



## Town of Bridgewater

### Town Council

June 30, 2022

7:00 PM

Council Chambers

66 Central Square

and

Via Zoom:

<https://us06web.zoom.us/j/88362734011>

(646) 876-9923

Meeting ID: 883 6273 4011

### Community & Economic Development Committee Meeting Agenda

- A. **CALL TO ORDER - 7:00 P.M.**
- B. **PUBLIC COMMENTS**
- C. **LEGISLATION FOR ACTION**
  - a) Order O-FY22-056: Sale of Raw Milk
  - b) Order O-FY22-057: Order of Taking
  - c) Resolution R-FY22-010: Acknowledgment of the Acceptance of Remediation Waste as Marilyn's Landing Land Reclamation Project
- D. **ADJOURNMENT**



## Bridgewater Town Council

In Town Council, Tuesday, March 15, 2022

Council Order: O-FY22-056

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Introduced By: Councilor Sousa  
Date Introduced: March 15, 2022  
First Reading: March 15, 2022  
Second Reading/Hearing:  
Amendments Adopted:  
Third Reading:  
Date Adopted:  
Date Effective:

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### Order O-FY22-056

### SALE OF RAW MILK

WHEREAS, the Commonwealth of Massachusetts allows the sale of Raw Milk under Mass General Law 94 §13.330 MAADC.2.01, and

WHEREAS, the Massachusetts Department of Agriculture Resources provided “Certificates of Registration” to our dairy farms, and

WHEREAS, they grant permission for the retail sale of raw milk on the farm.

Now, therefore, the sale of raw milk be allowed on the dairy farms in Bridgewater.

#### Explanation

#### Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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# Bridgewater Town Council

In Town Council, Tuesday, April 5, 2022

Council Order: O-FY22-057

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Introduced By: Town Manager  
Date Introduced: April 5, 2022  
First Reading: April 5, 2022  
Second Reading/Hearing:  
Amendments Adopted:  
Third Reading:  
Date Adopted:  
Date Effective:

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## Order O-FY22-057

### ORDER OF TAKING

**ORDERED**, that the Town Council assembled vote for the purposes of taking a portion of property located at 23 Wall Street, Bridgewater, Plymouth County, Massachusetts, which is more particularly described in a Deed recorded at the Plymouth County Registry of Deeds Book 45234, Page 111. The Taking is for the purpose of laying out and reconfiguring the intersection of High Street and Wall Street.

The damages awarded with respect to said Parcel of Land are Six Thousand One Hundred and Thirty (\$6,130.00) Dollars and title to said property is vested in Llyod and Christine King by virtue of deed dated February 18, 2015 and recorded at Book 45234, Page 111.

**BE IT ORDERED**, The taking of fee simple title in the parcel of land, excepting any easement of record shown on the Plan attached hereto and to be recorded herewith, along with all buildings and trees thereon described is hereby authorized in accordance with General Laws, Chapter 41, Section 14, Chapter 43, Section 30 and Chapter 79, all as amended for municipal purposes, including but not limited to, inter alia, improving the Town's public ways, safety and drainage and other municipal purposes and for all purposes and uses accessory thereto.

*Explanation: The Taking is for the purpose of laying out and reconfiguring the intersection of High Street and Wall Street for the High Street Dam and Bridge Project.*

#### Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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# Bridgewater Town Council

In Town Council, Tuesday, April 26, 2022

Council Resolution: R-FY22-010

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Introduced By: Town Manager  
Date Introduced: April 26, 2022  
First Reading: April 26, 2022  
Second Reading:  
Amendments Adopted:  
Date Adopted:  
Date Effective:

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## **Resolution R-FY22-010**

### **ACKNOWLEDGEMENT OF THE ACCEPTANCE OF REMEDIATION WASTE AT MARILYN'S LANDING LAND RECLAMATION PROJECT**

**WHEREAS;** on February 28, 2017, Town Council unanimously approved issuance of a letter to the Massachusetts Department of Environmental Protection ("MassDEP") consenting to the land reclamation project at approximately eight (8) acres of land owned by MacDonald Industries, D/B/A Marilyn's Landing that has been mined of its soils, gravel, and stone;

**WHEREAS;** the Department of Environmental Protection has issued an Administrative Consent Order approving the land reclamation project.;

**WHEREAS;** the Department of Environmental Protection oversees the reclamation process, including the testing of all fill;

**WHEREAS;** MacDonald Industries now proposes to accept remediation waste at Marilyn's Landing;

**WHEREAS;** acceptance of remediation waste is subject to sampling as required by MassDEP, and such sampling results shall not exceed existing testing criteria for soil;

**WHEREAS;** the Town Manager recommends the issuance of municipal consent based upon the DEP policy governing land reclamation, and;

**WHEREAS;** land reclamation will bring the land contour back to its approximate original form,

**BE IT RESOLVED:** The Town Council acknowledges and approves the acceptance of remediation waste at Marilyn's Landing, provided it is approved by MassDEP and meets all applicable regulatory standards.

**Explanation:** In 2017 the Town Council unanimously voted a resolution approving a letter of support for Marilyn's Landing land reclamation project. The project straddles the Bridgewater/Halifax town line and is made up of the capped landfill on one side and Marilyn's Landing on the other. As noted in the resolution, the Department of Environmental Protection oversees the project and all fill used to reclaim the land, including determining appropriate materials, testing, and site compliance. This confirmation is

sought by the DEP to confirm the Town’s understanding that remediation waste is permitted as part of the fill used to reclaim the land.

- Marilyn’s Landing and MassDEP have agreed to accept another type of Soil Category which still complies with the “Soil Acceptance Criteria” (SAC) currently being utilized.
- This specific soil category is termed “Remediation Waste” under MassDEP’s regulations and is defined as:

*Under state regulations, the definition of “**Remediation Waste**” means “any Uncontainerized Waste, Contaminated Media, and/or Contaminated Debris that is managed pursuant to [310 CMR 40.0030](#). (defined in [310 CMR 40.0006](#)) of the Massachusetts Contingency Plan (MCP).*

- It is important to note that this material is still soil and is typically mildly impacted soil that originates from a residential MassDEP Site that must be removed. The only reason it is termed “Remediation Waste”, is that it exceeds Residential Soil Cleanup Standards in the MCP but generates the nomenclature when it leaves the Site.
- This soil does not include any type of municipal solid waste or other waste.
- This soil will meet the current SAC now in place that is applicable to every other kind of material that is currently accepted.
- MassDEP has recognized that this soil can be placed at Marilyn’s Landing in full compliance with the current “Soil Reuse Management Plan” (SRMP) and will execute an Amended ACO to allow placement. Expected Spring 2022.

The Town of Halifax is also meeting on April 26 regarding this request.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)