

In these circumstances, and for at least the foregoing reasons, the Town must immediately rescind and vacate the invalid Cease-and-Desist Order. If Plympton does not immediately rescind and vacate the Cease-and-Desist Order, SLT will have no practicable choice but to seek immediate judicial relief to

protect its rights and interests as well as to protect against the irreparable harm that the Town's Cease-and-Desist Order is causing and/or will cause to SLT.

Thank you for your prompt attention to this matter. SLT reserves all rights and waives none.

Very truly yours,



Robert T. Ferguson, Jr.

Enclosures

cc: S L T Construction Corporation
Eric F. Eisenberg, Esq.

TAB 1

AFFIDAVIT OF PETER J. OPACHINSKI

I, Peter J. Opachinski, hereby depose and state as follows under oath:

1. I am the President and Secretary of S L T Construction Corporation (“SLT”), a Carver-based excavation contractor that has proudly served clients in the Commonwealth since 1986. I have worked in the construction industry for 46 years and have an intimate knowledge of excavation and other earthwork operations based on my experience.

2. I have personal knowledge of the facts set forth herein, which I believe to be true.

3. I make this affidavit in support of SLT’s September 30, 2022 letter requesting and demanding that the Town of Plympton (“Plympton”) immediately rescind and vacate its September 28, 2022 Cease-and-Desist Order (the “Order”). All capitalized terms used in this affidavit have the same meanings given to those terms in SLT’s September 30, 2022 letter.

4. I am a principal of RPBP, LLC (“RPBP”), the record owner of certain property located off of Spring Street in Carver, Massachusetts (the “Carver Property”). RPBP also owns an adjacent parcel located in Plympton, which is referred to in the Order as “M19-B2-L4” (the “Plympton Property”). Copies of both the Carver and Plympton Assessor’s maps depicting the Carver Property and the Plympton Property are attached as Exhibits 1 and 2.

5. Pursuant to applicable permits and an approved subdivision plan, SLT has undertaken the construction of the North Carver Business Park (also known as the Rickett’s Pond Business Park) (the “Business Park”) at the Carver Property. The development will consist of approximately thirteen (13) buildings, complete with the necessary parking lots and roadways. In connection with the development project, SLT obtained a permit from the Carver Earth Removal Committee for earth removal on the Carver Property and also sought and received Carver approval of a subdivision plan for that project. A copy of the approved subdivision plan is attached as Exhibit 3. A copy of the Earth Removal Permit issued by the Town of Carver is attached as

Exhibit 4. SLT has undertaken operations at the Carver Property in reliance on Carver's permits and approvals.

6. As set forth in the earth removal permit and the approved subdivision plan, development of the business park at the Carver Property called for the excavation of hundreds of thousands of cubic yards of material. As a result, SLT has, from time to time, collected various quantities of material at the Carver Property that it will either use in connection with the construction of the Business Park or move off-site altogether. At times, the presence of material stored at the Carver Property has interfered with SLT's ability to perform its construction operations at the Carver Property. As a result, in order to facilitate construction in accordance with the approved subdivision plan (such as utility and roadway construction), SLT proposed to temporarily store the material on the adjacent Plympton Property. Temporary storage on the Plympton Property would cause no harm given, among other things, the fact that the Plympton Property is situated in the corner of Plympton between Route 44, the Carver Property, and a solar array.

7. Based on the Plympton Bylaws, I did not believe that an earth permit was necessary because I would not be removing or processing material from the surface or subsurface of the Plympton Property, I would merely be storing material on top of the surface. Regardless, I wanted to make sure that Plympton was aware of my use of the Plympton Property. On May 2, 2022, in an effort to be proactive and forthcoming with my temporary use of the Plympton Property, I wrote a letter to the Town of Plympton Board of Selectmen, in which I described the use, and my intent to move a portion of the sand and gravel that had accumulated on the Carver Property to the Plympton Property. I explained that the need to "temporarily stockpile excess sand & gravel" on

the Plympton Property would not result in the “removal of any existing sand & gravel” on the Plympton Property. A copy of this letter is attached as Exhibit 5.

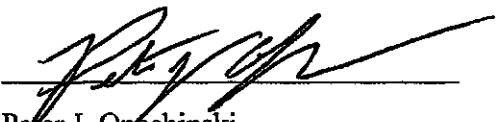
8. I did not receive any response from the Town of Plympton and the Town did not require SLT to obtain an earth removal permit. Nor did I otherwise hear any objection to the temporary storage of sand and gravel on the Plympton Property. I have subsequently become aware that the Town of Plympton considered my May 2, 2022 letter in conjunction with the Bylaws and determined that an earth removal permit was not necessary.

9. To be clear, SLT has not conducted earth removal operations at the Plympton PProperty within the definition of the Bylaws. No earth material has been removed or processed from the surface or subsurface of the Plympton Property. SLT has simply temporarily stockpiled and stored material on top of the surface at the Plympton Property (under full view and with the apparent approval of the Town of Plympton).

10. SLT would suffer harm and/or irreparable harm in the event that Plympton does not immediately rescind and vacate its Order.

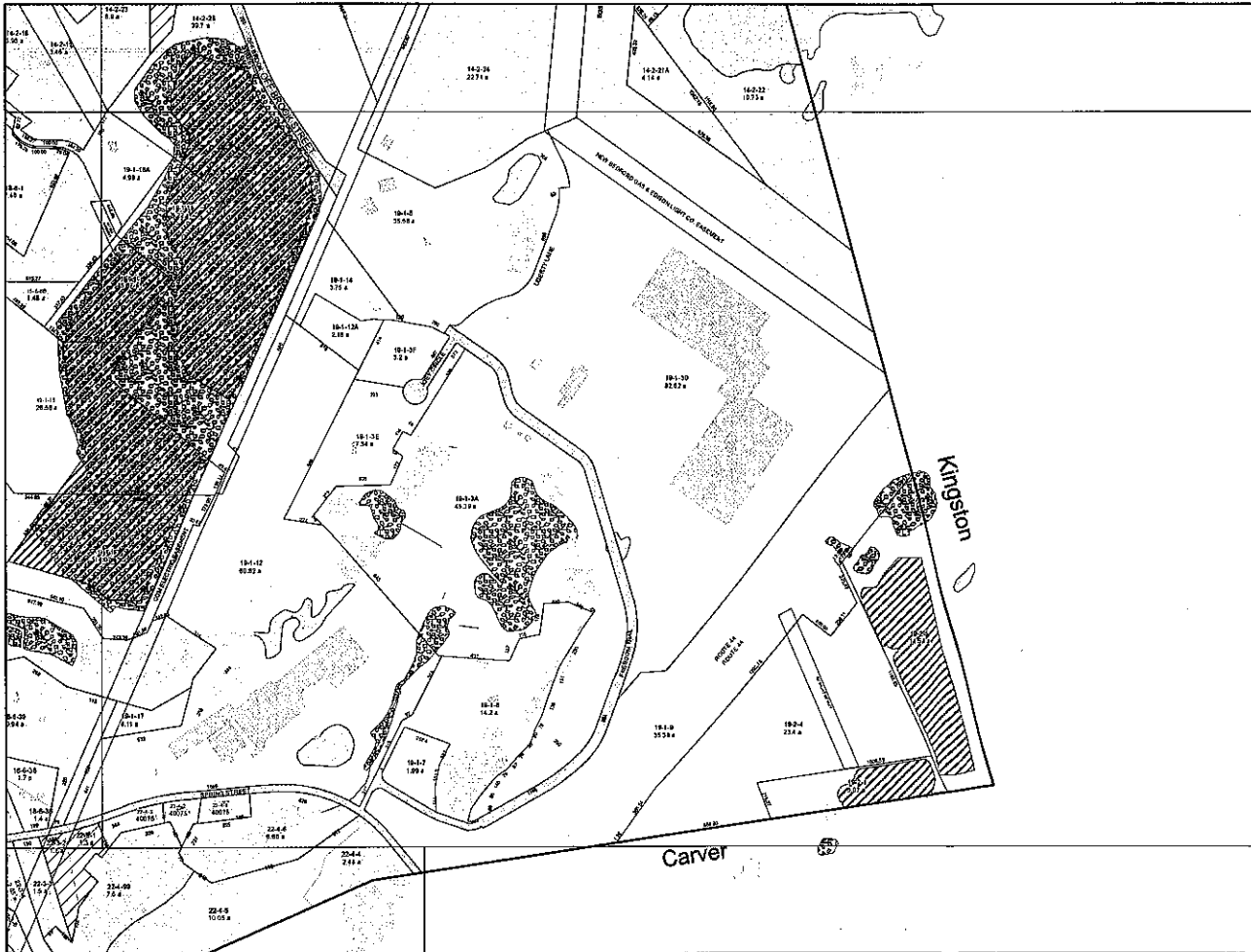
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SIGNED UNDER THE PENALTIES OF PERJURY THIS 22nd DAY OF SEPTEMBER, 2022.



Peter J. Opachinski

EXHIBIT 1



**ASSESSORS
MAP FY22**



MAP LEGEND

- Tax Parcels
- Sub-Parcels
- Town Owned Parcels
- Surrounding Parcels
- Parcels Outside Town
- ROW
- Building
- Estabment
- Doo
- Wetland
- Open Water
- Solar Array

MAP SCALE

1 inch = 500 feet
 Feet
 0 100 200 300 400 500

MAP LOCATOR



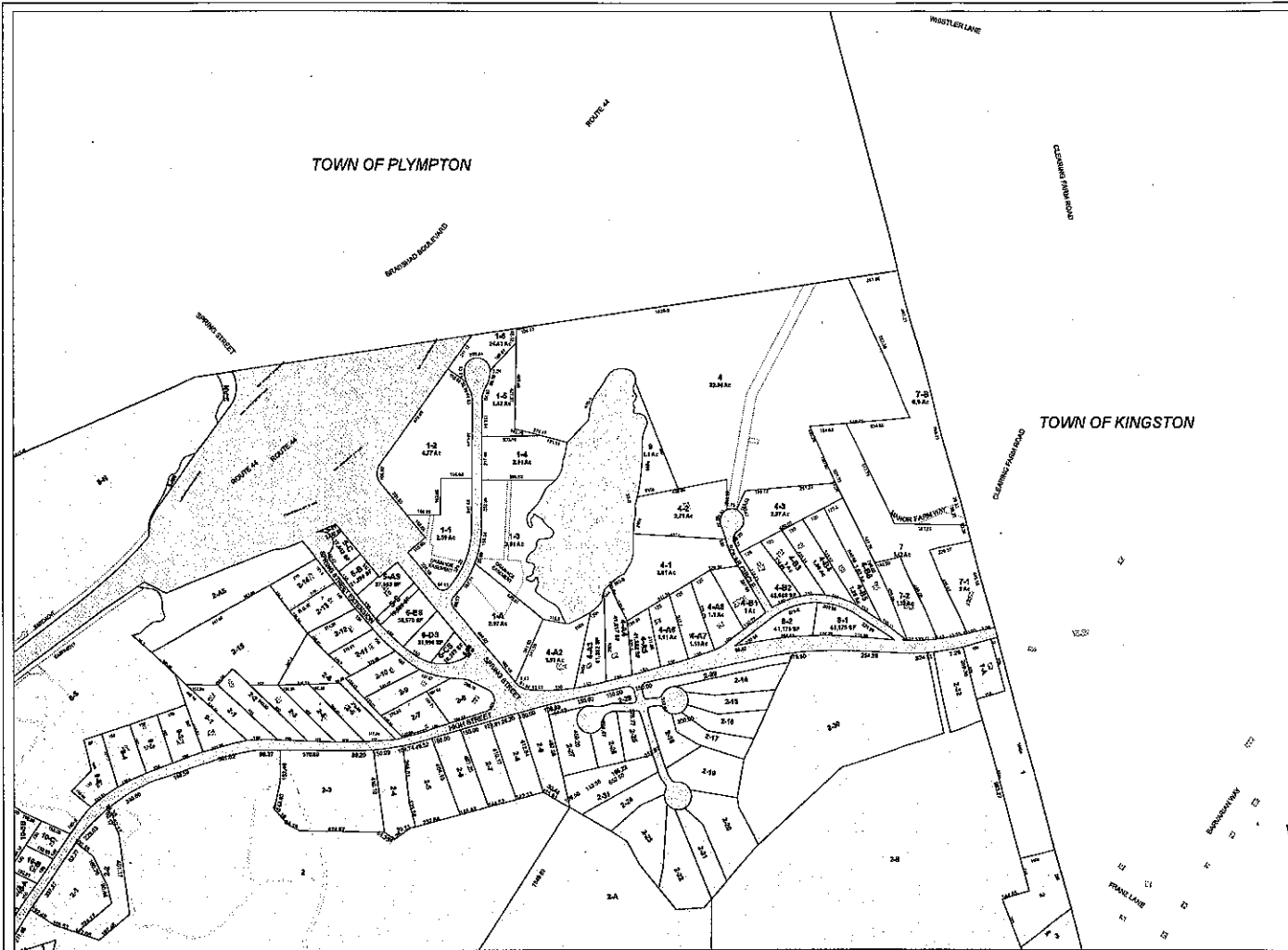
MAP DISCLAIMER
 These maps are not intended for use in conveyance or for engineering design purposes. The Town of Plympton and its representatives shall not be liable for any error of this information.

MAP NOTES
 Parcel Areas in RED are from the GIS data system for the Billing lot. Areas in BLUE are from Historic information on the sub-parcels.
 Map PDF file created on: 4/26/2022

CGIS MAPPING, LLC
 143 Front Street, Suite 400
 Marion, MA 02725
 (508) 910-7786
 www.cgismapping.com

MAP NO: 19

EXHIBIT 2



PROPERTY MAP
Town of Carver
 MASSACHUSETTS

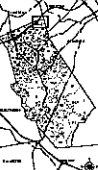


Disclaimer
 This map is for assessment purposes. It does not constitute a deed or conveyance.
 The boundaries shown in this map are based on the Massachusetts State Plane coordinate system NAD 83.
 Original property maps were prepared by G&A Consulting, Inc. and approved by the Town of Carver, Massachusetts, on 12/15/2011.
 G&A Consulting, Inc. is a registered surveying firm, No. 12752.

AppGeo



1 inch = 200 feet
 0 100 200

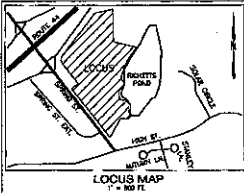


- Map Legend**
- Parcel
 - Public Road
 - Unpaved Road
 - Building
 - Easement
 - Adjacent Map No.
 - Pond, Lake
 - Town Boundary

MAP NO. 32

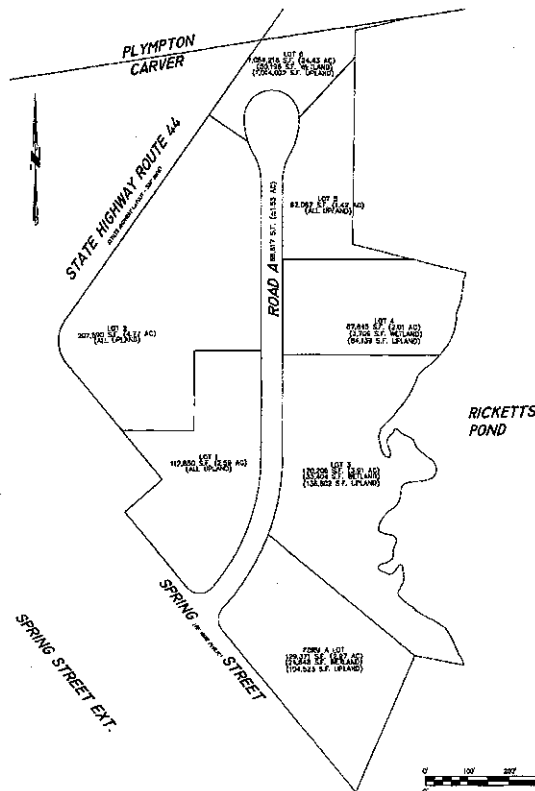
EXHIBIT 3

DEFINITIVE SUBDIVISION PLANS RICKETTS POND BUSINESS PARK IN CARVER, MASSACHUSETTS



Drawing Index:

No.	Drawing Title
1	COVER SHEET
2	LEGEND, ABBREVIATIONS & GENERAL NOTES
3	EXISTING CONDITIONS PLAN
4-5	SUBDIVISION PLAN
6-7	GRADING & DRAINAGE PLAN
8	LAYOUT PLAN & PROFILE
9-12	CONSTRUCTION DETAILS
13	EROSION AND SEDIMENTATION PLAN
WS-1	PRE-DEVELOPMENT WATERSHED PLAN
WS-2	POST-DEVELOPMENT WATERSHED PLAN



Owner/Applicant:
RPBP, LLC
3 MARION DRIVE
CARVER, MA 02330

Engineer/Surveyor:
MCKENZIE ENGINEERING GROUP, INC.
150 LONGWATER DRIVE
SUITE 101
NORWELL, MA 02061

APPROVAL UNDER THE SUBDIVISION CONTROL LAW REQUIRED

DATE OF APPLICATION: 1/16/19
DATE OF HEARING: 3/22/19
DATE OF APPROVAL: 3/23/19
DATE OF EXPIRE: 7/25/2019

Boone Miller
William J. ...
...

CARVER PLANNING BOARD

I, Boone Miller, Director of the Town of Carver, hereby certify that the notice of approval of this plan in the Planning Board was received on and recorded at this office and no notice of appeal was received during the thirty day period following such receipt and recording of said notice.

Dated: 07/25/2019
Boone Miller
TOWN CLERK

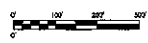
APPROVED: _____, SUBJECT TO STANDARD CONDITIONS SET FORTH IN A RESOLUTION REFERRED TO: _____, ORDER AND TO BE RECORDED HEREIN BY THE PLANNING BOARD OF CARVER, MASSACHUSETTS.

I HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE RULES AND REGULATIONS GOVERNING THE SUBDIVISION OF LAND IN CARVER DATED FEBRUARY 19, 2008.

Boone Miller
BOONE MILLER, P.E.
MCKENZIE ENGINEERING GROUP, INC.

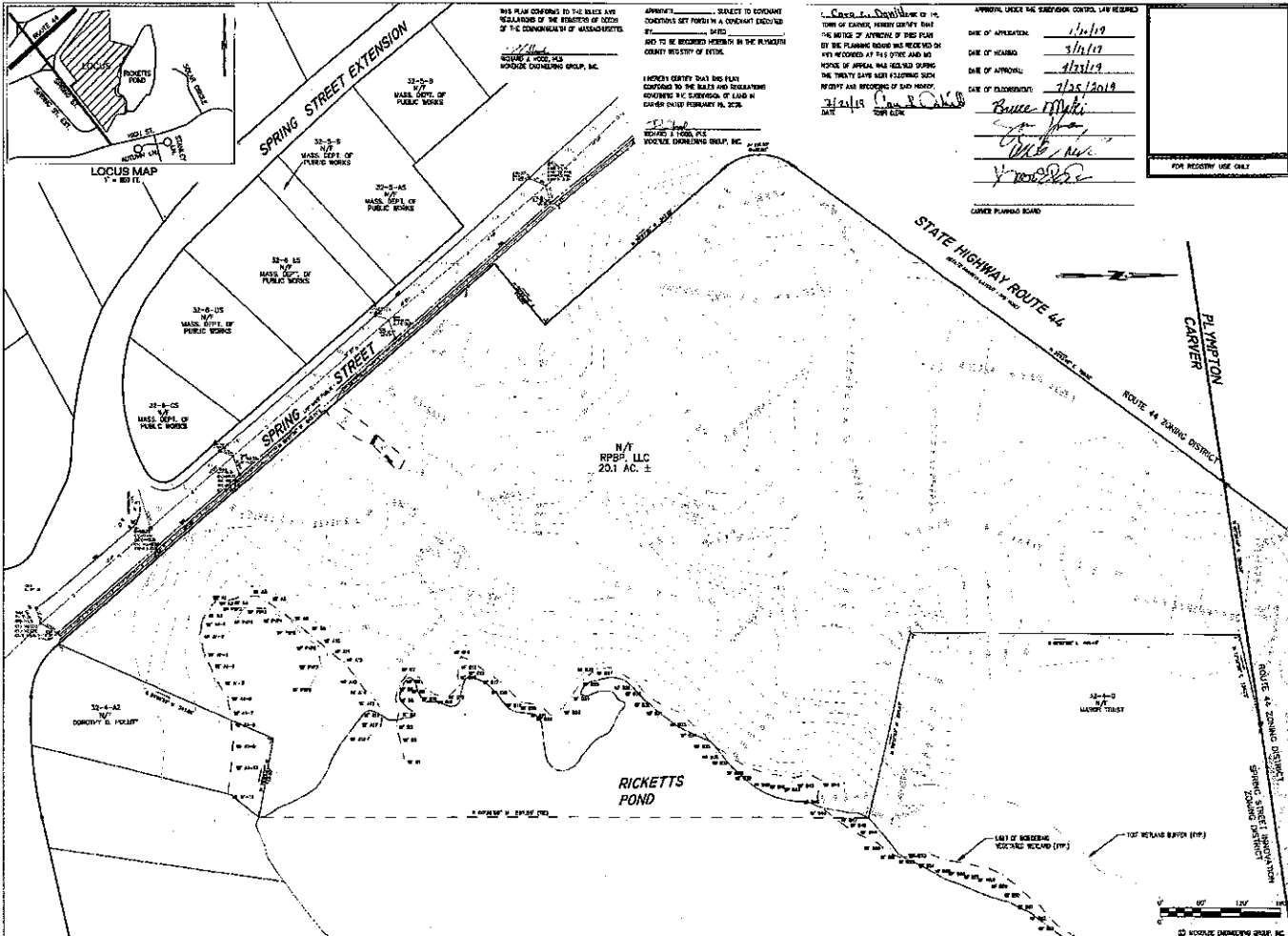
THE PLAN CONFORMS TO THE RULES AND REGULATIONS OF THE REGISTERED OFFICE OF THE COMMONWEALTH OF MASSACHUSETTS.

Edward J. ...
EDWARD J. ...
MCKENZIE ENGINEERING GROUP, INC.



© MCKENZIE ENGINEERING GROUP, INC.

<p>MCKENZIE ENGINEERING GROUP, INC. 150 LONGWATER DRIVE SUITE 101 NORWELL, MA 02061 TEL: 781.261.1000 WWW.MCKENZIE-ENG.COM</p>	<p>DEFINITIVE PLAN SET RICKETTS POND BUSINESS PARK OFF SPRING STREET CARVER, MASSACHUSETTS</p>
	<p>PERMIT PLAN SET</p>
<p>CONTRACT NO.: RPBP, LLC PROJECT NO.: 3 MARION DRIVE DATE: JANUARY 16, 2019 PROJECT NO.: 150-152 DWG. TITLE: COVER SHEET</p>	1



APPROVAL UNDER THE SUBVERSION CONTROL LAW REQUIRED

DATE OF APPLICATION	1/16/19
DATE OF HEARING	3/16/19
DATE OF APPROVAL	4/23/19
DATE OF FILING	7/25/2019

FOR REGISTRY USE ONLY

M.C. KENZIE
 REGISTERED PROFESSIONAL ENGINEER
 100 STATE STREET, SUITE 200
 CARVER, MASSACHUSETTS 01930
 (508) 339-1111
 www.mckenzie.com

DEFINITIVE PLAN SET
RICKETTS POND BUSINESS PARK
 OFF SPRING STREET
 CARVER, MASSACHUSETTS

PERMIT PLAN SET

EXISTING CONDITIONS PLAN

3

THIS PLAN CONFORMS TO THE RULES AND REGULATIONS OF THE REGISTERED PROFESSIONAL ENGINEERS OF THE COMMONWEALTH OF MASSACHUSETTS.

APPROVED: [Signature] PROJECT TO CONFORM TO CONDITIONS SET FORTH IN A CONDEMNATION DECREE AND TO BE RECORDED HEREIN IN THE PLANNING BOARD COUNTY REGISTRY OF DEEDS.

ISSUED BY: [Signature] MOORE ENGINEERING GROUP, INC.

I HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE RULES AND REGULATIONS GOVERNING THE SUBMISSION OF LAND IN CARVER DATED FEBRUARY 18, 2018.

REGISTERED PROFESSIONAL ENGINEER
 MOORE ENGINEERING GROUP, INC.

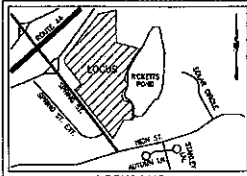
L. C. [Signature] [Signature] of the TOWN OF CARVER, HEREBY CERTIFY THAT THE NOTICE OF APPROVAL OF THIS PLAN BY THE PLANNING BOARD HAS RECEIVED ON FILE RECORDED AT 743 OFFICE AND NO NOTICE OF APPEAL HAS BEEN FILED WITHIN THE TWENTY DAY PERIOD FOLLOWING SUCH RECEIPT AND RECORDING OF SAID NOTICE.

DATE: 7/25/2019

CORNER PLANNING BOARD

LOCUS MAP
 1" = 80' H.L.

MOORE ENGINEERING GROUP, INC.



SPRING STREET EXTENSION

THIS PLAN CONFORMS TO THE RULES AND REGULATIONS OF THE REGISTER OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

APPROVED: [Signature] SURVEY TO ESTABLISH CONDITIONS SET FORTH IN A COVENANT ENTERED BY _____ DATE _____ AND TO BE INCORPORATED HEREIN IN THE PLANS/CHARTER RECORDS OF DEEDS.

REGISTERED PROFESSIONAL ENGINEER
 BOARD OF REGS. PLS.
 REGISTERED ENGINEER GROUP, INC.

I, [Signature] SURVEYOR, HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE RULES AND REGULATIONS GOVERNING THE RECORDING OF LAND IN CARVER DATED FEBRUARY 10, 2008.

REGISTERED PROFESSIONAL SURVEYOR
 BOARD OF REGS. PLS.
 REGISTERED ENGINEER GROUP, INC.

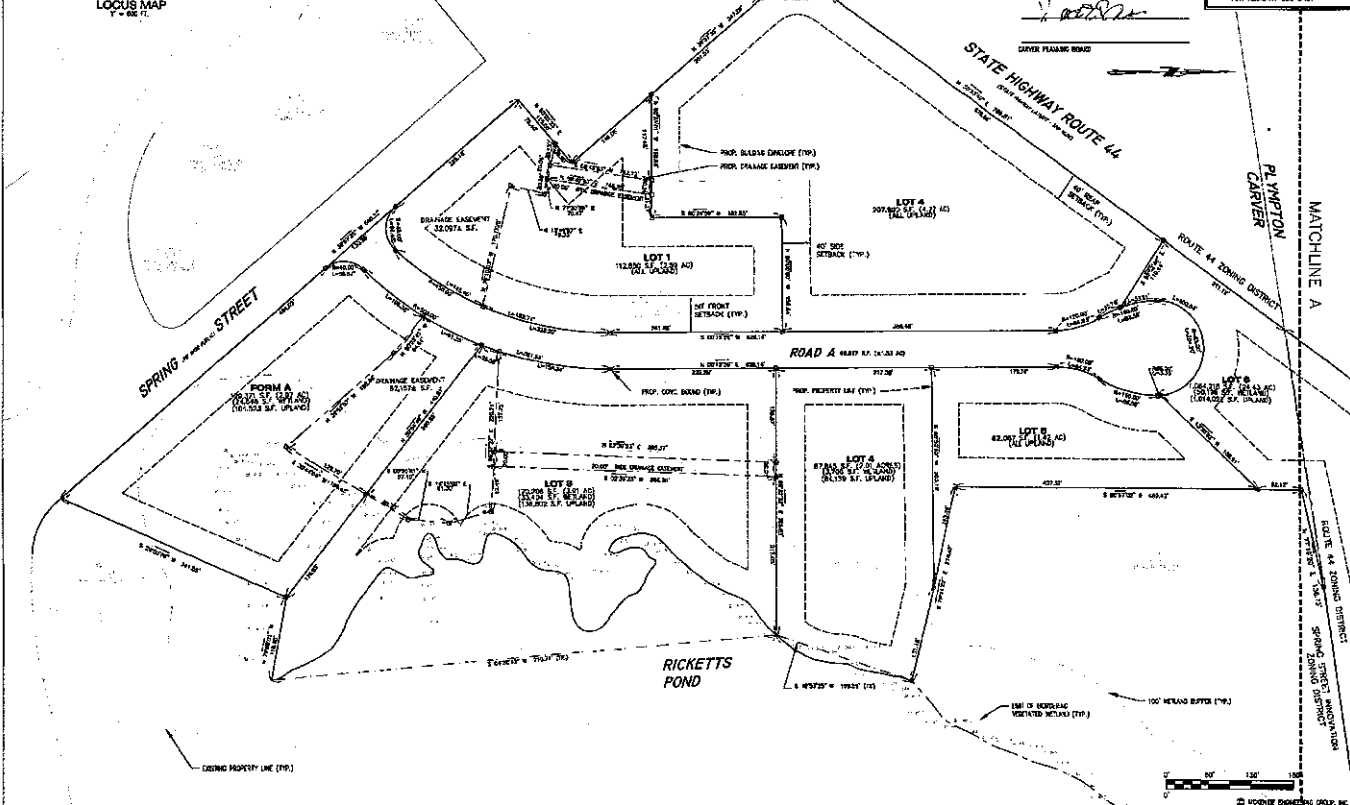
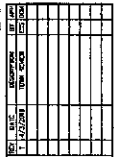
[Signature] OWNER OF THE TOWN OF CARVER, HEREBY CERTIFIES THAT THE NOTICE OF APPROVAL OF THIS PLAN BY THE PLANNING BOARD WAS RECORDED AND RECORDED AT HIS OFFICE AND NO NOTICE OF APPEAL HAS BEEN FILED WITHIN THE THIRTY-DAY PERIOD FOR FILING SUCH APPEAL AND RECORDING OF SAID SCHEMATIC.

3/14/19 [Signature]
 TOWN CLERK

APPROVAL UNDER THE SUBDIVISION CONTROL LAW REQUIRED:

DATE OF APPLICATION: 1/14/19
 DATE OF HEARING: 3/14/19
 DATE OF APPROVAL: 4/25/19
 NAME OF APPROVING OFFICIAL: [Signature]
[Signature]
[Signature]

NO. OF LOTS	1
NO. OF ACRES	1.12
NO. OF LOTS	1
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NO. OF LOTS	1
NO. OF ACRES	1.12



FOR RECORD USE ONLY

DEFINITIVE PLAN SET
RICKETTS POND BUSINESS PARK
 OFF SPRING STREET
 CARVER, MASSACHUSETTS

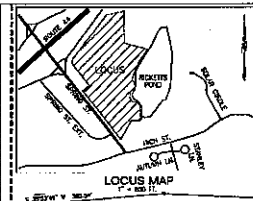
PERMIT PLAN SET

REGISTERED PROFESSIONAL ENGINEER
 BOARD OF REGS. PLS.
 REGISTERED ENGINEER GROUP, INC.

PROJECT NO.: _____
 SHEET NO.: _____

SUBDIVISION PLAN

DWG. NO. **4**



THIS PLAN CONFORMS TO THE RULES AND REGULATIONS OF THE REGISTER OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

APPROVED _____ SUBJECT TO COMPLIANT CONDITIONS SET FORTH IN A COVENANT CREATED BY _____ AND TO BE RECORDED HEREIN IN THE PLANNING COUNTY REGISTER OF DEEDS.

I HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE RULES AND REGULATIONS CONCERNING THE SUBDIVISION OF LAND IN FORCE AS OF FEBRUARY 19, 2006.

REGISTERED ENGINEER & LAND SURVEYOR
 MICHAEL J. MOORE, P.E., S.L.S.
 MICHAEL J. MOORE ENGINEERING GROUP, INC.

APPROVED UNDER THE SUBDIVISION CONTROL ACT REPEALED

DATE OF APPLICATION: 1-14-19

DATE OF HEARING: 3-12-19

DATE OF APPROVAL: 4-22-19

DATE OF EXPIRATION: 7/26/2019

APPROVED BY: [Signature]
 OFFICIAL: [Signature]
 DATE: 2/14/19

STATE HIGHWAY ROUTE 44

40' REAR SETBACK (TYP.)

40' SIDE SETBACK (TYP.)

40' FRONT SETBACK (TYP.)

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LOT 2

LOT 3

LOT 4

LOT 5

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LOT 191

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LOT 193

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LOT 196

LOT 197

LOT 198

LOT 199

LOT 200

APPROVED UNDER THE SUBDIVISION CONTROL ACT REPEALED

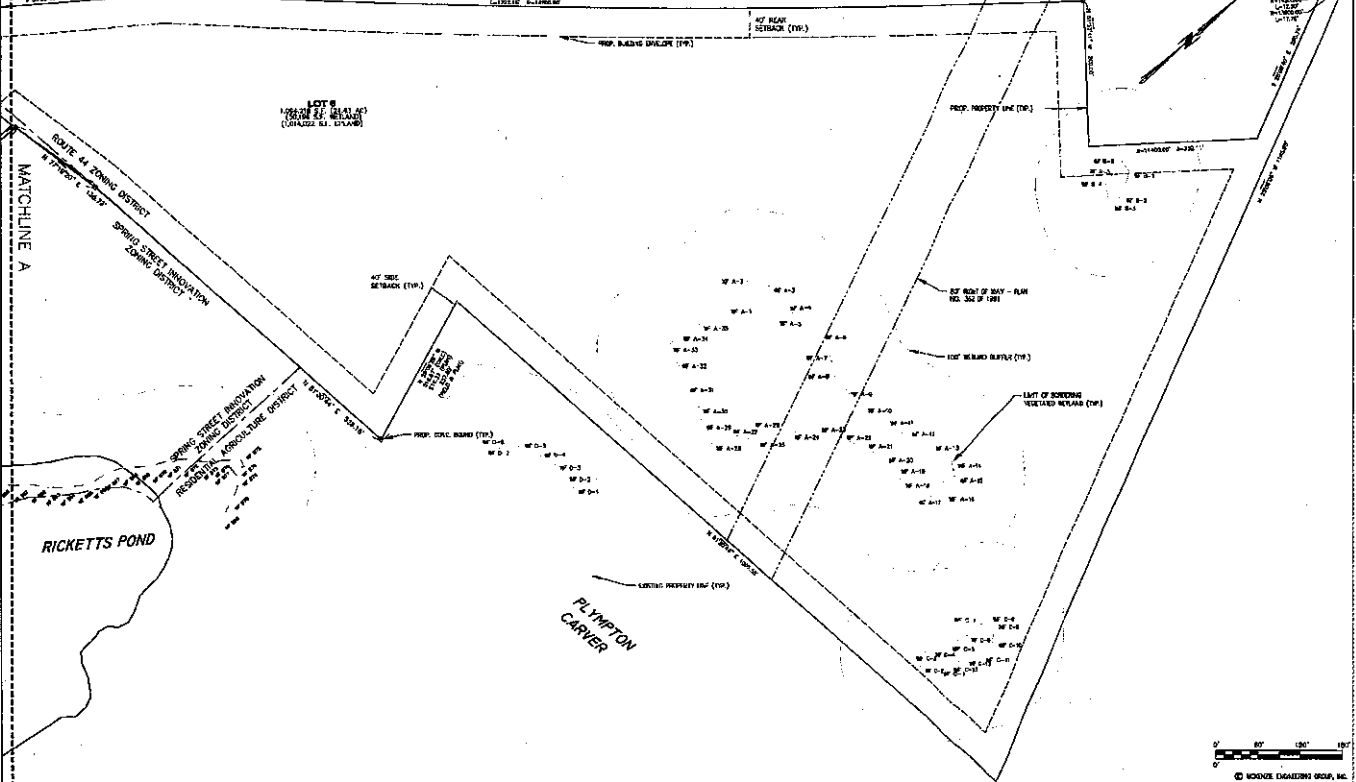
DATE OF APPLICATION: 1-14-19

DATE OF HEARING: 3-12-19

DATE OF APPROVAL: 4-22-19

DATE OF EXPIRATION: 7/26/2019

APPROVED BY: [Signature]
 OFFICIAL: [Signature]
 DATE: 2/14/19



FOR PROPERTY LOT ONLY

MCKENZIE ENGINEERING GROUP

DEFINITIVE PLAN SET
 RICKETTS POND BUSINESS PARK
 OFF SPRING STREET
 CARVER, MASSACHUSETTS

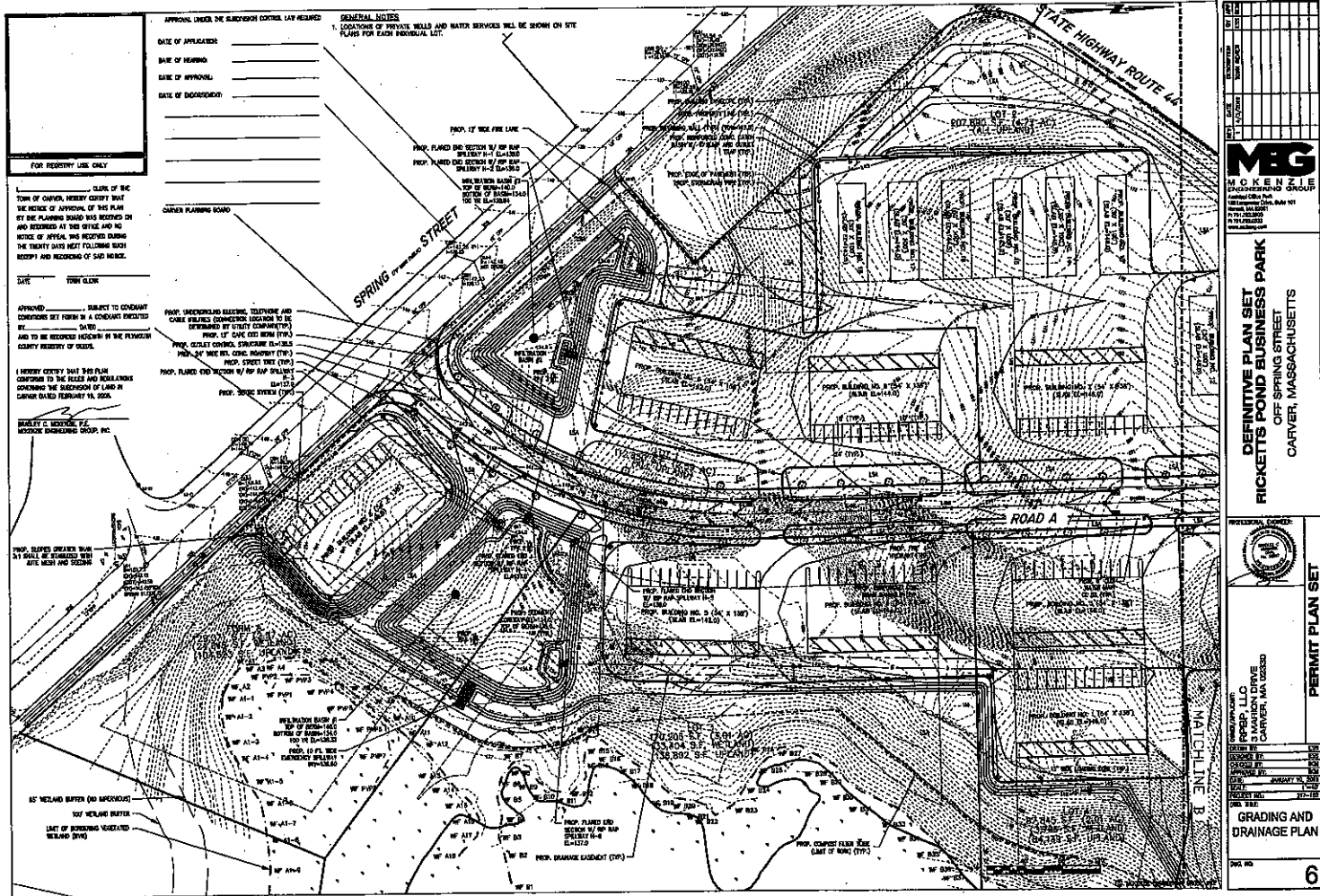
PERMIT PLAN SET

PROJECT NO. 19-001

DATE: 11/14/18

SCALE: AS SHOWN

5



APPROVAL UNDER THE SUBDIVISION CONTROL LAW REQUIRED

DATE OF APPLICATION _____

DATE OF HEARING _____

DATE OF APPROVAL _____

DATE OF ENCLOSURE _____

GENERAL NOTES

1. LOCATIONS OF PRIVATE WELLS AND WATER SERVICES WILL BE SHOWN ON SITE PLANS FOR EACH INDIVIDUAL LOT.

FOR RECORD ONLY

DATE: _____ TIME: _____

APPROVED: _____ SUBJECT TO CONDITIONS SET FORTH IN A CONDITIONS PRECEDENT TO THIS DATE.

AND TO BE RECORDED HEREON IN THE PLANNING COUNTY RECORDS OF DEEDS.

PROP. UNDERGROUND ELECTRIC TELEPHONE AND CABLE WELLS CONNECTION LOCATIONS TO BE DETERMINED BY UTILITY COMPANIES.

PROP. 1" OF GUTTER CURB WITH (TYP.)

PROP. GUTTER CURB, STRIP CURB, OR 2" WIDE 12" CONC. HOODWAY (TYP.)

PROP. 8" CONC. SLOPE (TYP.)

PROP. 12" CONC. SLOPE (TYP.)

PROP. 18" CONC. SLOPE (TYP.)

PROP. 24" CONC. SLOPE (TYP.)

PROP. 30" CONC. SLOPE (TYP.)

NO.	DATE	DESCRIPTION
1		
2		
3		
4		
5		

MEG
MICHAEL E. GARDNER, INC.
REGISTERED PROFESSIONAL ENGINEER
100 STATE STREET, SUITE 100
CARVER, MASSACHUSETTS 01930
PH: 978-262-2200
FAX: 978-262-2205

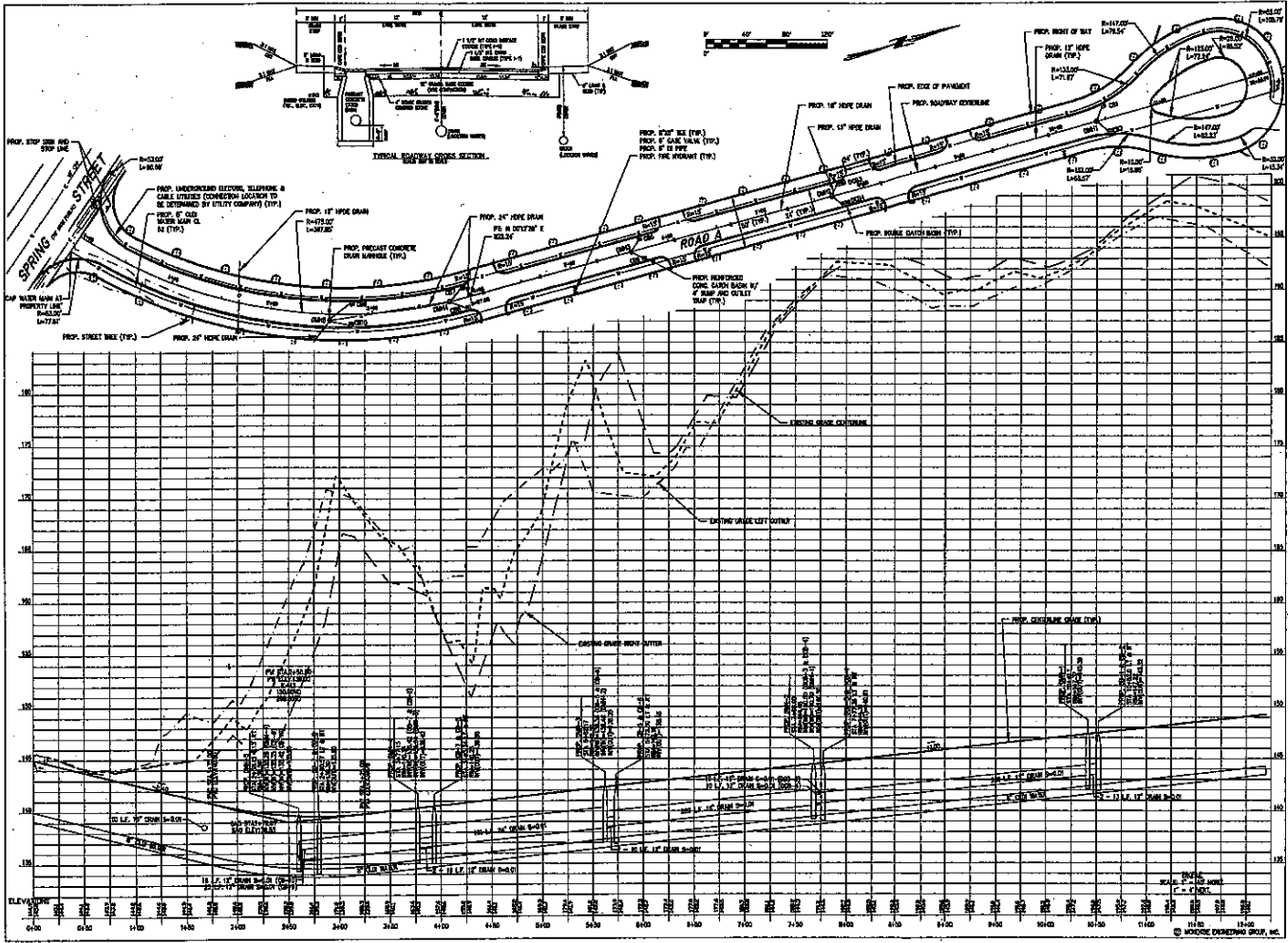
DEFINITIVE PLAN SET
RICKETTS POND BUSINESS PARK
OFF SPRING STREET
CARVER, MASSACHUSETTS



PROJECT: RICKETTS POND BUSINESS PARK
OWNER: RICKETTS POND BUSINESS PARK
DRAWING NO.: GRD-001
DATE: 10/1/2018
BY: MEG

PERMIT PLAN SET
GRADING AND DRAINAGE PLAN


6



NO.	DATE	DESCRIPTION
1	11/10/2011	ISSUED FOR PERMIT
2	11/10/2011	ISSUED FOR PERMIT
3	11/10/2011	ISSUED FOR PERMIT
4	11/10/2011	ISSUED FOR PERMIT
5	11/10/2011	ISSUED FOR PERMIT
6	11/10/2011	ISSUED FOR PERMIT
7	11/10/2011	ISSUED FOR PERMIT
8	11/10/2011	ISSUED FOR PERMIT
9	11/10/2011	ISSUED FOR PERMIT
10	11/10/2011	ISSUED FOR PERMIT

MG
 M. G. MANNING & ASSOCIATES, INC.
 100 W. MAIN STREET
 CARVER, MASSACHUSETTS 01929
 TEL: 508-238-1111
 FAX: 508-238-1112
 WWW.MANNINGINC.COM

DEFINITIVE PLAN SET
RICKETTS POND BUSINESS PARK
 OFF SPRING STREET
 CARVER, MASSACHUSETTS

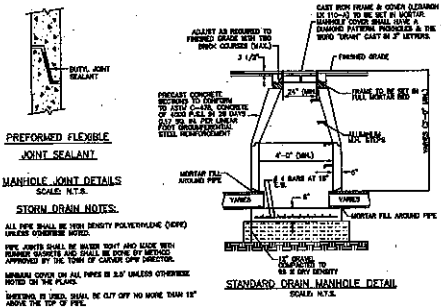
PROFESSIONAL ENGINEER

 M. G. MANNING & ASSOCIATES, INC.
 100 W. MAIN STREET
 CARVER, MASSACHUSETTS 01929
 TEL: 508-238-1111
 FAX: 508-238-1112
 WWW.MANNINGINC.COM

PERMIT PLAN SET

SCALE: 1" = 40' HORIZ.
 1" = 10' VERT.

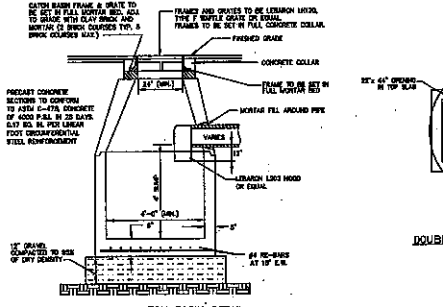
LAYOUT PLAN & PROFILE

NO. 8



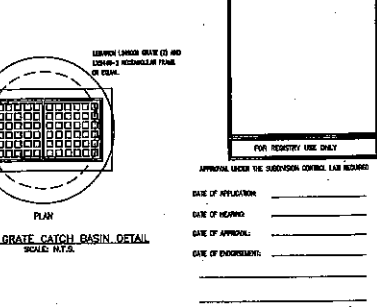
STORM DRAIN NOTES:

1. ALL NEW SHALL BE HIGH DENSITY POLYETHYLENE (HDPE) UNLESS OTHERWISE NOTED.
2. PIPE JOINTS SHALL BE WATER TIGHT AND SHALL BE DONE BY METHODS APPROVED BY THE TOWN OF CARVER OFFICE.
3. MANHOLE COVERS ON ALL PIPES IS 24\"/>

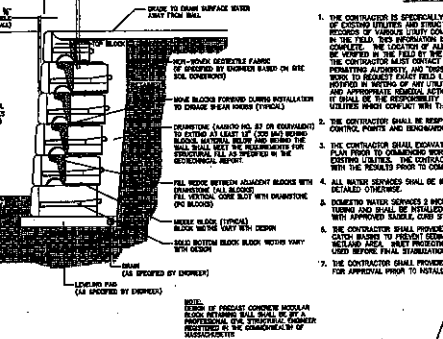


GENERAL UTILITY NOTES:

1. THE CONTRACTOR IS SPECIFICALLY CAUTIONED THAT THE LOCATION AND/OR ELEVATION OF EXISTING UTILITIES AND STRUCTURES AS SHOWN ON THESE PLANS IS BASED ON RECORDS OF VARIOUS UTILITY COMPANIES AND WHERE POSSIBLE, RECORDED DRAWINGS. THE LOCATION OF ALL UNDERGROUND UTILITIES AND STRUCTURES IS NOT TO BE RELIED UPON AS A BASIS FOR CONSTRUCTION. THE CONTRACTOR MUST CONTACT THE APPROPRIATE UTILITY COMPANIES AND OBTAIN POSITIVE LOCATION AND DEPTHS AT LEAST 48 HOURS PRIOR TO ANY EXCAVATION WORK TO BE UNDERTAKEN. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROPRIATE GENERAL ACTION CHECK BEFORE PROCEEDING WITH THE WORK. IT SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR TO REGULATE ALL EXISTING UTILITIES WHICH CONTACT WITH THE PROPOSED WORKSHOWN ON THESE PLANS.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ESTABLISHING AND MAINTAINING ALL CONTROL POINTS AND BENCHMARKS NECESSARY FOR THE WORK.
3. THE CONTRACTOR SHALL ESTIMATE THE TEST FITS IN THE LOCATIONS SHOWN ON THE PLAN PRIOR TO COMMENCING WORK TO VERIFY THE GRAVITIES AND LOCATIONS OF EXISTING UTILITIES. THE CONTRACTOR SHALL PROVIDE THE OWNER AND ENGINEER WITH THE RESULTS PRIOR TO COMMENCING ANY WORK.
4. ALL WATER SERVICES SHALL BE INSTALLED WITH 1/2\"/>



SEEDING OR SODDED LAWN DETAIL:



TYPICAL ELECTRIC/TELEPHONE/CABLE CONDUIT (US - UTILITY SERVICE):

TREE PLANTING DETAIL:

CONSTRUCTION DETAILS:

MCKENZIE ENGINEERING GROUP

FOR REVISION USE ONLY

APPROVAL UNDER THE SUBDIVISION CONTROL LAW REQUIRED

DATE OF APPLICATION _____

DATE OF REVISION _____

DATE OF APPROVAL _____

DATE OF EXPIRATION _____

CARVER PLANNING BOARD

DATE _____ TIME _____

APPROVED _____ SUBJECT TO CONDITIONS SET FORTH IN A CONSENT PREVIOUSLY OBTAINED BY THE PLANNING BOARD AND RECORDED IN THE PLANNING BOARD OFFICE AND HAS RECEIVED DURING THE THIRTY DAY NEXT FOLLOWING SUCH RECEIPT AND RECORDING OF SAID NOTICE.

PROFESSIONAL ENGINEER

DEFINITIVE PLAN SET

RICKETTS POND BUSINESS PARK

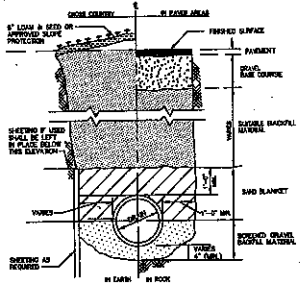
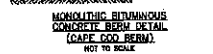
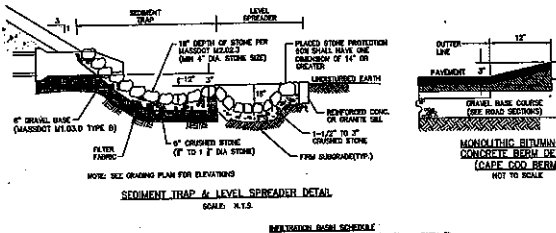
OFF SPRING STREET

CARVER, MASSACHUSETTS

PERMIT PLAN SET

CONSTRUCTION DETAILS

9



APPROVAL UNDER THE ENGINEERING CONTROL LIST REQUIRED

DATE OF APPLICATION _____
 DATE OF REVIEW _____
 DATE OF APPROVAL _____
 DATE OF EXPIREMENT _____

FOR REGISTER USE ONLY

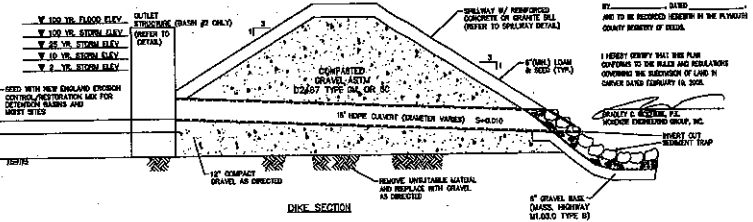
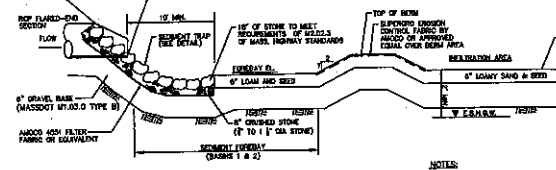
NAME OF THE ENGINEER _____
 TYPE OF ENGINEER _____
 LICENSE NO. _____
 EXPIRES _____
 REGISTERING STATE _____
 REGISTERING BOARD _____

DATE _____ TIME _____

RECTANGULAR BASIN SCHEDULE

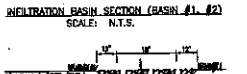
BASIN #1	BASIN #2
APPROX. EXISTING GRADE	APPROX. EXISTING GRADE
131.40	131.10
INVERT	INVERT
131.00	130.00
TOP OF FLOWWAY	TOP OF FLOWWAY
131.00	130.00
STORM ELEV.	STORM ELEV.
131.00	130.00
TOP OF STORM	TOP OF STORM
131.00	130.00
TOP OF DISE	TOP OF DISE
131.00	130.00

V. TO 100 YR. FLOOD ELEV. _____
 V. TO 10 YR. STORM ELEV. _____
 V. TO 10 YR. STORM ELEV. _____
 V. TO 10 YR. STORM ELEV. _____



NOTES

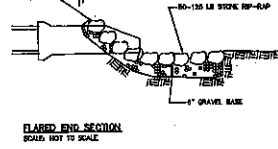
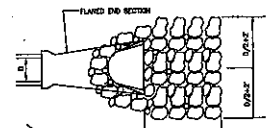
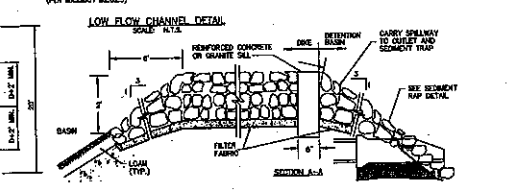
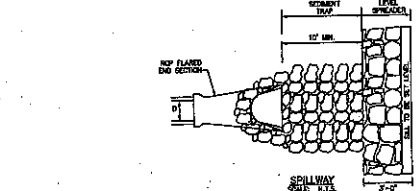
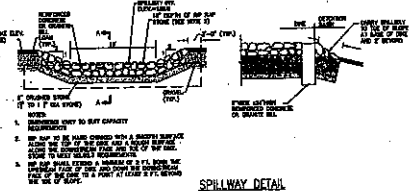
1. FILL AND SAND FOR DICES SHALL BEHAVE WATER TIGHTNESS AND STABILITY.
2. SAND DICE SHOULD BE PROVIDED WITH 1/4" OF LOAMY SAND SEEDING AT 2" SPACING TO RED TOP, 15' SPACING OF CRUSHED RED FISSILE AND 30' SPACING BALL FISSILE PER LINE.
3. THE CONTRACTOR SHALL NOT DISCHARGE SEDIMENT-LADEN WATER TO NEIGHBORING BASIN COMPONENTS DURING CONSTRUCTION, INCLUDING DEWATERING OR TEMPORARY BYPASSING.
4. ALL CONCRETING AREAS TO THE BASIN SHALL BE FULLY STABILIZED PRIOR TO THE BASIN BEING PLACED INTO SERVICE.
5. THE CONTRACTOR SHALL PROVIDE PROTECTION ABOVE AND AROUND THE INFILTRATION AREA OF THE BASIN FROM CONSTRUCTION VIBRATION ACTIVITY. NO HEAVY EQUIPMENT SHALL BE OPERATED OR DRIVEN OVER THE INFILTRATION AREA. CONSTRUCTION SHALL BE LIMITED TO LIGHT TRAFFIC WITH ALL TRUCKS AND ALL CONSTRUCTION AFTER CONSTRUCTION.



REINFORCING TABLE

SECTION	A	B	C	D	E	F	PERMANENT
1	1	1	1	1	1	1	1
2	1	1	1	1	1	1	1
3	1	1	1	1	1	1	1
4	1	1	1	1	1	1	1
5	1	1	1	1	1	1	1
6	1	1	1	1	1	1	1
7	1	1	1	1	1	1	1
8	1	1	1	1	1	1	1

NOTE: CONCRETE SHALL BE COMPRESSED STRENGTH 4000 PSI PER REQUIREMENTS TYPE I CONCRETE. SPECIAL APPROVALS SHALL BE OBTAINED FROM THE REGISTERED ENGINEER PRIOR TO TENDONAL LOCATION. SAFETY BARS TO BE OBTAINED FROM PLAN. SAFETY BARS SHALL BE SET TO CRACK EQUAL OPENING DIMENSIONS.



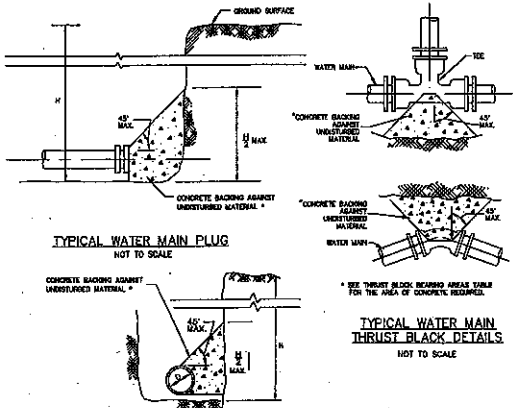
MEG
MCKENZIE ENGINEERING GROUP

**DEFINITIVE PLAN SET
RICKETTS POND BUSINESS PARK
OFF SPRING STREET
CARVER, MASSACHUSETTS**

PERMIT PLAN SET

CONSTRUCTION DETAILS

10



TYPICAL WATER MAIN PLUG
NOT TO SCALE

TYPICAL WATER MAIN
THRUST BLOCK DETAILS
NOT TO SCALE

TYPICAL WATER MAIN THRUST BLOCK
SECTION DETAILS
NOT TO SCALE

THRUST BLOCK BEARING AREAS
FOR WATER PIPE

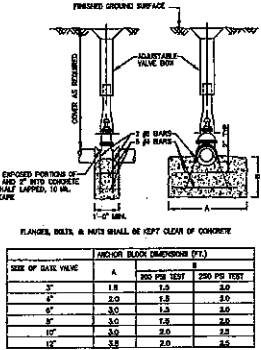
TABLE OF BEARING AREAS IN SQ. FT. AGAINST UNDISTURBED MATERIAL FOR WATER MAIN FITTINGS*

SIZE OF MAIN (IN.)	90° BEND	TEES AND PLAYS	45° BEND
8	4	2.5	2
8	5	4	3
12	12	9	7
18	21	15	12

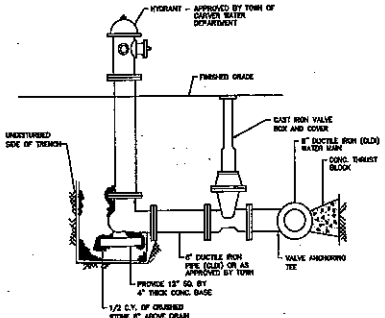
- * TYPE OF SOIL IS MEDIUM CLAY, 8 OR MORE BLOWS PER FOOT, OR LOOSE SAND/GRAVEL, 8 OR MORE BLOWS PER FOOT. SOIL CONDITIONS OTHER THAN THESE OBTAIN WILL REQUIRE LARGER BEARING AREAS.
1. FOR FITTINGS WITH LESS THAN 45° DEFLECTION, USE BEARING AREAS FOR 45° BEND.
 2. BEARING AREAS BASED ON HORIZONTAL PASSIVE SOIL PRESSURE OF 2000 P.S.F. AND INTERNAL WATER PRESSURE OF 150 P.S.I. JOINTS SHALL NOT BE ENGAGED IN OCCURRING BEARING AREAS MAY BE REQUIRED FOR TRENCHES IN ROCK FROM THE TOP OF THE ROOF FACE IS AT OR ABOVE THE CROWN OF THE PIPE. HOWEVER, CONCRETE BEDDING SHALL BE PLACED BETWEEN THE PIPE AND THE ROOF FACE.
 3. THE CONTRACTOR SHALL SUBMIT 2 SETS IN ADVANCE OF PLACEMENT, WORKING DRAWINGS FOR EACH THRUST BLOCK TO THE ENGINEER FOR APPROVAL PRIOR TO INSTALLATION.
 4. ALL TEE, GATE VALVES, REDUCERS AND FITTINGS SHALL BE MECHANICAL JOINTS WITH BEARING AREAS.
 5. THRUST BLOCKS SHALL BE BARGE BLOCKS.

GENERAL NOTES

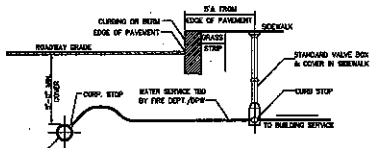
1. IF SHEETING IS USED, IT SHALL BE CUT OFF NO MORE THAN 1" ABOVE TOP OF PIPE.
2. ALL PIPES SHALL BE PRESSURE TESTED AT 200 PSI WORKING PRESSURE FOR A MINIMUM DURATION OF TWO HOURS.
3. WATER SYSTEM IS TO BE DISCONNECTED TO 50 P.P.M. AVAILABLE CHLORINE AND AFTER 24 HOURS TO 25 P.P.M. OR AS REQUIRED BY SANITARY WATER SUPPLEMENTARY SPECIFICATIONS.
4. WATER PIPE IS TO BE COATED/LEAD BACKLASH WITH "TYPIC" OR EQUAL TYPE JOINT, CONFORMING TO A.S.T.M. A 133/A 133M, CLASS 52, AS APPROVED BY THE CARRIER WATER SUPERVISOR/ENGINEER.
5. ALL PIPING SHALL BE INSTALLED AND TESTED IN ACCORDANCE WITH A.S.T.M. STANDARDS PRIOR TO FINISH IF FINISH ABOVE TRENCH IS REQUIRED.
6. BACKFILL IS TO BE COMPACTED TO 90% MINIMUM DRY DENSITY BY AGGREGATE 1-180 D.
7. ALL WATER PIPE SHALL BE LAD WITH A MINIMUM OF 6 FEET OF COVER OF APPROVED MATERIALS.
8. ALL HYDRANT LOCATIONS ARE TO BE APPROVED BY THE DEPARTMENT.
9. RESULTS FROM PRESSURE TESTING AND DISSECTION SHALL BE FURNISHED TO THE DIRECTOR OF PUBLIC WORKS FOR APPROVAL PRIOR TO WATER BEING TURNED ON.
10. ALL WORK SHALL BE IN CONFORMANCE WITH CARRIER WATER DEPARTMENT STANDARDS.
11. ALL PERMITS REQUIRED FOR STREET OPENINGS AND WATER MAIN TAPPING MUST BE OBTAINED.
12. NO WATER WILL BE TURNED ON IN THE PROJECT WITHOUT WATER DEPARTMENT APPROVAL.



WATER GATE DETAIL
NOT TO SCALE



HYDRANT DETAIL
NOT TO SCALE

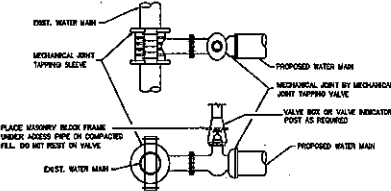


NOTE: WHERE NO PAVED SIDEWALKS EXIST, CURB STOPS AND VALVE BOXES SHALL BE INSTALLED IN THE STREET.

WATER MAIN SIZE (NOMINAL)	COPPER CONNECTION SIZE (NOMINAL)
8"	1 1/2"
12"	2"

* WHERE THE SIZE OF THE CONNECTION EXCEEDS THAT GIVEN IN THE TABLE, A BOX SHALL BE PROVIDED BY THE TWP. SHALL BE MADE BY MEANS OF MALLEABLE COPPER STOPS AND BRONZE FITTINGS, TAPPED TEE ON TAPPED SHOULDER.

COPPER SERVICE CONNECTION
N.T.S.



TYPICAL TAPPING SLEEVE AND VALVE
NOT TO SCALE

FOR REVISION USE ONLY

NO.	DATE	DESCRIPTION

APPROVAL UNDER THE SUBVERSION CONTROL LAW REQUIRED

DATE OF APPLICATION: _____

DATE OF APPROVAL: _____

DATE OF DISCONTINUATION: _____

OTHER PLANNING BOARD: _____

ENGINEER'S CERTIFICATE: I HEREBY CERTIFY THAT THE PLAN SUBMITTED TO THE BOARD AND REGULATIONS CONCERNING THE SUBDIVISION OF LAND IS CORRECT AND ACCORDING TO THE PLAN DATED FOR APRIL 14, 1962.

QUALITY C. BODINE, P.E.
ROCKFORD, MASSACHUSETTS

PERMIT PLAN SET

CONSTRUCTION DETAILS

11

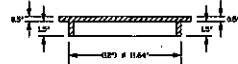
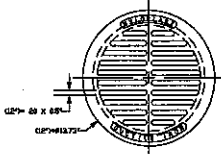
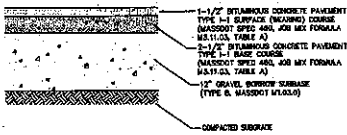
MCKENZIE ENGINEERS
157 Ashmun Street, Suite 207
Provincetown, MA 01969
P. 508-548-1111
F. 508-548-1112
www.mckenzie-engineers.com

DEFINITIVE PLAN SET
RICKETS POND BUSINESS PARK
OFF SPRING STREET
CARRVER, MASSACHUSETTS

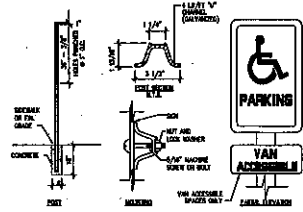
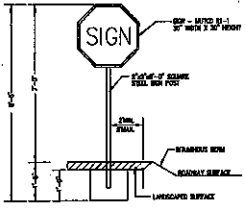
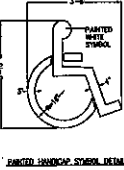
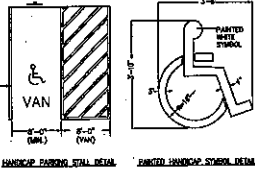
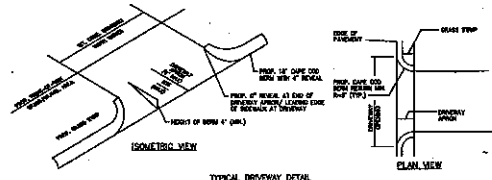
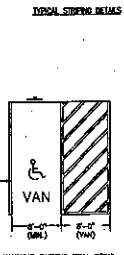
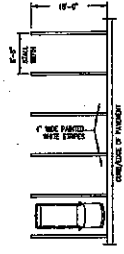
PERMIT PLAN SET

CONSTRUCTION DETAILS

11



NOTES:
 1. REFER TO THE SPECIFICATIONS FOR DIMENSIONAL TOLERANCES AND ANY VARIATIONS THAT MAY OCCUR DURING CONSTRUCTION.
 2. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.
 3. ALL SURFACES SHALL BE FINISHED TO A FINISH GRADE 75-80% FINISH. CURBS AND TYPICAL RISES SHALL BE FINISHED TO A FINISH GRADE 75-80% FINISH.
 4. ALL SURFACES SHALL BE FINISHED TO A FINISH GRADE 75-80% FINISH. CURBS AND TYPICAL RISES SHALL BE FINISHED TO A FINISH GRADE 75-80% FINISH.



... CLERK OF THE TOWN OF DANVER, NEWLY EXERCISE THE POWER OF APPROVAL OF THIS PLAN BY THE PLANNING BOARD HAS BEEN OBTAINED AT THIS OFFICE AND NO OBJECTION HAS BEEN REGISTERED AT THIS OFFICE AND NO OBJECTION HAS BEEN REGISTERED AT THE TOWN CLERK'S OFFICE FOLLOWING SUCH RECEIPT AND RECORDING OF SAID NOTICE.

DATE: _____ TOWN CLERK: _____

APPROVED: _____ SUBJECT TO COMPLY WITH CONDITIONS SET FORTH IN A COVENANT ENDED BY: _____ DATE: _____ AND TO BE RECORDED HEREIN IN THE PLANNING COUNTY RECORDS OF DANVER.

I HEREBY CERTIFY THAT THE PLAN CONTAINED ON THE SHEETS AND HEREONTOBONDING THE SUBMISSION OF THIS PLAN TO THE PLANNING BOARD HAS BEEN APPROVED BY ME AND THAT THE PLAN IS IN ACCORDANCE WITH THE PLANNING BOARD'S DECISION DATED FEBRUARY 16, 2020.

BRUCE E. WOODRUFF, PE
 WOODRUFF ENGINEERING GROUP, INC.

DATE OF APPLICATION: _____
 DATE OF HEARING: _____
 DATE OF APPROVAL: _____
 DATE OF ENCLOSURE: _____

FOR REGISTER USE ONLY

APPROVAL UNDER THE SUBDIVISION CONTROL LAW REQUIRED

DANVER PLANNING BOARD

NO.	DATE	REVISIONS

MEG
 MCKENZIE ENGINEERING GROUP, INC.
 300 Massachusetts Street, Suite 111
 Danvers, MA 01923
 (978) 752-3333
 www.meginc.com

DEFINITIVE PLAN SET
RICKETTS POND BUSINESS PARK
 OFF SPRING STREET
 DANVER, MASSACHUSETTS

PROFESSIONAL DESIGNER

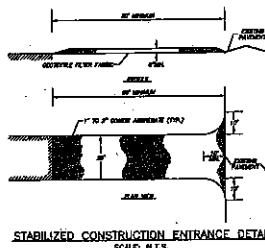
PROJECT NO. 2019-003
 DRAWING NO. 101
 SHEET NO. 12

PREPARED BY: _____
 CHECKED BY: _____
 APPROVED BY: _____
 DATE: _____

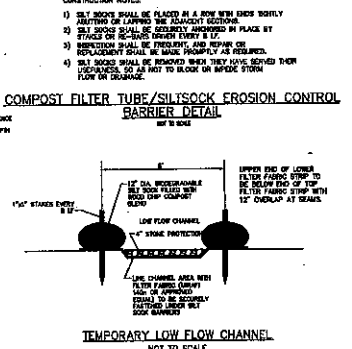
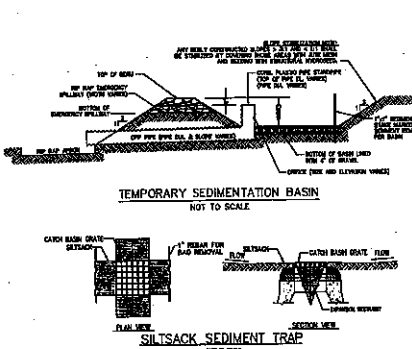
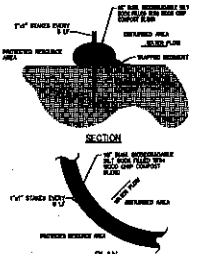
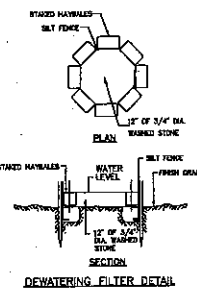
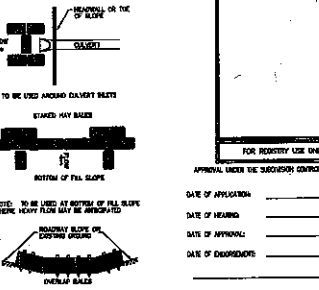
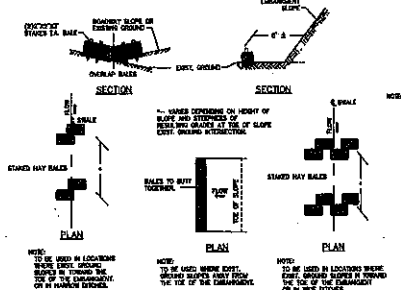
PERMIT PLAN SET

CONSTRUCTION DETAILS

DWG. NO. **12**



- CONSTRUCTION SPECIFICATIONS**
1. STONE FOR A STABILIZATION CONSTRUCTION ENTRANCE SHALL BE 1 TO 2 INCH STONE, RECYCLED STONE, OR RECYCLED CONCRETE EQUIVALENT.
 2. THE LENGTH OF THE STABILIZED ENTRANCE SHALL NOT BE LESS THAN 10 FEET, UNLESS FOR A SINGLE RESIDENTIAL LOT A 50 FOOT MINIMUM LENGTH WOULD APPLY.
 3. THE THICKNESS OF THE STONE FOR THE STABILIZED ENTRANCE SHALL NOT BE LESS THAN 8 INCHES.
 4. THE WIDTH OF THE ENTRANCE SHALL NOT BE LESS THAN A FULL WIDTH OF THE ENTRANCE WHERE PAVED ON SPACES OCCUR ON 10 FEET, WHICH EVER IS GREATER.
 5. CENTERLINE FILTER CLOTHS SHALL BE PLACED OVER THE ENTIRE AREA PRIOR TO PLACING THE STONE. IF FOR CLOTH IS NOT PROVIDED FOR A SINGLE FAMILY RESIDENTIAL LOT.
 6. ALL SURFACE WATER THAT IS FLOWING TO OR PASSED THROUGH THE CONSTRUCTION ENTRANCE SHALL BE PREVENTED FROM THE ENTRANCE IF IT IS IMPROPER. A SIGN WITH RED LETTERS THAT CAN BE READ BY VEHICLES MAY BE SUBSTITUTED FOR THE PIPE.
 7. THE ENTRANCE SHALL BE MAINTAINED AS SPECIFIED UNTIL THE CONSTRUCTION ENTRANCE IS REMOVED. ADDITIONAL SIGNAGE AS COMMENTS DETAILED AND REPAIR AND CLEANING OF THE ENTRANCE SHALL BE NEAR NEARBY. ALL SIGNAGE SHALL BE MAINTAINED UNTIL THE CONSTRUCTION ENTRANCE IS REMOVED.



- CONSTRUCTION SEQUENCE**
1. THE CONSTRUCTION SHALL COORDINATE A PRE-CONSTRUCTION MEETING PRIOR TO ANY CONSTRUCTION ACTIVITY.
 2. STABILIZATION PRACTICES FOR EROSION AND SEDIMENT CONTROL SHALL BE INSTALLED PRIOR TO COMMENCING CONSTRUCTION ACTIVITIES. REFER TO EROSION AND SEDIMENT CONTROL SECTION OF THIS PLAN.
 3. CLEAN AND GRIP UP AS REQUIRED FOR THE CONSTRUCTION OF THE ROADWAY AND RELATED INFRASTRUCTURE.
 4. CONSTRUCT STABILIZED CONSTRUCTION ENTRANCE.
 5. DEMONSTRATE TRENCH AND BENCHING FROM CUT AND FILL AREAS AND STOPSLOPE ON CUTS IN LOCATIONS BEYOND THE PERMITS ZONE. REFER TO TRENCH AND BENCHING SECTION OF THIS PLAN.
 6. CONSTRUCT STAIRS AND BENCHING REPAIRS IN ACCORDANCE WITH MUNICIPAL AND STATE REGULATIONS.
 7. CONSTRUCT CUTS AND FILL AREAS, INSTALLING STAIRS AND STOPSLOPE ON CUTS OF GREATER SLOPE, AND END OF SLOPE CUT AREAS. ALL TALL WALLS SHALL BE INSTALLED UPON THE STAIRS COMPANY. PLACE ALL SLOPE PROTECTION WHERE SHOWN ON THE PLAN. THE STAIRS SHALL BE INSTALLED IMMEDIATELY AFTER THE ROADWAY IS COMPLETED AND THE AREA HAS BEEN CLEARED OF VEGETATION.
 8. INSTALL SLOPE PROTECTION BARS AND OTHER STRUCTURES. ALL CATCH BARS SHALL BE COVERED WITH SILT SOCK OR EQUIVALENT PILE PROTECTION.
 9. GRADE ROADWAY TO BENCHMARK ELEVATION AND CORRECT ROUGH SLOPES. APPLY TEMPORARY STABILIZATION MEASURES WHERE BENCHMARKED. REFER TO TRENCH AND BENCHING SECTION OF THIS PLAN.
 10. PLACE GRAVEL SURFACE PER TOP OF CURB SPECIFICATIONS.
 11. PLACE THE MISCELLANEOUS CONCRETE BENCHING COURSE OR PARAPETS.
 12. GRADE SLOPES AND STABILIZE CUT AREAS AT THE OF SLOPES, BENCH ALL SLOPES INTO EXISTING TERRAIN AND LAND AND REPAIR ALL DISTURBED AREAS SLOPES GREATER THAN 3:1 SHALL BE STABILIZED PER SITE PLAN.
 13. PLACE THE FINAL BENCHMARK COURSE OF PAVEMENT.
 14. COMPLETE FIRE GRADING OF SHOULDERS AND PLACE PAVEMENT IN MISCELLANEOUS AREAS.
 15. REMOVE TEMPORARY EROSION CONTROL DEVICES ONCE ADEQUATE GROWTH IS ESTABLISHED. ADEQUATE GROWTH IS DEFINED AS VEGETATION COVERING 75% OR MORE OF THE GROUND SURFACE.

FOR SECURITY USE ONLY

APPROVAL UNDER THE SUCCESSORS CONTROL LAW REQUIRED

DATE OF APPLICATION _____

DATE OF HEARING _____

DATE OF APPROVAL _____

DATE OF DECISIONS _____

CARRIER PLANNED ROAD _____

NAME OF OWNER, SOCIETY ENTITY THAT THE NOTICE OF APPROVAL OF THIS PLAN BY THE TOWNING BOARD HAS BEEN GIVEN AND RECORDS AT THIS OFFICE AND NO NOTICE OF APPEAL HAS BEEN GIVEN DURING THE THREE (3) DAY NOTICE PERIOD MAY BE RECEIVED AND RECORDING OF SAID NOTICE.

DATE _____ TIME CLEAR _____

APPROVED _____ SUBJECT TO ENVIRONMENTAL CONSIDERATIONS SET FORTH IN A COUNCIL DECISION BY _____ DATE _____ AND TO BE RECORDED HEREIN IN THE PLANNING DEPARTMENT RECORDS.

I HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE PLANS AND REGULATIONS GOVERNING THE SUBDIVISION OF LAND IN CARVER DATED FEBRUARY 19, 2008.

_____ REALTY & ENGINEERING, P.C.
MANAGEMENT CONSULTING GROUP, INC.

PERMIT PLAN SET

PROJECT: CARVER BUSINESS PARK
SUBSET: RICKETT'S POND BUSINESS PARK
DRAWN BY: []
CHECKED BY: []
DATE: []
SCALE: []
PROJECT NO.: []

EROSION AND SEDIMENTATION PLAN

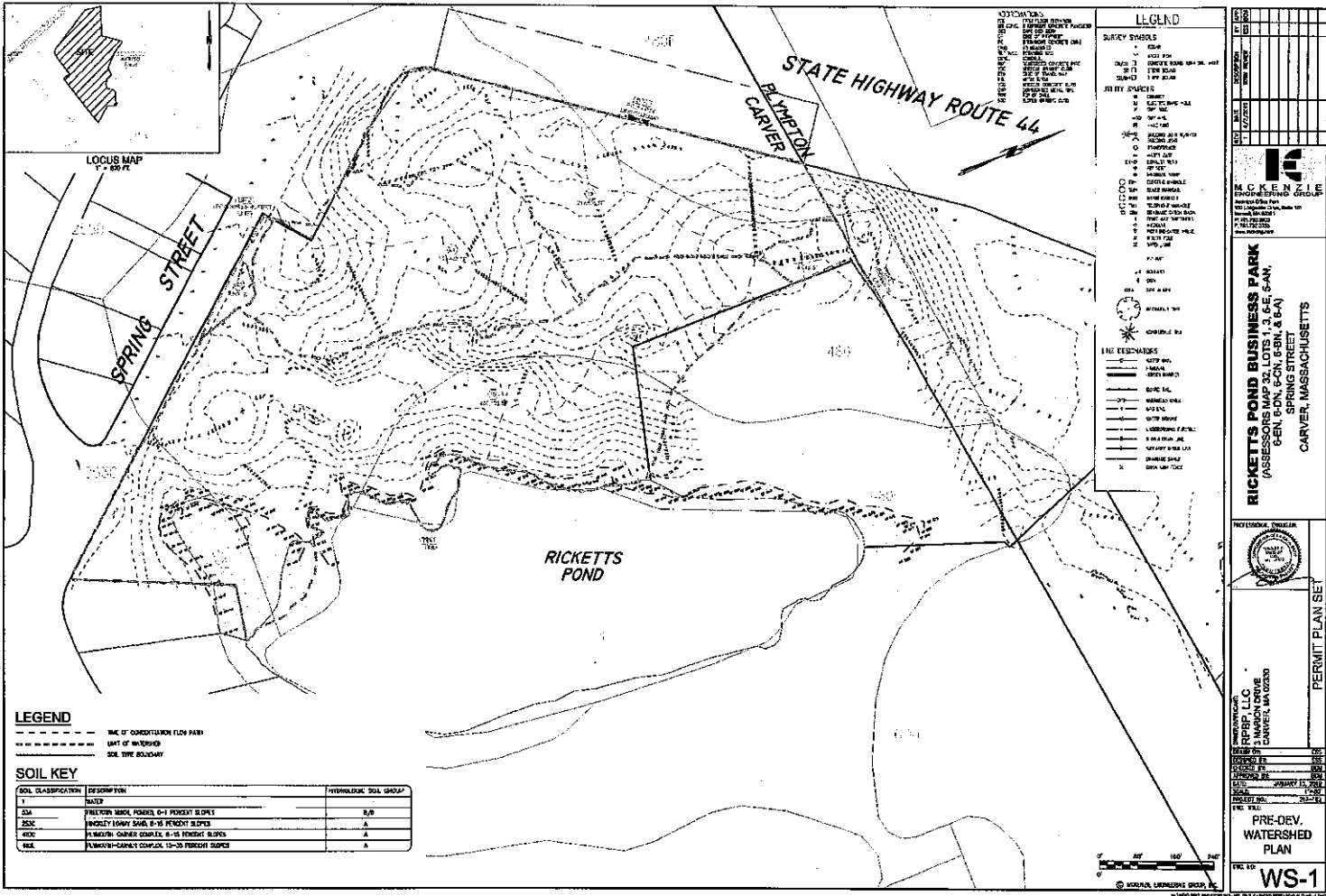
DWG. NO. **13**

DATE	
NO.	
REVISION	
DATE	
BY	
DESCRIPTION	

DATE	
NO.	
REVISION	
DATE	
BY	
DESCRIPTION	

M&G
MANAGEMENT CONSULTING GROUP, INC.
101 Middle Street, 2nd Floor
Plymouth, Massachusetts 01901
PH: 508-838-2111
FAX: 508-838-2112
WWW.MGCINC.COM

18 AUG 2007 PROJECTS/13-18 (2) F CARVER BUSINESS PARK/13-18 DETAIL NO. 13



P179-110



TOWN OF CARVER

Permitting Departments

TOWN CLERK

2019 APR 24 AM 9 19

CARVER MA

April 23, 2019

Lynn Doyle
Town Clerk
108 Main Street
Carver, MA 02330



2019 00075945
Bk: 51637 Pg: 214 Page: 1 of 3
Recorded: 09/19/2019 01:58 PM
ATTEST: John R. Buckley, Jr. Register
Plymouth County Registry of Deeds

**RE: Applicant—RPBP, LLC
Definitive Subdivision
Spring Street (Map 32, Lots 3, 5-E, 5-AN, 6-EN, 6-DN, 6-CN, 6-BN, and 6-A)**

Dear Ms. Doyle:

At its meeting of April 23, 2019, the Planning Board voted to approve the Definitive Subdivision Plan submitted by RPBP, LLC to develop approximately 20.1 acres of vacant land located off Spring Street. The proposed development will be comprised of ten (10) mixed-use office/storage buildings as well as nine (9) storage buildings, as shown on the plan entitled: "Definitive Plan Set Ricketts Pond Business Park" prepared by McKenzie Engineering Group dated January 10, 2019 with the following findings:

Findings:

The Planning Board's public hearing for the above referenced plan was held pursuant to Rules and Regulations Governing the Subdivision of Land and the specific criteria found therein.

The Board voted 5-0 in favor to approve the Form C Subdivision Plan with following conditions:

Conditions:

1. Prior to the Planning Board's endorsement of the final plans, a true copy of the Planning Board's decision as registered at the "Plymouth County Registry of Deeds" shall be submitted to the Carver Planning Department.
2. A copy of any change in ownership of said property and responsibility of said subdivision shall be filed with the Town Clerk within thirty (30) days of recording of said instrument.
3. There shall be no burying of stumps anywhere on the approved subdivision property.
4. Any outstanding balance of the Review and Inspections Deposit Account shall be paid prior to the Planning Board's endorsement of final plans.
5. Prior to the Planning Board's endorsement of final plans, all easements, deed restrictions and conveyances, if any, as submitted to the Planning Board shall be executed and recorded at the Plymouth County Registry of Deeds and shall be submitted to the Carver Planning Department.

6. Applicant shall maintain all streets and utilities within the subdivision. Until a street within a subdivision is accepted by Town Meeting as a public way, all streets and other improvements within the street layout, including drainage systems, shall be operated and maintained by the developer or a Homeowner's Association.
7. In accordance with Massachusetts G.L. c. 41, sec. 81B, the applicant shall consent to allow members of the Planning Board and other persons acting under the authority of the Planning Board as its agents, to enter upon any lands and carry out such surveys and inspections as may be deemed necessary, and place and maintain monuments and marks.
8. The applicant shall cooperate and assist the Planning Board and Town Officials with verification that the layout, design and construction work are satisfactory and conform to the Town specifications and requirements of the Planning Board.
9. The Applicant shall agree to construct streets and complete all other work specified on the Definitive Plan or required under the Subdivision Rules and Regulations, meet all relevant provisions of the Carver Zoning By-Laws and other By-Laws, including installation of all required utilities in such subdivision, and all work incidental thereto, such as grading of lots to provide drainage, construction of retaining walls and other details, as outlined in Section 7 of the Subdivision Rules and Regulations.
10. The applicant shall complete the construction of all ways and municipal services within three years of the date of endorsement of the Definitive Plan. Failure to so complete shall result in the automatic rescission of the approval of such plans, unless the Planning Board extends said period, for good cause shown, after the written request of the applicant prior to the expiration of said period.

Waivers:

1. Sec. 7.3.6.B – Dead End Streets: Dead End Street "Road A" provided in this submission is approximately set to 1220'.
2. Sec. 7.3.9.A – Sidewalks: Sidewalks shall be provided on one-side of the Dead End Street "Road A".
3. Sec. 6.3.4.1 – Observation Pits: Observation pit data shall be provided to the Town prior to construction of any stormwater management system (i.e. infiltration basins, catch basins, drain manholes, etc.)
4. Sec. 7.3.5.G – Grade: The proposed street profile will be located entirely in a cut area.

Any appeal of this decision must be filed pursuant to MGL Ch. 40A, Section 117, and shall be filed within 20 days of the filing of this decision with the Town Clerk.

Vote of the Board

Mr. Maki -
Ms. Bogart -

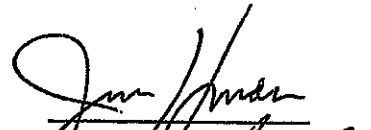
Mr. Hoffman -
Mr. Sinclair -

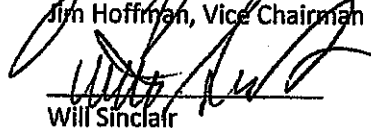
Mr. Robinson -
Ms. Dahill -

Carver Planning Board


Bruce Maki, Chair


Jen Bogart, Secretary


Jim Hoffman, Vice Chairman


Will Sinclair


Kevin Robinson

Cara Dahill, Alternate

Applicant—RPBP, LLC

Definitive Subdivision

Spring Street (Map 32, Lots 3, 5-E, 5-AN, 6-EN, 6-DN, 6-CN, 6-BN, and 6-A)



Cranberry Land U.S.A.

Town Clerk

Lynn A. Doyle

Notary Public

Lynn.doyle@carverma.org

108 Main Street

Carver, Massachusetts 02330

Tel: 508-866-3403 • Fax: 508-866-3408

CERTIFICATE OF TOWN CLERK AS TO PLANNING BOARD DECISION

Petition of: RPBP, LLC

Location: Spring Street
Map: 32; Lots 3, 5-E, 5-AN, 6-EN, 6-DN, 6-CN, 6-BN, and 6-A

Re: (P-612-19 C)
Definitive Subdivision Plan

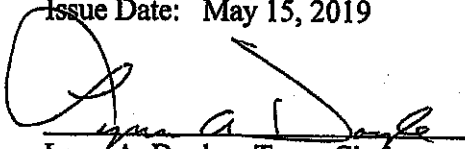
I, hereby certify that the decision of the Town of Carver Planning Board was filed in the office of the Town Clerk, April 24, 2019.

I further certify that twenty (20) days have elapsed after the decision has been filed in said office and that no appeal has been filed.

Date of Certification: May 14, 2019

Case: # 612

Issue Date: May 15, 2019


Lynn A. Doyle – Town Clerk

cc: Planning Board

MLP

EXHIBIT 4



Cranberry Land U.S.A.

Town Clerk

Lynn A. Doyle
Notary Public

Lynn.doyle@carverma.org

108 Main Street

Carver, Massachusetts 02330

Tel: 508-866-3403 • Fax: 508-866-3408

CERTIFICATE OF TOWN CLERK AS TO EARTH REMOVAL COMMITTEE DECISION

Petition of: MA DOT/SLT Construction Corp.

Location: Off Spring St. Adjacent to Ricketts Pond (Map 32 Parcels 3, 5, 6)
Book: Page:

Re: Earth Removal Permit (#71)

I, hereby certify that the decision of the Town of Carver Earth Removal Committee was filed in the office of the Town Clerk on June 20, 2018.

I further certify that twenty (20) days have elapsed after the decision has been filed in said office and that no appeal has been filed.

Date of Certification: July 10, 2018

Case: #71

Issue Date: July 11, 2018

Lynn A. Doyle
Town Clerk

cc: Earth Removal Committee

MLP



Earth Removal Committee

108 Main Street
Carver, MA 02330
Telephone: 508-866-3401

June 6, 2018

Ms. Lynn Doyle, Town Clerk
Town of Carver
108 Main Street
Carver, MA 02330

Re: SLT Construction Corp Earth Removal Permit
Map32 , Lot 5-E, 1.3 5-AN, 6-A, 6-BN, 6-CN,6-DN, and 6-EN off Spring Street

Dear Town Clerk Doyle:

The Carver Earth Removal Committee voted to approve an earth removal permit for property off Spring Street, Assessors Map Map32 , Lot 5-E, 1.3 5-AN, 6-A, 6-BN, 6-CN,6-DN, and 6-EN subject to the following conditions:

1. Removal not to exceed approx. 557,349 cubic yards according to plans. Phase I 185,783, Phase II 185,783 and Phase III 185,783. Refer to the attached Cut & Fill Report Worksheet.
2. The plans submitted and attached define the work area and limits of excavation.
3. Project to be completed in 3 phases; start at the pink section according to the project plan. No movement from phase 1 to another without prior approval from the Earth Removal Committee.
4. Project is estimated to be completed over an approximate 3 year period of time. The Earth Removal Committee will inspect bi-annually.
5. 100' bituminous material to put in at end of access road and maintained to minimize mud and dirt on Spring Street.
6. Hours of operation: Monday - Friday 7:00 am to 4:00 pm and 7 to 12 pm on Saturday. Extra caution to be taken while entering or exiting during bus stop times: 6:40 am to 8:30 am and 2:00 pm to 4 pm.

CARVER MA

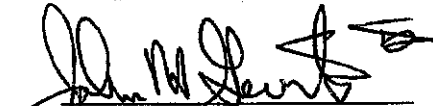
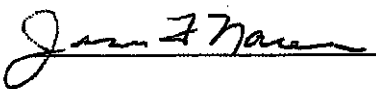
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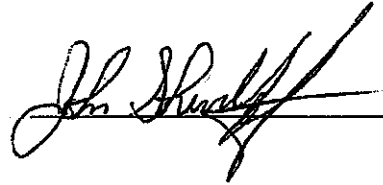
TOWN CLERK

7. Maximum number of truckload trips per day not to exceed 50 round trip.
8. All trucks must exit site and turn right onto route 44.
9. No trucks associated with the work allowed on High Street.
10. All sloping to be 3:1, all exposed side slopes to be regraded and dressed with 4 inches of top soil and seeded with Massachusetts Highway seed mix or equivalent at the rate of 50 pounds per acre.
11. Approval granted to allow installation of a rough road On the RT.44 side of the project through phase 2 and 3 in order to move and store topsoil efficiently.
12. The Truck Rules should be distributed and followed by all trucks entering or exiting your site. (See Attached) Trucks not to exceed 50 round trip.
13. There is to be no staging of trucks on Spring Street.
14. Dust control must be maintained. This would be up to and including sprinkler systems to mitigate the dust. An organic matter buffer will be put in place on the Ricketts Pond side of the project as the phases progress.
15. Inspection fees are to be submitted quarterly and will be paid to the Town of Carver at the rate of \$0.25 per cu. yd. \$0.005 to be paid for future Plympton portion of project as Carver roadways will be utilized.

This permit is predicated on approval of other Town departments, committees and boards, and the Earth Removal Committee may further amend or change conditions of this permit.

Sincerely,


Richard F. Ward




CC: Peter Opachinski, SLT Construction Corp
John Woods, DPW Superintendent
Police Department
Carver Conservation
Carver Planning Department

EXHIBIT 5



Since 1986

May 2, 2022

Town of Plympton
Board of Selectmen
5 Palmer Rd.
Plympton, MA 02367

Re: Stockpiling of material

Dear Members of the Board:

As you may know, we are the owners of 21 acres of industrial zoned land off of Spring Street. We are presently removing sand & gravel to construct our North Carver Business Park in Carver. There will be approximately thirteen (13) buildings constructed in our business park when our build-out is complete.

Due to the large volume of sand & gravel on the Carver side of our property, we are finding it necessary to temporarily stockpile excess sand & gravel on the Plympton side of our property so that we may complete the construction of our roadway in Carver.

This roadway will provide frontage to three (3) lots that are being sold in the next 2 months. There will be no removal of any existing sand & gravel from Plympton at this time. Any materials that we stockpile in Plympton will be removed as soon as market conditions allow.

We will be submitting site plans to the Plympton Planning Board in the next few months for approval of a recycling operation what will process materials for our construction business.

If you have any questions, please do not hesitate to contact my office. I can be reached at 508-866-9061, ext. 15 or my cell at 508-958-6949.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter J. Opachinski".

Peter J. Opachinski
President