PRISM

Carver

5/24/05 received

May 19, 2005

Ms. Shelley Puleo
USEPA
Municipal Assistance Unit
1 Congress Street, Suite 1100
Boston, MA 02114

RE: Storm Water Management Report
Permit # MAR041099
Transmittal # W064173
CARV003

Dear Ms. Puleo:

Enclosed please find one (1) copy of the NPDES Phase II Small MS4 General Permit Annual Report for the Town of Carver.

If you have any questions or comments regarding this matter please feel free to contact me at 508-366-0772 x14.

Very truly yours,

Robert P. Sims, P.E.
Project Manager

cc: Bill Halunen (Carver)

Enclosure

Prism Environmental, Inc. • 18 Lyman Street, Suite Q, Westborough, MA 01581
tel: 508-366-0772 • fax: 508-366-1807 • www.prism-env.com

Hand-enter Your Transmittal Number → W 064173
Transmittal Number

Your unique Transmittal Number can be accessed online: http://www.state.ma.us/scripts/dep/trasmfrm.stm or call DEP's InfoLine at 617-338-2255 or 800-462-0444 (from 508, 781, and 978 area codes).

Massachusetts Department of Environmental Protection

Transmittal Form for Permit Application and Payment

1. Please type or print. A separate Transmittal Form must be completed for each permit application.
2. Make your check payable to the Commonwealth of Massachusetts and mail it with a copy of this form to: DEP, P.O. Box 4062, Boston, MA 02211.
3. Three copies of this form will be needed.

Copy 1 - the original must accompany your permit application. **Copy 2** must accompany your fee payment. **Copy 3** should be retained for your records

4. Both fee-paying and exempt applicants must mail a copy of this transmittal form to DEP, P.O. Box 4062, Boston, MA 02211

For DEP Use Only
Permit No._____
Rec'd Date_____
Reviewer

A. Permit Information

BRP WM 08A — Permit Code: 7 or 8 character code from permit instructions
Storm Water — Name of Permit Category
NPDES Stormwater General Permit Annual Report — Type of Project or Activity

B. Applicant Information – Firm or Individual

Carver Department of Public Works — Name of Firm - Or, if party needing this approval is an individual enter name below:

Last Name of Individual _____ **First Name** of Individual _____ MI _____

Town Hall, 108 Main Street — Street Address
Carver — City/Town; MA — State; 02330 — Zip Code; 508-866-3425 — Telephone # and extension
William A. Halunen — Contact Person; e-mail address (optional) _____

C. Facility, Site or Individual Requiring Approval

Carver, MA — Name of Facility, Site or Individual; DEP Facility Number (if Known) _____; Federal I.D. Number (if Known) _____

Street Address _____; e-mail address (optional) _____
Carver — City/Town; MA — State; 02330 — Zip Code; 508-866-3425 — Telephone # and extension

D. Application Prepared by (if different from Section B)

Prism Environmental, Inc. — Name of Firm Or Individual
18 Lyman Street, Suite Q — Address
Westborough — City/Town; MA — State; 01581 — Zip Code; 508-366-0772 ext. 14 — Telephone # and extension
Robert P. Sims, P.E. — Contact Person; LSP Number (21E only) _____

E. Permit - Project Coordination

Is this project subject to MEPA review? ☐ yes ☒ no If yes, enter the project's EOEA file number - assigned when an Environmental Notification Form is submitted to the MEPA unit: EOEA file number _____
Is an Environmental Impact Report Required? ☐ yes ☒ no
Is this application part of a larger project for which two or more DEP permits are being or will be sought? ☐ yes ☒ no

List any other DEP permits that apply to this project:

Permit Category	**Date of Submission** (tentative or actual)	**Transmittal #** if application already submitted

F. Amount Due

Special Provisions:

☒ Fee Exempt* (city, town or municipal housing authority)(state agency if fee is $100 or less)
☐ Hardship Request - payment extensions according to 310 CMR 4.04(3)(c)
☐ Alternative Schedule Project (according to 310 CMR 4.05 and 4.10)

*There are no fee exemptions for 21E, regardless of applicant status

Check Number _____ Dollar Amount _____ Date _____

Please make check payable to the Commonwealth of Massachusetts and mail check and one copy of this form to:
DEP, P.O. Box 4062, Boston, MA 02211

Municipality/Organization: Town of Carver

EPA NPDES Permit Number: MAR041099

MaDEP Transmittal Number: W- 050154

Annual Report Number
& Reporting Period: **No. 2: March 04-March 05**

NPDES PII Small MS4 General Permit Annual Report

Part I. General Information

Contact Person: Mr. William Halunen Title: Superintendent, DPW

Telephone #: 508-866-3425 Email: N/A

Certification:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature: William A. Halunen

Printed Name: William A. Halunen

Title: DPW Superintendent

Date: 5/23/05

Part II. Self-Assessment

The Town of Carver, Massachusetts has completed the required self-assessment and has determined that it complies with all of the permit conditions.

Part III. Summary of Minimum Control Measures

1. Public Education and Outreach

BMP ID #	BMP Description	Responsible Dept./Person Name	Measurable Goal(s)	Progress on Goal(s) – Year 1 (Reliance on non-municipal partners indicated, if any)	Planned Activities – Year 2
PE-1	Flyer Distribution	DPW/Bill Halunen	Once per year at Hazardous Waste Day	Hazardous Waste Day for Year 1 occurred prior to implementation of the SWMP, but occurred on May 7, 2005 in Year 2.	Storm water informational flyers to be available at Hazardous Waste Day and will be available for public use on the official town web site (www.carverma.org).
Revised			Hazardous Waste Day and For download on town website		
PE-2	Informational Mailings	DPW/Bill Halunen	Houses adjacent to outfalls		One Information mailing planned to houses adjacent to outfalls regarding storm drain pollution and care.
Revised			1 per year to all houses adjacent to outfalls		
PE-3	Community Group Meetings	DPW/Bill Halunen	1 Meeting per year	Met with local Boy Scout Troop. Discussed Storm Drain pollution and efforts that may be taken to aid in eliminating storm drain pollution.	One Meeting with local boy scouts/girl scouts to discuss storm water pollution and the possibility of the scouts doing volunteer outfall monitoring
Revised					
PE-4	Public Service Announcements	DPW/Bill Halunen	Cable Access Ads for Events	Posted information regarding Hazardous Waste Day and its importance on the local cable access station for a period of two weeks before Hazardous Waste Day.	Hazardous Waste Day information to run for the two weeks prior to May 1, 2004 the scheduled Hazardous Waste Day. A PSA is planned for the time of the public review of the SWMP for 2004. ATTACHED
Revised			1 per storm water pollution event		
PE-5	Information Distribution	DPW/Bill Halunen	Posts on Town website	Posted information regarding Hazardous Waste Day and its importance on the town website.	Informational postings regarding Hazardous Waste Day. Pamphlets, bookmarks, and placements available for download on the town website. Supplying town library with bookmarks highlighting pollution prevention methods for storm drains. Having the EPA door hangers on hand during outfall inspection and when pollution is suspected using the door hangers to notify households in the area.
Revised			Min. of 1 post per year on town website. Bookmarks available year round at library. Door hangers on houses in areas where possible pollution found in outfalls		

1a. Additions

NONE AT THIS TIME.

2. Public Involvement and Participation

BMP ID #	BMP Description	Responsible Dept./Person Name	Measurable Goal(s)	Progress on Goal(s) – Year 1 (Reliance on non-municipal partners indicated, if any)	Planned Activities – Year 2
PP-1	Storm Drain Stenciling	DPW/Bill Halunen	All storm drains in areas of immediate concern	65% of all Storm drains were stenciled in the town including the areas of immediate concern.	Enlist the help of local Boy Scout/Girl Scout troops to complete the town wide storm drain-stenciling project.
Revised			All storm drains by end of Year 3.		
PP-2	Hazardous Waste Day	DPW/Bill Halunen	Once per year	Held Hazardous Waste Day in April 2003.	Hazardous Waste Day is planned for May 7, 2005.
Revised		Working with BOH			
PP-3	Volunteer Monitoring Efforts	DPW/Bill Halunen	Annually	No organized volunteer monitoring was conducted in Year one, but citizens of the town report concerns regarding outfalls and storm drains regularly.	Enlist the help of local Boy Scout/Girl Scout Troops to visually monitor the outfalls.
Revised					
PP-4	SWMP Volunteer Review	DPW/Bill Halunen	Annually	Prior to submission to the EPA/DEP, the SWMP was posted on the town website and was available for review at the town library.	Following completion of the self-assessment, the updated SWMP will be posted on the website and will be available for review at the town library. All comments will be reviewed and considered for revisions.
Revised					

2a. Additions

NONE AT THIS TIME.

3. Illicit Discharge Detection and Elimination

BMP ID #	BMP Description	Responsible Dept./Person Name	Measurable Goal(s)	Progress on Goal(s) – Year 1 (Reliance on non-municipal partners indicated, if any)	Planned Activities – Year 2
ID-1	Visual Inspection	DPW/Bill Halunen	All outfalls Quarterly	Outfalls are continuously monitored by the DPW staff. All outfalls were monitored quarterly on average. Outfalls in problem areas were monitored more frequently.	Year 2 will be completed in a similar manner to Year 1, with all outfalls being monitored continuously by the DPW staff.
Revised					
ID-2	Laboratory Analysis	DPW/Bill Halunen	When pollution is evident	One outfall showed signs of pollution during Year 1. The source was traced back to a local gas station and the DEP notified. Laboratory analysis of the outfall was completed by an independent agent. The site is on record with the Massachusetts DEP and assigned tracking number: RTN 4-17825	Sample stormwater runoff at the outfalls when pollution is evident.
Revised					
ID-3	Identify and Map all outfalls	DPW/Bill Halunen	Map and ID all outfalls in the UA.	All major outfalls have been mapped and identified in the urbanized areas.	Work on identifying and mapping all secondary outfalls in the urbanized areas. Goal is to have all secondary outfalls identified and mapped by the end of Year 5.
Revised					
ID-4	Remove source of contaminant	DPW/Bill Halunen	When pollution is evident.	Remediation process in progress at local gas station. Removal of pollution source activities are being monitored under RTN 4-17825.	Will trace pollution to source when outfalls show evidence of pollution.
Revised					
ID-5	Develop and Enact Bylaw	DPW/Bill Halunen	By end of Year 2	Reviewed existing mechanisms and determined a lack of adequate authority to regulate illicit discharges.	Complete bylaw draft for internal review by Summer of '05.
Revised			By end of Year 3		

3a. Additions

NONE AT THIS TIME.

4. Construction Site Stormwater Runoff Control

BMP ID #	BMP Description	Responsible Dept./Person Name	Measurable Goal(s)	Progress on Goal(s) – Year 1 (Reliance on non-municipal partners indicated, if any)	Planned Activities – Year 2
CS-1	Develop Bylaws	DPW/Bill Halunen	By end of Year 2 have Bylaw in place.	Reviewed existing mechanisms and determined them to provide adequate authority to regulate construction site erosion and post-construction stormwater management.	Review bylaws annually for compliance to NPDES permit. New revisions to existing by-law attached
Revised	*Review Current Bylaw Develop New Bylaw if necessary.*		Review annually, make amendments as needed.		
CS-2	Pre-Construction Information Meetings	DPW/Bill Halunen	1 meeting per construction after bylaw implementation.	Order of Conditions is issued by the Conservation Commission of the town for any construction project within 100 feet of a wetland of any size. Order of Construction Conditions issued by the Planning Department to the contractor.	Continuation of activities described in Year 1.
Revised	*Provide Pre-Construction Information.*	Con. Comm. and Planning Dept.	1 Letter each Con. Comm. and/or Planning Department outlining conditions of construction activities.		

4a. Additions

CS-3	Site Inspections	Con. Comm. and/or Planning Department.	Minimum 1 site visit per construction activity.	Surprise inspection of construction activities conducted by Conservation Commission and the town engineer to ensure construction conditions are being met.	Conduct a minimum of 1 surprise site inspection to ensure conditions laid out in the pre-construction letters are being met.

5. Post-Construction Stormwater Management in New Development and Redevelopment

BMP ID #	BMP Description	Responsible Dept./Person Name	Measurable Goal(s)	Progress on Goal(s) – Year 1 (Reliance on non-municipal partners indicated, if any)	Planned Activities – Year 2
PC-1	Visual Monitoring	DPW/Bill Halunen	1 visit following completion of project.	Conservation Commission, DPW and Planning Department conduct inspections post construction. A certificate of compliance is issued by the Conservation Commission upon completion of construction in accordance with the OOC on projects it is involved in.	Continuation of activities described in Year 1.
Revised		And Con. Comm. and Planning department as necessary.			
PC-2	Post Construction Bylaw	By end of Year 2 have Bylaw in place.	By end of Year 2 have Bylaw in place.	Reviewed existing mechanisms and determined them to provide adequate authority to regulate construction site erosion and post-construction stormwater management.	Review bylaws annually for compliance to NPDES permit. Revised by-law attached.
Revised	*Review Current Bylaws Develop New Bylaw if Necessary*	Review annually, make amendments as needed.	Review annually, make amendments as needed.		

5a. Additions

NONE AT THIS TIME.

6. Pollution Prevention and Good Housekeeping in Municipal Operations

BMP ID #	BMP Description	Responsible Dept./Person Name	Measurable Goal(s)	Progress on Goal(s) – Year 1 (Reliance on non-municipal partners indicated, if any)	Planned Activities – Year 2
GH-1	Employee Training	DPW/Bill Halunen	Annually	All DPW staff attended an OSHA training meeting as well as information meetings provided by the Insurance Company, which included proper handling of hazardous materials.	Continuation of activities described in Year 1.
Revised					
GH-2	Operations and Maintenance Schedule	DPW/Bill Halunen	Complete by end of Year 1.	An operations and maintenance schedule for all DPW vehicles has been implemented.	No action required completed in Year 1.
Revised					
GH-3	Operations and Maintenance Implementation	DPW/Bill Halunen	Follow schedule Years 2 through 5.	Followed maintenance schedule for DPW vehicles.	To maintain the DPW vehicles based upon the Operation and Maintenance Schedule developed in Year 1.
Revised					
GH-4	Record Keeping	DPW/Bill Halunen	For Each GH BMP Employed.	Records of attendance for meetings kept. Vehicle maintenance logs on file.	Continuation of activities described in Year 1.
Revised					
Revised					
Revised					

6a. Additions

GH-5	Proper Storage of Materials	DPW. Bill Halunen	All materials labeled and in suitable containers.	All storage bins, waste depositories, and spare parts clearly labeled, signed and stored in such a way as not to be subject to stormwater.	Continuation of activities described in Year1.

7. BMPs for Meeting Total Maximum Daily Load (TMDL) Waste Load Allocations (WLA) *<<if applicable>>*

BMP ID #	BMP Description	Responsible Dept./Person Name	Measurable Goal(s)	Progress on Goal(s) – Year 1 (Reliance on non-municipal partners indicated, if any)	Planned Activities – Year 2
TM-1	Laboratory Analysis	DPW/Bill Halunen	Random Outfall Annually	Upon further review of the outfalls located in the Town of Carver it was determined that none of the outfalls are to water bodies requiring a TMDL.	NONE
Revised	*DELETE TM-1*		NONE		
TM-2	Visual Inspection	DPW/Bill Halunen		Upon further review of the outfalls located in the Town of Carver it was determined that none of the outfalls are to water bodies requiring a TMDL.	NONE
Revised	*DELETE TM-2*		NONE		

7a. Additions

NONE AT THIS TIME.

7b. WLA Assessment

Not Applicable.

Part IV. Summary of Information Collected and Analyzed

- One outfall illustrated signs of pollution during Year 1. The DEP was notified of a possible release and on May 16, 2003 investigated the observed oil sheen on South Meadow Brook. The Department's representative traced the pollution to a local gas station and has been monitoring the cleanup efforts at the site. The case number assigned to this release is RTN 4-17825. An update from Bureau of Waste Science Clean-up website attached.
- Chapter 9 of the Town of Carver By-Laws pertains to the Environment and the Carver Conservation Commission initiated promulgation.
- Chapter 9.2 Section 1 B of the Carver By-Laws states "The purpose of this Bylaw is to protect the wetlands, related water resources, and adjoining land areas in the Town of Carver by controlling activities deemed by the Carver Conservation Commission likely to have a significant or cumulative effect upon wetland values, including but not limited to:…e. Erosion and sedimentation control….g. Storm Drainage"
- Chapter 9.2 Section 1 C provides a Statement of Jurisdiction that gives the Conservation Commission jurisdiction over ALL construction projects located within 100-feet of a wetland of ANY size are reviewed by the Conservation Commission.
- Chapter 9.2 Section II B 4 requires " A stormwater management plan and calculations of runoff characteristics" to be supplied with all permit applications.
- Chapter 9.2 Section IV provides the Conservation Commission enforcement and security authority.
- The Zoning Bylaw of the town has provisions for erosion control and wetlands protection.
- "Site design, materials, and construction processes shall be designed to avoid erosion damage, sedimentation, or uncontrolled surface water runoff…" Town of Carver Zoning By Law 3620.
- Section 3621 through 3626 clearly indicate measures to be taken to ensure erosion control.
- Section 4300 of the Zoning Bylaw contains provisions for Water Resource Protection. "All storm water runoff from impervious surfaces shall be recharged on-site unless in conducting site plan review it is determined that either recharge is infeasible because of site conditions or is undesirable because of uncontrollable risks to water quality from such recharge. Such recharge shall be by surface infiltration through vegetated surfaces unless otherwise approved by the Planning Board during site plan review. If dry wells or leaching basins are approved for use, they shall be preceded by oil, grease and sediment traps except for specific exemptions allowed by State statutes. Drainage from loading areas for toxic or hazardous materials shall be separately collected for safe disposal." Town of Carver Zoning By Law 4366.
- Perform a mailing to residents.
- Initiate Poster Contest for Mercury removal program. See attached flyer.
- Perform Hazardous Waste Collection day on May 7, 2005; notices attached
- Perform unplanned inspections to construction sites
- Maintain vehicles in accordance with O&M schedule
- Approved Conservation Commission by-laws related to erosion protection

Part V. Program Outputs & Accomplishments (OPTIONAL)

Programmatic

Stormwater management position created/staffed	(y/n)	No
Annual program budget/expenditures	($)	26,400

Education, Involvement, and Training

Estimated number of residents reached by education program(s)	(# or %)	25%
Stormwater management committee established	(y/n)	No
Stream teams established or supported	(# or y/n)	No
Shoreline clean-up participation or quantity of shoreline miles cleaned	(y/n or mi.)	No
Household Hazardous Waste Collection Days		
▪ days sponsored	(#)	1
▪ community participation	(%)	25%
▪ material collected	(tons or gal)	25 tons
School curricula implemented	(y/n)	No

Legal/Regulatory

	In Place Prior to Phase II	Under Review	Drafted	Adopted
Regulatory Mechanism Status (indicate with "**X**")				
▪ Illicit Discharge Detection & Elimination	X			
▪ Erosion & Sediment Control	X			

▪ Post-Development Stormwater Management	X			
Accompanying Regulation Status (indicate with "**X**")				
▪ Illicit Discharge Detection & Elimination		X		
▪ Erosion & Sediment Control			X	
▪ Post-Development Stormwater Management	X			

Mapping and Illicit Discharges

Outfall mapping complete	(%)	100%
Estimated or actual number of outfalls	(#)	21 in UA
System-Wide mapping complete	(%)	100%
Mapping method(s)		
▪ Paper/Mylar	(%)	100%
▪ CADD	(%)	
▪ GIS	(%)	
Outfalls inspected/screened	(# or %)	0
Illicit discharges identified	(#)	0
Illicit connections removed	(#) (est. gpd)	
% of population on sewer	(%)	0
% of population on septic systems	(%)	100%

Construction

Number of construction starts (>1-acre)	(#)	7
Estimated percentage of construction starts adequately regulated for erosion and sediment control	(%)	100%
Site inspections completed	(# or %)	100%
Tickets/Stop work orders issued	(# or %)	15
Fines collected	(# and $)	Yes
Complaints/concerns received from public	(#)	15

Post-Development Stormwater Management

Estimated percentage of development/redevelopment projects adequately regulated for post-construction stormwater control	(%)	100%
Site inspections completed	(# or %)	
Estimated volume of stormwater recharged	(gpy)	

Operations and Maintenance

Average frequency of catch basin cleaning (non-commercial/non-arterial streets)	(times/yr)	1
Average frequency of catch basin cleaning (commercial/arterial or other critical streets)	(times/yr)	1-2
Total number of structures cleaned	(#)	21 in UA
Storm drain cleaned	(LF or mi.)	0
Qty. of screenings/debris removed from storm sewer infrastructure	(lbs. or tons)	108 tons
Disposal or use of sweepings (landfill, POTW, compost, recycle for sand, beneficial use, etc.)		Beneficial Use
Cost of screenings disposal	($)	0

Average frequency of street sweeping (non-commercial/non-arterial streets)	(times/yr)	1
Average frequency of street sweeping (commercial/arterial or other critical streets)	(times/yr)	1-2
Qty. of sand/debris collected by sweeping	(lbs. or tons)	1,600 tons
Disposal of sweepings (landfill, POTW, compost, beneficial use, etc.)	(location)	Beneficial use
Cost of sweepings disposal	($)	0
Vacuum street sweepers purchased/leased	(#)	0
Vacuum street sweepers specified in contracts	(y/n)	0

Reduction in application on public land of: ("N/A" = never used; "100%" = elimination)		
▪ Fertilizers	(lbs. or %)	0
▪ Herbicides	(lbs. or %)	0
▪ Pesticides	(lbs. or %)	0

Anti-/De-Icing products and ratios	% NaCl % $CaCl_2$ % $MgCl_2$ % CMA % Kac % KCl % Sand	25% 75%
Pre-wetting techniques utilized	(y/n)	No
Manual control spreaders used	(y/n)	No
Automatic or Zero-velocity spreaders used	(y/n)	Yes
Estimated net reduction in typical year salt application	(lbs. or %)	N/A
Salt pile(s) covered in storage shed(s)	(y/n)	Yes
Storage shed(s) in design or under construction	(y/n)	N/A

ATTACHMENTS

Cranberry Land USA

Carver Conservation Commission

Town Hall, 108 Main Street
Carver, Massachusetts 02330

Telephone 508-866-3482
508-866-9403
Fax 508-866-3430

ARTICLE: To see if the town will vote to add the following section to the Carver Wetlands Protection Bylaw: "Section I (D) (5) Public Interest: Strict compliance with this Bylaw may be waived when, in the judgment of the Conservation Commission, such action is in the public interest and is consistent with the intent and purpose of the Bylaw. Any request for a waiver must be submitted to the Commission in writing. The waiver shall be presented at the time of filing a permit application along with a written justification stating why a waiver is desired or needed, is in the interest of public health and safety, and is consistent with the intent and purpose of the Bylaw"; or take any other action relative thereto.

By the Conservation Commission

{COMMENT: This new section will allow the Commission to grant variances or waive sections of the Bylaw for applicants whose projects are shown to be in the interest of public health and safety.}

ARTICLE: To see if the town will vote to add the following definition to "Section V: Definitions": "Adverse effect: A greater than negligible change in the resource area or one of its characteristics or factors that diminishes the value of the resource area to one or more of the specific interests of this Bylaw, as determined by the issuing authority. 'Negligible' means small enough to be disregarded as determined by the Conservation Commission"; or take any other action relative thereto.

By the Conservation Commission

{COMMENTS: This new definition will allow the Commission to grant more variances—see the amended definition of "Variance."}

ARTICLE: To see if the town will vote to amend "Section V: Definitions" by adding the following phrase to the definition of "Variance":

[Original definition:] "The Commission shall have the power, after the filing of a Notice of Intent and the conduct of a public hearing, to issue a variance to an application requesting to perform activities as described in Section I (C) (3) or Section I (C) (4) of this Bylaw. Such variance shall be set forth by the issuance of an Order of Conditions by the Commission. In order for the Commission to issue a variance with respect to a particular project, it must specifically find, based on clear and convincing evidence set forth by the applicant, that owing to circumstances relating to the soil conditions, hydrological conditions, topography of such land and especially affecting such land but not generally affecting wetlands within the Town, a literal enforcement of the provisions of this Bylaw would involve substantial hardship, financial or otherwise, to the applicant, and that desirable relief may be granted without material detriment to the values protected by this Bylaw and without substantially derogating from the extent or purpose of this Bylaw. The Commission may impose conditions, safeguards, and limitations in a variance to protect or further the interest protected by this Bylaw. Variances are intended to be granted only in rare and unusual cases."

[Proposed amendment in **bold** *italics*:] "The Commission shall have the power, after the filing of a Notice of Intent and the conduct of a public hearing, to issue a variance to an applicant requesting to perform activities as described in Section I (C) (3) or Section I (C) (4) of this Bylaw. Such variances shall be set forth by the issuance of an Order of Conditions by the Commission. In order for the Commission to issue a variance with respect to a particular project, it must specifically find, based on clear and convincing evidence set forth by the applicant, that ***the project will result in no adverse effect or no increased impact to the values described in I (B) above, or that*** owing to circumstances relating to the soil conditions, hydrological conditions, topography of such land and especially affecting such land but not generally affecting wetlands within the Town, a literal enforcement of the provisions of this Bylaw would involve substantial hardship, financial or otherwise, to the applicant, and that desirable relief may be granted without material detriment to the values protected by this Bylaw and without substantially derogating from the extent or purpose of this Bylaw. The Commission may impose conditions, safeguards, and limitations in a variance to protect or further the interests protected by this Bylaw. Variances are intended to be granted only in rare and unusual cases ***and shall not establish a precedent for future applications***"; or take any other action relative thereto.

By the Conservation Commission

{COMMENTS: The addition of the phrase "***the project will result in no adverse effect or no increased impact to the values described in I (B) above, or***" allows an applicant to demonstrate to the Commission that, even though his/her project may not actually cause the applicant a hardship, nevertheless the Commission should grant a variance to the applicant when the project will not negatively effect the functions and values of wetland resource areas. This will allow more projects to be approved without an applicant needing to demonstrate hardship.}

ARTICLE: To see if the Town will vote to add the following section to the Carver Wetlands Protection Bylaw under Section I General Provisions: "(E) Rules and Regulations: After due notice and public hearing, the Commission may promulgate rules and regulations to effectuate the purposes of the section. Failure by the Commission to promulgate such rules and regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effects of this section"; or take any other action relative thereto.

By the Conservation Commission

{COMMENT: This addition to the Bylaw will allow the Commission to make minor modifications to Commission procedures.}

ARTICLE: To see if the Town will vote to add the following section to the Carver Wetlands Protection Bylaw under Section III Plans: "(D) Rules and Regulations: After due notice and public hearing, the Commission may promulgate rules and regulations to effectuate the purposes of this section. Failure by the Commission to promulgate such rules and regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effects of this section"; or take any other action relative thereto.

By Conservation Commission

{COMMENTS: Adding this section to the Bylaw will allow the Commission to streamline the site plan submittal process when necessary so applicants will have clearer direction on what information is needed on plans when applying for permits.}

ARTICLE: To see if the Town will vote in instruct its representative to the General Court to file a home rule petition, notwithstanding the provisions of any general or special law to the contrary, to authorize the Town of Carver to appoint up to two alternate voting members of the Conservation Commission for a term of one year. When the Conservation Commission lacks a quorum for reasons of absence, inability to act, or a conflict of interest, the chairperson of said Commission may designate an alternate to sit on the Commission.

By the Conservation Commission

{COMMENT: This article will allow the Town to appoint up to two alternate voting members of the Commission so that the Commission can vote when it lacks a quorum due to absence of a regular member, inability to act, or conflict of interest.}

PLYMOUTH COUNTY CONSERVATON DISTRICT

151 Cranberry Highway
West Wareham, MA 02576

The Plymouth County Conservation District will be holding an Electronic Recycling Day at the Wareham Municipal Maintenance Department at 95 Charge Pond Road, Wareham, from 9:00AM to 1:00PM Saturday, May 7, 2005

Your cost to dispose of 15" monitors is $5, $10 for larger monitors and TV's, $25 for consoles, other items will be judged on size and weight. We will take any thing with a cord and dispose of it safely. All profits benefit the District and will go right back into the County to fund District projects.

Saturday May 7, 2005

The **Carver, Marion, Wareham Regional Refuse Disposal District, CMWRRDD** are pleased to offer a **Household Hazardous Waste Collection** day to the residents of Carver, Marion, Wareham, Rochester and new this year Mattapoisett. The Commissioners continue to work diligently to protect our environment by removing hazardous materials from the waste stream.

On May 2, 2004 the Marion Board of Selectman closed the Marion Transfer Station in anticipation of a capping project on the closed landfill and had agreed to turn over 1.66 acres of land to the District for the District to construct a new Transfer Station. Construction on the Transfer Station has been delayed because of the legalities of transferring the land from the Town to the District. The Commissioners are pleased to announce that we are out to bid on the retaining walls and the District has secured all necessary permits to start construction as soon as the transfer of land is finalized.

- In the meantime, residents of **Carver, Marion, Wareham and Rochester** may bring household trash and recyclables to the CMW Rochester convenience facility located on Route 28 and Kings Highway, Rochester, Tuesday thru Saturday, 8AM-4PM.

- **Yard waste**, which includes leaves, grass clippings and small twigs can be delivered to the Marion Compost area at the end of Benson Brook Road Monday thru Saturday, 8AM-4PM and Sundays 12:00 noon to 4PM, April 17 thru May 29, 2005 and October 16 thru November 27, 2005 and the Rochester Convenience Center, Wednesday and Friday and Saturday, 8AM-4PM.

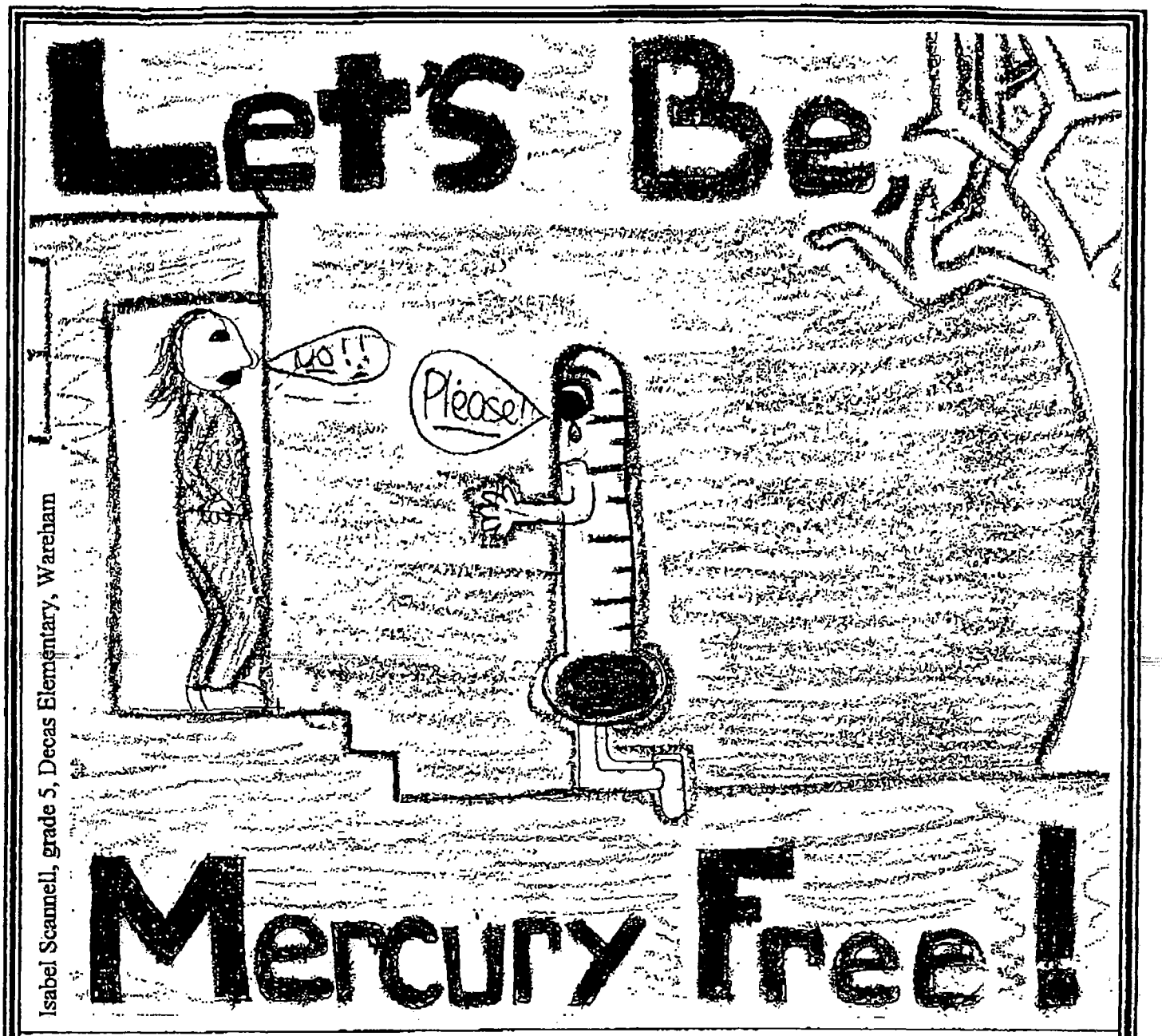
- Effective May 1, 2005 **Rochester Environmental Park**, 50 Cranberry Highway, Rochester will no longer accept construction debris, white goods and bulky waste from vehicles that do not have an account with the firm.

- **White goods**, recyclables and tires are accepted at the **Wareham Recycling Center** at the intersection of Route 28 and Route 25, Wednesdays 1PM to 3PM and Saturdays 9AM - 1PM. A nominal charge on white goods and tires.

- **Metal Waste** may be taken to **A.W. Martin**, Shawmut Ave., New Bedford.

The District Commissioners wish to thank residents for their patients until the Benson Brook Transfer Station is reopened and encourage residents to participate in the Household Hazardous Waste Collection Day and to recycle throughout the year.

Ray E. Pickles
Executive Director
Carver, Marion, Wareham Regional
Refuse Disposal District



Isabel Scannell, grade 5, Decas Elementary, Wareham

We will accept pesticides, household chemicals, oil-based paint, anti-freeze, motor oil, spent gasoline, lead-acid batteries, and products containing mercury (thermostats, thermometers, fluorescent bulbs, float switches, etc.)

We will also accept **EMPTY** propane tanks.

WE WILL NOT ACCEPT latex-based paint, tires, PCBs, radioactive materials and explosives.

Sponsored by CMWRRDD, American Ref-Fuel Company of SEMASS, Educational Leadership for Civic Responsibility, ELCR, and the Wareham Community Service-Learning Program.

HOUSEHOLD HAZARDOUS WASTE COLLECTION AND MERCURY THERMOMETER EXCHANGE

WHEN

SATURDAY MAY 7, 2005

WHERE

CARVER, MARION, WAREHAM AND ROCHESTER TRANSFER STATION,
ROUTE 28, ROCHESTER
(JUST NORTH OFF ROUTE 28 AND ROUTE 58 INTERSECTION)
OLD ROCHESTER REGIONAL JUNIOR HIGH PARKING LOT
(MATTAPOISETT ENTRANCE, OFF RT 6)
WAREHAM MUNICIPAL MAINTENANCE AREA
CHARGE POND ROAD OFF RT 28

TIME: 9:00AM TO 1:00PM

CMWRRDD
American Ref-Fuel Company of SEMASS
Educational Leadership for Civic Responsibility, ELCR
and
Wareham Community Service Learning

PRSRT STD
U.S. POSTAGE
PAID
HANOVER, MA
PERMIT NO. 100

ATTN. ROBERT SIMS

IMPORTANT SOLID WASTE NOTICE ENCLOSED

**********ECRWSS**B001
RESIDENT ***
BOX SECTION 001
SOUTH CARVER MA 02366

Bureau of Waste Site Cleanup

Site/Reportable Release Look Up

- **RTN:** 4-17825
- **Site Name/Location Aid:**
- **Street:**
- **City:**
- **Status:**
- **Chemical Type:**

Search Results

Release Tracking Number (RTN)	City/Town	Release Address	Site Name/Location Aid	Reporting Category	Notification Date	Compliance Status	Date	Phase	RAO Class	Chemical Type	Release Tracking Number (RTN)
4-0017825	CARVER	131 MAIN ST	INTERSECTION OF MALDOW & MAIN ST	TWO HR	05/16/2003	TIER 1A	05/25/2004	PHASE II		Oil	4-0017825
Total of 1 Records Matched.											