



TOWN OF CHARLTON
Minutes of Regular Selectmen's Meeting
Tuesday – January 19, 2016 at 6:30pm

Submitted by MCS
Date 2/23/16
Received by KC
Date 2-23-16

Present: Chairman – Frederick C. Swensen, Vice-Chairman – Joseph J. Szafarowicz, Clerk – Cynthia B. Cooper and Members – David M. Singer and John P. McGrath. Also present: Town Administrator - Robin L. Craver. Absent: Student Selectperson – Bailey Ross.

NOTE: Some matters may have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

I. Call to Order:

1. Chairman Swensen called the meeting to order at 6:30pm with the pledge to the flag.
2. Chairman Swensen reminded everyone to treat each other courteously and be acknowledged by the Chair before speaking. Those in attendance are requested to turn off cell phones or put them on vibrate so as not to disrupt the proceedings and remove hats, if any.

II. Consent Agenda:

1. Minutes of Regular Meeting – January 5, 2016. **Motion by Mr. Szafarowicz to accept the January 5th meeting minutes as written, seconded by Mrs. Cooper, motion carries with Mr. McGrath abstaining.**

III. Community Relations, Announcements and Open Forum:

- Chairman Swensen read the announcements.

IV. Appointments/Resignations:

V. Scheduled Appointments:

6:40pm – Mrs. Craver stated that she, Highway Superintendent Foskett and Conservation Agent Girard met with the Town Manager and DPW Director in the Town of Southbridge to attempt to find a permanent solution for the flooding on Guelphwood Road. The road travels in between marshes and must be closed several times a year due to flooding. We now have additional concerns as it appears that water is on both sides and there are no guardrails. This could cause issues if a car were to go off the road into the swamp, especially if tipped upside down. The present flooding is causing ice of one section of the road. It was agreed by both towns that the road should be closed and we should seek a review and recommendations from MA DOT. This is to notify you it is the decision of the Highway Superintendent, in agreement with the Charlton Conservation Agent, myself and Southbridge officials, to close the road until spring. She will have more information once a complete review of the road improvements are complete; costs of those improvements; traffic patterns; and alternatives. Mr. Foskett came forward and said that this has been an issue for years. He feels its time to get together to find a way to fix it. There are options out there and some are very expensive. There is no shoulder on the road. He feels it needs guardrails at least. This road was built through a swamp 50 years ago. He said it would be against his wishes to open the road. The big drawback is use of Denfield Road. Mr. Singer asked if there is a sign on the road saying it's closed. Mr. Foskett said its all well posted as closed with detours. He was asked if he knew what the traffic is like on that road and he said he didn't

know. Chairman Swensen asked if the Board needs to take action to help by closing the road and Mr. Foskett said it would be good as a team effort. Mr. Foskett has already talked to District 3 at the Mass DOT. Mrs. Craver recommended keeping it closed till April 1st and revisit it. Mr. Foskett doesn't feel comfortable with putting a date on it. **Motion by Mr. Singer per the recommendation of the Highway Superintendent that we close Guelphwood Road until further notice, seconded by Mrs. Cooper, motion carries unanimously.** Chief Pervier agreed that if a vehicle went in there, it would be a real tragedy. He said its more of a speeding issue on that road. He said if this road is going to be closed, it really needs to be looked at.

VI. New Business:

1. Town's website – Mrs. Craver stated that attached is an email from our webmaster, Lisa Westwell who has provided the board with a quick summary of the Town's current website providers. Ms. Westwell is trying to be proactive so that before her renewal request comes up in May for the new fiscal year beginning July 1, the board would have plenty of time to research other providers, including website design/maintenance services, if you would like to do so. She does not have control over the domain name or hosting service costs as they are purchased through independent providers. There are many companies to choose from for domain and hosting services and she would suggest having board members gather information if you so choose. Domain name: www.townofcharlton.net. Network Solutions www.networksolutions.com. Expires 5/18/16. Current cost to renew: \$37.99/year. Hosting Service: Hostgator, www.hostgator.com Expires 6/14/18. Current cost \$7.95/month. Website Maintenance Services: Westwell's Web Work. Current cost: \$250 month for unlimited updates. What is the board's wishes? Mr. Szafarowicz feels Ms. Westwell has been doing a great job on the website. He thinks we should look at the domain website as it seems high. He would like to do some research on this. Mr. Singer agrees. Mrs. Craver mentioned that the Fay Mountain Farm facebook page and website is under the previous owner and the Fay Mountain Farm Committee has not been able to get access to it. Mr. Szafarowicz asked if the .net was ever looked at to change it to something like .gov? Mrs. Craver said it is something that can be looked at. Mr. Szafarowicz will research it and let the board know.
2. Request to sponsor Timothy Bullock for full time police academy. Mrs. Craver stated that attached is a request from Chief Pervier asking the Board for permission to sponsor Timothy J. Bullock for an upcoming full-time police academy that is slated to start on Monday, February 29, 2016 at the Boylston M.P.T.C. Police Academy in Boylston, MA. One of the contingencies for Mr. Bullock's hiring was that he enroll in a full or part time police academy with all costs being borne by him. She would recommend the board approve Chief Pervier's request to sponsor Mr. Bullock for the upcoming full-time police academy starting on Monday, February 29, 2016 at the Boylston M.P.T.C. Police Academy in Boylston, MA. Chief Pervier came forward with Mr. Bullock. He said they are moving the process and this requires approval from the board. **Motion by Mr. McGrath to sponsor Mr. Timothy Bullock for the upcoming academy in Boylston, seconded by Mr. Szafarowicz, motion carries unanimously.** Chief Pervier provided the board with paperwork to sign.
3. Police Chief hiring process. Mrs. Craver stated that at the Board's request, she has put together some information regarding the hiring of a new police chief as Chief Pervier has given the Board his notice of retirement in December. The Charlton Police Chief position is currently in Civil Service and if it remains there, you will file a Form 13: Civil Service Requisition stating you will have an opening and wish to fill that position. The Board may ask for a certification from an existing list and would choose either an open competitive or departmental promotional list or ask for both. We must have at least 4 candidates in house in order to have a promotional list. It is her understanding that there may be 5 Charlton officers consisting of the Lieutenant and Sergeants. You could hire one of the top 3 candidates on the list or you could opt to use an assessment center

in conjunction with the list. You could also hire an assessment firm to handle the whole process and not use a list from Civil Service, but you would have to get civil Service approval of the process. The next examination for Police Chief is May 21, 2016. This means that you will not get the results until late October/early November 2016. If you have concerns about the chief's position being in Civil Service, the voters would need to remove the position at a ballot vote or request special legislation at a town meeting. There are pros and cons to keeping the position in civil service. Having the position in civil service means there is a standard testing and guidelines that a town must go thru to appoint a chief hopefully maximizing the potential of getting the most qualified candidate without political influence. The cons of the position in civil service include test results will not be available until the end of this year and not all good test takers make good chiefs. You would still have the option to hold your own testing and the cost would be approximately \$10,000 for a consultant to hold an assessment center. If you choose to ask town meeting to withdraw the position from civil service, she would recommend that the board still proceed with the necessary paperwork and process with civil service in case the town chooses not to approve. Once the board lets her know their priorities, she can help tailor the process and request approval, if necessary from Civil Service. Chief Pervier said he provided the Town Administrator with three companies authorized by Civil Service to do the assessments. Mr. Singer asked the Chief if any of the processes he mentioned allow the Board to interview and ask questions? Chief Pervier stated that under civil service, you would have to look at the top 3. Mr. Szafarowicz asked if time doesn't allow, do we have to go to civil service if we need to hire an interim chief and Mrs. Craver said she would have to look into it as some provisional options are allowed. Chief Pervier said he could email the list to the board of what reading is required to take the test. Mrs. Craver would recommend the board consider to ask for the two lists and consider an assessment center. She said the Board could authorize her to submit the Form 13 and we would do an RFP for an assessment center and get those to the three companies that the chief recommended. Mr. McGrath feels that at the police department we have a dedicated group and should give them a chance. **Motion by Mr. Szafarowicz to authorize the Town Administrator to file the correct form to Civil Service to requisition for police chief and to authorize the Town Administrator to accept RFP's for assessment centers for the chief, seconded by Mr. Singer, motion carries unanimously.**

VII. Old Business:

1. Southbridge Recycling & Disposal Park final environmental impact report. Mrs. Craver stated that we have been asked by the Board of Health to remind you that any concerns regarding the Southbridge Recycling & Disposal Park Final Environmental Impact Report must be submitted by January 22, 2016. This is regarding Phase 3 which encompasses Charlton. Does the Board have any comments you would like to have submitted? Mr. Szafarowicz said his concerns would be with what's going on now. Mr. McGrath asked if they are aware of our concerns and the answer was yes. **Mr. Szafarowicz would feel comfortable making an official comment on that if the board is comfortable with that. He said we are concerned over the current impacts, the current operations in town, what kind of footprint do they have in Charlton on Charlton land and future implications and what they plan to do to mitigate and made it a motion, seconded by Mr. McGrath, motion carries with Mrs. Cooper abstaining.**
2. Police Details – continued update. Mrs. Craver stated that at the board's last meeting, you had requested that Chief Pervier provide a breakdown of outstanding invoice totals by year. The following is the outstanding debt:

2005	Total outstanding	\$3,067.35
2006	Total outstanding	\$5,473.25

2007	Total outstanding	\$ 756.00
2008	Total outstanding	\$4,568.14
2009	Total outstanding	\$8,051.06
2010	Total outstanding	\$16,465.70
2011	Total outstanding	\$9,023.97
2012	Total outstanding	\$8,426.33
2013	Total outstanding	\$282.60
2014	Total outstanding	\$5,217.50
2015	Total outstanding	\$78,638.15
2016	Total outstanding	\$ 8,708.70
	Total outstanding	\$148,678.75

You will also find the “do not serve” list attached because of outstanding balances. They include the towns of Dudley, Millbury, Brookfield, East Brookfield as well as Bay Path High School and Williamson Environmental. Chief Pervier stated that he previously gave the board the balances through 2012 and with the part time person, it has gone down another \$10,000.00. The board asked questions and the Chief answered. Mr. McGrath asked the Chief if the system that we have now, is it working? Chief Pervier said that going forward and he will include it in his budget is to have a person come in for 10 hours a week to do details and payroll. Mrs. Craver excused herself to attend the Board of Health meeting and will return.

3. FY2017 Budget Calendar – Open ATM Warrant. Mrs. Craver stated that at the Board’s January 5, 2016 meeting, you approved the attached FY2017 Budget Calendar. Tonight you are scheduled to open the Annual Town Meeting Warrant. Once opened, we will notify departments and all requests will be due no later than March 9, 2016. **Motion by Mr. Singer to open the Annual Town Meeting Warrant, seconded by Mr. McGrath, motion carries unanimously.**

Committee Reports:

Mr. McGrath said the Municipal Building Committee is meeting tomorrow. The brick work and roofing is done on the elevator shaft. There were a few issues that came up from transitioning from the existing school building to the elevator.

IX BOS Policy Review:

X. Student Selectperson Report – absent

XI Town Administrator Report: Chairman Swensen reviewed the Town Administrator’s report.

XII Other Business:

XIII Next Meeting Announcement:

* Next Regular Selectmen’s Meeting – February 2, 2016

XIV Adjourn: **Motion by Mr. Szafarowicz to enter into executive session at 8:07pm under M.G.L. c. 30A, Sec. 21, #1 – to discuss the reputation, character, physical condition or mental health rather than professional competence of an individual or discuss the discipline or dismissal of, or complaints or charges against a public officer, employee, staff member or individual, #3 – to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and #6 – to consider the purchase, exchange, lease or value of real estate, if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body, seconded by Mr.**

Singer. Roll call vote taken: Mr. Szafarowicz – aye, Mrs. Cooper – aye, Mr. Singer – aye, Mr. McGrath - aye and Chairman Swensen – aye. Chairman Swensen declares that an open meeting may have a detrimental effect on the negotiating position of the public body and that the board will reconvene to open session for the purpose of adjourning.

Motion by Mr. McGrath to adjourn 8:49pm, seconded by Mr. Szafarowicz, motion carries.

Submitted by:

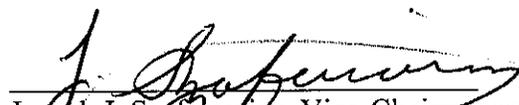
Mary C. Devlin
Administrative Assistant

Accepted by:

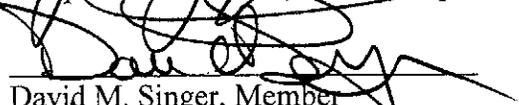
Frederick C. Swensen, Chairman



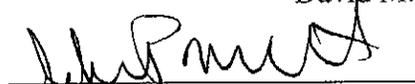
Cynthia B. Cooper, Clerk



Joseph J. Szafarowicz, Vice-Chairperson



David M. Singer, Member



John P. McGrath, Member

TOWN OF CHARLTON
OFFICE OF THE TOWN ADMINISTRATOR
37 Main Street
Charlton, MA 01507
WWW.TOWNOF CHARLTON.NET

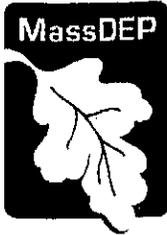
Phone: (508) 248-2206

Fax: (508) 248-2374

TO: Board of Selectmen
FROM: Robin L. Craver, Town Administrator
DATE: January 13, 2016
SUBJECT: Town Administrator's Report – for Selectmen's meeting of 1/19/16

Charlton Landfill Closure Completion – Attached is a letter from the Department of Environmental Protection determining that the closure of the Charlton Landfill on Flint Road is complete.

Cemetery Lot Prices, Policies and Services – Attached is a list of fees charged by the Cemetery Commission. They have increased fees for Saturdays and Legal Holidays.



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

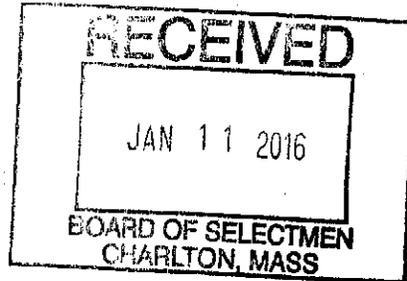
Central Regional Office • 8 New Bond Street, Worcester MA 01606 • 508-792-7650

Charles D. Baker
Governor

Karyn E. Polito
Lieutenant Governor

Matthew A. Beaton
Secretary

Martin Suuberg
Commissioner



January 7, 2016

Robin Craver, Town Administrator
Town of Charlton
37 Main Street
Charlton, MA 01507

Re: CERO - SWM -BWP SW 43 Landfill Closure Completion,
Closure Certification

At: Charlton Landfill
90 Flint Road
Charlton, Massachusetts

Permit No: X253986

MassDEP Facility Number: 39151

Dear Ms. Craver:

The Massachusetts Department of Environmental Protection ("MassDEP" or "Department") has completed the review of the closure certification documentation submitted for the Town of Charlton Landfill, and has determined that closure of this landfill is complete.

I. Submittals and Facility Description

A. Title of Plans & Reports Submission:

The following closure completion certification report regarding the final cover system, landfill gas and stormwater controls and post closure monitoring and maintenance plans was submitted to the Department:

BWP SW 43, Landfill Closure Completion, "Corrective Action Completion Certification Report, Flint Road Landfill Closure, 90 Flint Road, Charlton, Massachusetts, May 2015"

Transmittal No.: X253986

Received by MassDEP-CERO: October 5, 2015.

Consulting Registered Professional Engineer:

Laura Bugay, P.E.,
CDM Smith Inc.
75 State Street, Suite 701
Boston, MA 02109
617-452-6589

B. Facility Description:

The Town of Charlton (the "Town" or "applicant" or "permittee") owns an inactive sanitary landfill (the "Landfill") located off 90 Flint Road across from Old Town Road in Charlton, Massachusetts. The Landfill is approximately 9.5 acres and was used as a municipal solid waste landfill by the Town from 1978 to February 1992. The capping of the closed landfill was completed in 2012.

C. Corrective Action, Enforcement Action and Closure:

- BWP SW25 Corrective Action Design (CAD) permit application (Transmittal No. W058259), December 17, 2004 - On behalf of the Town, the Town's consultant submitted a permit application for proposed Corrective Action Design (CAD) for the Town's Landfill.
- Unilateral Administrative Order UAO-CE-05-4001, November 16, 2005 - The Order required the Town and the Town's consultant of record at the time to cease and desist from taking any and all corrective actions at the Landfill until a CAD permit is approved by MassDEP.
- BWP SW25 Corrective Action Design (CAD) permit application (Transmittal No. W073623), "Landfill Capping and Closure", January 26, 2006, including supplemental material and plans - On behalf of the Town, the Town's consultant submitted a revised permit application for Corrective Action Design (CAD) for the Town's Landfill.
- Administrative Consent Order and Notice of Noncompliance ACO-CE-06-4001, April 11, 2006 - The Consent Order required the Town to submit a revised Corrective Action Design (CAD), BWP SW 25, permit application and acceptable financial assurance mechanism (FAM) to MassDEP for review and approval.
- Permit for BWP SW25 Corrective Action Design (the "2006 CAD permit"). Transmittal No. W073623, approved by MassDEP on June 16, 2006.
- Administrative Consent Order with Penalty and Notice of Noncompliance ACOP-CE-06-9035-46A (the "2007 ACOP"), January 29, 2007 - Issued to the Town's consultant of record at the time to resolve the Department's enforcement action against the Town's

consultant for violations of solid waste, wetlands and industrial wastewater regulations at the Landfill.

- Unilateral Administrative Order UAO-CE-07-4001, September 7, 2007 – Issued to the Town’s consultant of record at the time for accepting unauthorized grading and shaping materials at the Landfill.
- Unilateral Administrative Order UAO-CE-08-6W001, January 18, 2008 – Issued to the Town’s consultant of record at the time for violations of the Wetlands Protection Act at the Landfill.
- Unilateral Administrative Order UAO-CE-08-4004 (the “2008 UAO”), March 31, 2008 – Issued to the Town’s consultant of record at the time for failure to meet the requirements of the 2006 CAD permit and the 2007 ACOP.
- Unilateral Administrative Order UAO-CE-08-4009, June 24, 2008 – Issued to the Town’s consultant of record at the time to revise the deadlines established in the 2008 UAO.
- Administrative Consent Order with Penalty and Notice of Noncompliance ACOP-CE-08-6W005, November 25, 2008 – Issued to the Town’s consultant of record at the time addressing violations of the Wetlands Protection Act at the Landfill.
- Unilateral Administrative Order UAO-CE-09-4005 (the “2009 UAO”), August 27, 2009 – The Order required the Town to complete storm water control and FML liner repairs and submit an evaluation report prepared by a registered professional engineer, or other qualified professional approved by the Department regarding the feasibility of achieving an effective closure of the landfill.
- Response to Unilateral Administrative Order (UAO-CE-09-4005), “Town of Charlton, Massachusetts, Landfill Closure Evaluation Report, September 3, 2009” prepared by Camp, Dresser, and McKee, Inc..
- “MassDEP Response to Landfill Closure Evaluation Report, Charlton - Flint Road Landfill Closure follow-up”- Regarding Conformance with various conditions of the 2009 UAO, issued by MassDEP-CERO on November 6, 2009.
- “MassDEP Response to Landfill Closure Evaluation Report, Charlton - Flint Road Landfill Closure follow-up”- Approval of Alternative Cap Design, issued by MassDEP-CERO on March 15, 2010.
- Administrative Consent Order ACO-CE-10-6W003, January 4, 2011 – Issued to the Town regarding wetlands replication and restoration requirements as required by the approved CAD Permit.

- “Wetlands – Compliance Letter, Administrative Consent Order ACO-CE-10-6W003” issued by MassDEP-CERO on October 1, 2012.

Landfill Final Cover System

The final alternative capping/cover system from top to bottom includes:

- 6-inch minimum thick topsoil layer;
- 12-inch minimum thick soil layer;
- geocomposite drainage net;
- 40-mil thick HDPE flexible membrane liner; and
- Prepared subgrade layer (including a gas venting layer).

Landfill Gas Controls

A landfill gas control system, consisting of a gas venting layer, a 40 mil HDPE geomembrane and passive gas vents was constructed within the capping/cover system to provide venting through the capping/cover system. Six passive gas vents were installed at the locations indicated in the closure plans.

Stormwater Controls

Stormwater is controlled at the Landfill with the vegetated landfill cap and through stormwater swales, downchutes and the perimeter swale. The perimeter swale runs along most of the Landfill footprint and downchutes are located predominantly on the western side of the Landfill. The rip rapped downchutes and swale(s) direct stormwater runoff to the western drainage basin and adjacent drainage areas. A perimeter access road located along most of the toe of the Landfill from the west to the north and to the south of the Landfill provides some additional stormwater control measures.

II. Permit Application Review and Approval

The permit application for this Landfill Closure Completion complies with the requirements set forth in 310 CMR 19.033, “Permit Procedure for an Application for a Permit Modification or Other Approval” and 310 CMR 19.140, “Landfill Closure Requirements”. This permit meets the criteria set forth in MassDEP’s Landfill Technical Guidance Manual dated May 1997. The permittee’s request for an approval of a Landfill Closure Completion is approved based on the submission of the information detailed in Section I.A. above.

This document is a Permit, issued pursuant to M.G.L.c. 111, Section 150A and 310 CMR 19.000, the "Solid Waste Management Regulations," and is subject to the conditions set forth below.

III. Approval with Conditions

As a result of its review, the Department has determined that the submitted documents are satisfactory and in accordance with the authority granted pursuant to Chapter 111, Section 150A of the Massachusetts General Laws hereby approves the closure completion certification report listed above for the Landfill, subject to the following conditions.

A. Post Closure Period - Pursuant to 310 CMR 19.142(2), the post-closure period shall extend for a minimum of a 30-year period, unless the post-closure period is modified by the Department pursuant to 310 CMR 19.142(3) or (4).

During the post-closure period, the Town shall satisfy the applicable requirements as described in 310 CMR 19.142, "Landfill Post-Closure Requirements", including but not limited to:

1. Taking corrective actions to remediate and/or mitigate conditions that would compromise the integrity of the final cover;
2. Maintaining the integrity of the liner system and the final cover system;
3. Monitoring and maintaining the environmental monitoring systems for surface water, groundwater, and air quality;
4. Maintaining landfill gas control systems;
5. Maintaining access roads;
6. Protecting and maintaining surveyed benchmarks; and
7. Having the Landfill inspected in accordance with 310 CMR 19.018 by a third-party consulting Massachusetts Registered Professional Engineer, or other qualified professional approved by the Department, experienced in solid waste management.

The post-closure period shall end on the date of the Department's written determination that the post-closure care, maintenance and monitoring of the Landfill are no longer required. Said written determination in no way limits or absolves the Town of liability for the Landfill in the future.

B. Post-Closure Monitoring - The Town shall implement and maintain the existing and/or any future post-closure monitoring program at the Landfill consisting of groundwater, surface water, and landfill gas monitoring in accordance with 310 CMR 19.132, "Environmental Monitoring Requirements." No changes to the post-closure environmental monitoring plan for the Landfill, including the quarterly landfill gas monitoring program, shall be performed without prior written MassDEP approval.

C. Post Closure Maintenance - The Town shall implement and maintain the existing and/or any future environmental control or monitoring systems in accordance with 310 CMR 19.133, "Maintenance of Environmental Control and Monitoring Systems."

D. Post Closure Inspections - Pursuant to 310 CMR 19.142 (6), "Inspection Requirements", and in accordance with 310 CMR 19.018, "Third Party Inspections", the Town of Charlton shall have the Landfill inspected at least once every two calendar years by a third-party inspector who possesses the qualifications set forth in 310 CMR 19.018(5)(c). The Town of Charlton shall ensure that the inspection reports are submitted to James McQuade, Solid Waste Section Chief, MassDEP-CERO within thirty (30) days of the date of completion of the inspection.

E. Financial Assurance - The Town shall maintain post-closure financial assurance in accordance with the requirements set forth at 310 CMR 19.051, assuring that sufficient funds are available to cover post-closure maintenance and monitoring of the Landfill.

F. Record Notice - Pursuant to 310 CMR 19.141, the Town shall record a notice that a landfill has been operated on the site at the appropriate Registry of Deeds or, if the site is registered land, in the registry section of the land court for the district wherein the land lies. A copy of the record notice shall be forwarded to James McQuade, Solid Waste Section Chief within 60 days of the date of this approval.

G. Post-Closure Use - The closed Charlton Landfill shall not be used for any purpose or post-closure activity without submittal and Department approval of a Post-Closure Use Permit Application in accordance with 310 CMR 19.143, "Post-Closure Use of Landfills".

IV. Right of Appeal

Request for Provisional Decision: Pursuant to 310 CMR 19.033(4)(b), an applicant aggrieved by the Department's permit decision, within twenty-one (21) days of the issuance of the Department's permit decision to the applicant, may file a written request with MassDEP's Central Regional Office that the permit decision be deemed a provisional decision, and a written statement of the basis on which the applicant believes it is aggrieved, together with any supporting materials. Upon timely filing of such a request, the permit decision shall be deemed a provisional decision. Such a request shall reopen the administrative record, and the Department shall issue a final permit decision after the end of the comment period. **Failure by an applicant to exercise the right provided in 310 CMR 19.033(4)(b) shall constitute a waiver of the applicant's right to appeal.**

Right to Appeal: Any person aggrieved by the final permit decision, except as provided for under 310 CMR 19.033(4)(b), may file an appeal for judicial review of said permit decision in accordance with the provisions of M.G.L. c. 111, § 150A and M.G.L. c. 30A not later than thirty (30) days following the date of issuance of the final permit decision

to the applicant. The standing of a person to file an appeal and the procedures for filing such appeal shall be governed by the provisions of M.G.L. c. 30A. Unless the person requesting an appeal requests and is granted a stay of the terms and conditions of the final permit decision by a court of competent jurisdiction, the final permit decision shall be effective in accordance with 310 CMR 19.033(3).

Notice of Appeal: Any aggrieved person intending to appeal a final permit decision to the Superior Court shall first provide notice of intention to commence such action. Said notices of intention shall include the Department file number (Transmittal No. X253986) and shall identify with particularity the issues and reason why it is believed the final permit decision was not proper. Such notice shall be provided to the Office of General Counsel of MassDEP and the Regional Director for the regional office which processed the permit application at least five (5) days prior to the filing of an appeal:

Office of General Counsel
Massachusetts Department of Environmental Protection
One Winter Street
Boston, MA 02108

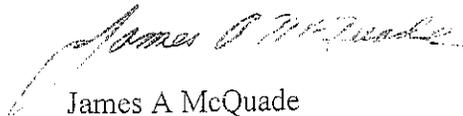
and

Mary Jude Pigsley, Regional Director
Massachusetts Department of Environmental Protection
8 New Bond Street
Worcester, MA 01606

No allegation shall be made in any judicial appeal of a final permit decision unless the matter complained of was raised at the appropriate point in the administrative review procedures established in 310 CMR 19.000, provided that a matter may be raised upon a showing that it is material and that it was not reasonably possible with due diligence to have been raised during such procedures or that matter sought to be raised is of critical importance to the environmental impact of the permitted activity.

If you have any questions regarding this matter, please contact me at 508-767-2759.

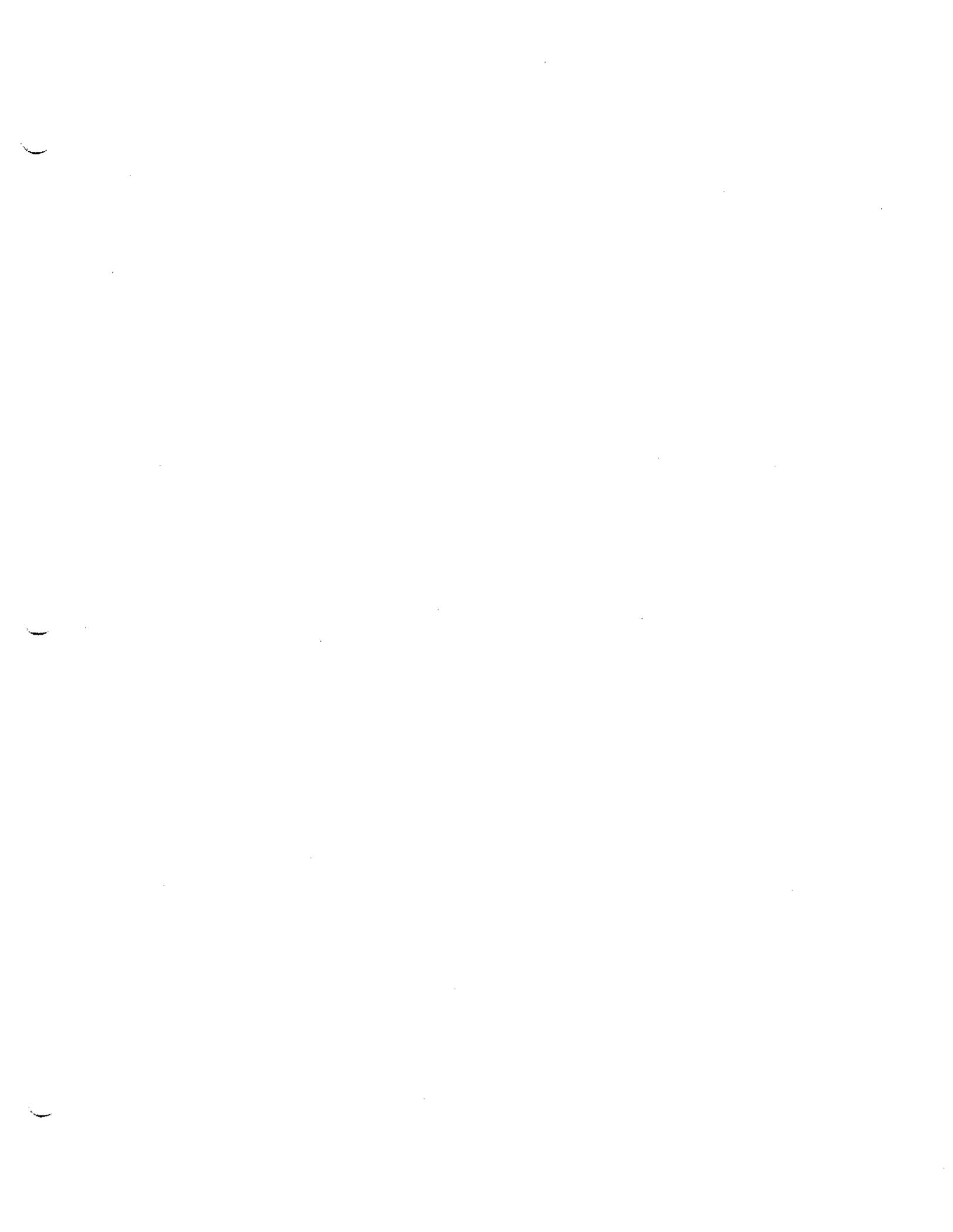
Sincerely,



James A McQuade
Section Chief
Solid Waste Management Program

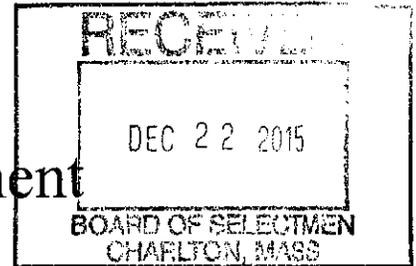
JAM/scb

cc: Charlton Board of Health, 37 Main Street, Charlton, MA 01507
Laura Bugay, P.E., CDM Smith Inc., 75 State Street, Suite 701, Boston, MA 02109





Charlton Cemetery Department



CEMETERY LOT PRICES, POLICIES AND SERVICES

Effective January 1st 2016

GRAVE LOTS

Lots are available to current Charlton residents, as well as former residents who lived in the town for a minimum of 5 years.

Full grave lots: \$650.00 per grave up to a 12 grave lot maximum. Lot layout may have restrictions depending on certain rows and sections within the cemetery.

Cremation lots: Lot will accommodate 2 interments \$360.00

Cremation lots are restricted to flush flat markers only.

Cremation interments may also be placed in a full grave lot with a maximum of 4 interments per lot

BURIAL SERVICES

A minimum of 48 hours notice is required for all grave openings

The Cemetery department will do its best to keep the cemeteries open for burials during the winter months; however there may be delays due to inclement weather and circumstances beyond our control.

Full grave burials:

Monday – Friday \$700.00, Saturday \$950.00, Legal Holidays \$950.00

All full grave openings include use of lowering device & greens

Cremation burials:

Monday – Friday \$275.00, Saturday \$500.00, Legal Holidays \$500.00

(All cremated remains must be in a durable, sealed, retrievable container. Any other type of urn must use a concrete urn vault.)

Infant/ Stillborn burials:

Monday – Friday \$50.00, Saturday \$75.00, Legal Holidays \$75.00

Overtime fee: \$125.00 per hr. minimum / or any part of an hour*

* Funeral homes will be billed directly for employees working past 3:00 pm weekdays or 12:30 pm on Saturdays or Legal Holidays

Holiday policy: any day designated as a holiday by the personnel board or through the board of selectmen representing all town of Charlton employees.

Holiday burials:

Martin Luther King Day

Columbus Day

President's Day

Day after Thanksgiving

Patriot's Day

No burials on:

Sundays

Labor Day

New Year's Day

Veterans Day

Memorial Day

Thanksgiving

Independence Day

Christmas

MONUMENTS / MARKERS

All poured foundations and marker settings are to be installed by the cemetery department only, as the cemetery department shall assume the responsibility for proper construction and layout of such foundations and marker settings. All monuments and markers are subject to regulations; material type, size and location. Only one standing monument will be allowed on each lot, regardless of number of graves. For further details please contact the cemetery office.

Flush marker installation: \$40.00/ sq. ft.

Veteran's markers: no charge

Poured foundations: \$95.00 per surface sq. ft.

CHARLTON CEMETERY COMMISSION 37 MAIN ST. CHARLTON MA 01507

Office Telephone (508) 248-2208, Fax (508) 248-2392 James Burlingame, Superintendent