



**Guerriere &
Halnon, Inc.**
ENGINEERING & LAND SURVEYING

www.guerriereandhalnon.com

Est. 1972

Whitinsville Office
1029 Providence Road
Whitinsville, MA 01588-2121
Phone: (508) 234-6834
Fax: (508) 234-6723

Milford Office
333 West Street
P.O. Box 235
Milford, MA 01757-0235
Phone: (508) 473-6630
Fax: (508) 473-8243

Franklin Office
55 West Central Street
Franklin, MA 02038-3807
Phone (508) 528-3221
Fax (508) 528-7921

W-1845

December 13, 2023

Town of Sutton Earth Removal Board
Sutton Town Hall
4 Uxbridge Road
Sutton, MA 01590

Re: **Bedoian Sand and Gravel, LLC**
Assessors Map 51 Parcel 60, 82
2024 Earth Removal Permit Application

Dear Board Members:

On behalf of the Bedoian Sand & Gravel, Guerriere & Halnon, Inc. (G&H) respectfully requests a renewal to the 2023 Earth Removal Permit previously issued for the site. The property is referenced as Assessors Map 51, Parcel 60.

The 2023 Permit was issued for an Active Area of 12.5 acres and the ongoing 2021 reclamation areas. The plan submitted with this 2024 application depicts the 2017 & 2021 reclaimed areas, a no work area and the 2024 active area which remains the same as the 2023 active area. There is still a significant amount of material to be removed in order to reach the proposed finished elevation of 375.0. Pyne Sand and Stone will again be managing the day to day operations of the site. Access for the operation is through their earth removal operation in the Town of Douglas. The trucks enter and exit the site through the entrance to Pyne Sand and Stone off Lackey Dam Road in Uxbridge. The trucks travel through the Pyne Sand and Stone property and the DeVries Corporation property over a gravel access road to the Bedoian site. No truck traffic enters or exits the site through the Town of Sutton.

Enclosed please find copies of the following items required for the permit renewal:

- Three copies of the 2024 Earth Removal Permit Application
- Three copies of the Statement of Reclamation
- Three copies of the Statement of Duration
- Three copies of the Agreement with DeVries Corporation
- Three copies of the MassDOT letter
- Three copies of the Bond Receipt
- Three copies of the 2024 Earth Removal Plan of Land dated 12/12/2023
- 1- \$900 check for the application fee

If you have any questions or comments, please call me at 508-473-6630.

Sincerely,
Guerriere & Halnon, Inc.

John D. Federico
Project Engineer

Enclosures

Robert S. Largess, Jr., Chairman
Walter A. Baker, Vice-Chairman
Scott Paul
Miriam Sanderson
Michael Gagan
Bill Talcott, Associate
Kyle Bergeson, Associate

Jennifer Hager, Planning Director

Sutton Municipal Center
4 Uxbridge Road
Sutton, MA 01590
Telephone: 508-865-8732
Fax: 508-865-8721



Planning Board Earth Removal Permit

☒ New Application
☐ Renewal

Application Date: 12-13-2023

Earth Removal Permit Application *Application package to be submitted in triplicate*

Permits are issued to the Owner of Record of the property, and are not transferrable upon the sale of that property.

1. Location of proposed excavation: Map 51 Parcel 60, 82

2. Property Owner/Address/Phone: Mary Bedoian
100 Lackey Dam Road, Douglas, MA 01516
508-234-2956
3. Excavating Company/Address and phone: Pyne Sand & Stone Co. Inc.
1 Lackey Dam Road, Douglas, MA 01516
508-234-6400
4. Engineer/Surveyor, Address, and Phone: Guerroere & Halnon, Inc.
333 West Street, Milford, MA 01757
508-473-6630

5. Do wetlands or potable water wells exist on this parcel: Yes ☒ No ☐
6. Letter(s) of agreement with property abutters required: Yes ☒ No ☐
7. Permit type:
- | | |
|---|-------------------------------------|
| Active (earth removal and/or site reclamation) | <input checked="" type="checkbox"/> |
| Continuation (no earth removal or reclamation proposed) | <input type="checkbox"/> |
| Closeout: | <input type="checkbox"/> |

8. Provide a certified list of abutting property owners including those across any street or way, as appearing on the most recent tax listing and certified by the assessor's office. This includes property owners in the town of Sutton and other towns that may boarder the property in this application. Applicants are responsible for notifying all abutters by certified or registered mail, return receipt requested. Receipts are to be provided to the Board with each annual Earth Removal application.

PLEASE NOTE: FAILURE TO PROVIDE ALL INFORMTION REQUESTED ON THE APPLICATION WILL REQUIRE AN ADDITIONAL NON-REFUNDABLE FILING FEE. THE PLANNING BOARD WILL NOTIFY YOU OF THE DATE AND TIME FOR THE BOARD'S ACTION ON YOUR APPLICATION, AT WHICH TIME

YOU WILL BE RESPONSIBLE FOR NOTIFYING ALL ABUTTERS IN ACCORDANCE WITH THE EARTH REMOVAL BYLAW.

PERMITS ARE NOT TRANSFERABLE UPON THE SALE OF PROPERTY.

9. The following site plan(s) shall accompany this application. Acceptable plan scales may be between 1": 50' and 1": 100". Initial and final grade plans shall require resubmittal, if changes from prior plan submissions have occurred. If applying for a Continuation permit, clearly mark site plan as such.
 - a. The site plan shall show the entire site and immediate adjoining properties with excavation and reclamation areas surveyed and designated. Haul roads, observation wells, utility towers, all easements, and restricted areas shall be clearly marked.
 - b. A site plan or overlay plan illustrating both the excavation and reclamation areas for (3) permit years.
 - c. The following data shall be included as part of each plan submitted. Incomplete or illegible plans shall be returned.
 - North Arrow
 - Property Lines
 - Zoning Lines
 - Public and private haul roads and proposed entrances and exits to such ways
 - Elevations and locations of two more permanent benches.
 - Stockpile areas
 - Five-foot contour intervals for any areas where final grades are proposed that differ from original application.
 - Reclamation seeding and planting species with proposed dates of applications.
 - Identified wet lands
 - 110-foot wetland buffer line
 - 200-foot river set back line
 - Title block including map and parcel number, applicant, preparer, drawing scale and lines for revisions
 - Engineer/surveyor's stamp with signature and date
 - Monitoring well information
 - d. The maps provided with the annual application shall clearly describe the following areas in a manner that is easily recognizable on the plan either through color coding, hatching or some other method that clearly denotes the actual surveyed parts of the parcel(s) that are: under reclamation for more than 3 years, under reclamation for 3 years or less, active excavation, haul road, stockpile areas, 100 foot wetland buffer, 200 foot river set back, wetlands, monitoring wells, permanent benchmarks, zoning lines, property lines, and land that has never been excavated or reclaimed. This plan shall contain a Legend that clearly explains the coloring, hatching and symbols.
 - e. Incomplete site plans and applications will be rejected and the applicant will be required to pay an additional non-refundable application fee with each resubmitted application or part thereof.
 - f. A list, certified by the applicant's engineer/surveyor as to the actual acreage under excavation, acreage of haul road, acreage under reclamation for 3 years or less, acreage covered by stockpiles, and land that has never been excavated.
 - g. All site plans must be stamped, dated and signed by the applicant's engineer/surveyor within 30 days of the application.

10. Other Required Information

- a. Non-refundable application fee of \$900.00 shall accompany the application made payable to the "Town of Sutton." If a Closeout or Continuation Permit is requested, remit \$450.00 as the non-refundable application fee.
- b. The applicant shall also pay Review Fees as set by the Planning Board to cover the costs of the engineering expenses incurred by the Town as part of the application review process of the earth removal work, engineering expenses incurred by the Town as part of any changes or modifications requested by the permit holder to the permit, and engineering expenses incurred by the Town in determining permit compliance at the termination of the permit period.
- c. The original permit or license bond(s) (new applicants) or bond renewal certificate(s) shall be filed with the Sutton Planning Board as part of this application for earth removal permit(s). Renewal certificates shall be effective January 1 – December 31 of the Permit Year. Original permit bonds shall be for 12 months. Performance bonds or their renewal certificates are no longer acceptable.
- d. Specification describing materials and quantity to be used for site reclamation, including but not limited to, topsoil type and amount, seed, fertilizer, and necessary plantings for visual screens, and noise abatement.
- e. Copy(s) of the "Letter(s) of Agreement" with abutters where required.
- f. "Letter of Nonconformance" shall accompany each application providing a detailed explanation for any area(s) that cannot be reclaimed within the required time and the applicant is requesting an extension of time. Automatic extensions shall not be granted.
- g. All Board of Appeals, Conservation Commission, and/or Planning Board requirements related to earth removal, grading and restoration shall be satisfied prior to the granting of an Earth Removal Permit. Additionally, all other requirements stated in the Sutton Earth Removal BY-LAW shall be considered part of the application for Earth Removal.
- h. Statement of Reclamation: This statement must be provided on your company letterhead, outlining the acreage of reclamation for each map and parcel under the earth removal permit. The statement shall describe the activity to which the applicant guarantees assurance it can complete during the permit year. Such activity is to include, but not limited to, type and amount of topsoil, erosion control, seeding, planting and fertilizing required to sustain dense, uniform perennial growth.
- i. Statement of project duration on company letterhead: This statement shall provide the Planning Board with a reasonable expectation as to the duration to complete the earth removal project, and is necessary in the Bonding process as required in the Earth Removal By-Law section 5.6 (i).

I certify that all the required information is provided with this application, and I have reviewed the application for completeness, and I understand that if any information is missing, my application will be rejected in whole or in part and that I will be required to resubmit the application or portion thereof that is missing along with another nonrefundable application fee.

Applicant's Signature _____ Date: _____

Witnessed by _____ Date: _____



**Guerriere &
Halnon, Inc.**
ENGINEERING & LAND SURVEYING

www.guerriereandhalnon.com

Est. 1972

Whitinsville Office
1029 Providence Road
Whitinsville, MA 01588-2121
Phone: (508) 234-6834
Fax: (508) 234-6723

Milford Office
333 West Street
P.O. Box 235
Milford, MA 01757-0235
Phone: (508) 473-6630
Fax: (508) 473-8243

Franklin Office
55 West Central Street
Franklin, MA 02038-3807
Phone (508) 528-3221
Fax (508) 528-7921

W-1845

December 13, 2023

Town of Sutton Earth Removal Board
Sutton Town Hall
4 Uxbridge Road
Sutton, MA 01590

Re: **Bedoian Sand and Gravel, LLC**
Assessors Map 51 Parcel 60, 82
2024 Earth Removal Permit Application
Statement of Reclamation

Dear Board Members:

On behalf of Bedoian Sand and Gravel, LLC, and as required by Item 10.h. of the 2024 Earth Removal Permit Application, Guerriere & Halnon, Inc. has prepared this Statement of Reclamation for the above referenced site.

Portions of the original earth removal area have been either reclaimed or temporarily stabilized with loam and seed. As shown on the 2024 Earth Removal Plan, 2.7 additional acres have been reclaimed since the 2017 Reclamation Area of 3.0 acres. The 2024 operational area is approximately 10 feet above the proposed finished grade for the earth removal and is proposed to expand westerly as there is still a substantial amount of material to be removed. The estimated high ground water elevation for this area is 363.5. That number has been confirmed by the Town of Sutton Sewer Department which maintains a monitor well on the Bedoian property in addition to a November 21, 2023 site visit to check water levels in wells "2020-1", "2020-2", "2022-1" and "S-8".

If you have any questions or comments, please call me at 508-473-6630.

Sincerely,
Guerriere & Halnon, Inc.

John D. Federico
Project Engineer

cc: **Bedoian Sand and Gravel, LLC**



**Guerriere &
Halnon, Inc.**
ENGINEERING & LAND SURVEYING

www.guerriereandhalnon.com

Est. 1972

Whitinsville Office
1029 Providence Road
Whitinsville, MA 01588-2121
Phone: (508) 234-6834
Fax: (508) 234-6723

Milford Office
333 West Street
P.O. Box 235
Milford, MA 01757-0235
Phone: (508) 473-6630
Fax: (508) 473-8243

Franklin Office
55 West Central Street
Franklin, MA 02038-3807
Phone (508) 528-3221
Fax (508) 528-7921

W-1845

December 13, 2023

Town of Sutton Earth Removal Board
Sutton Town Hall
4 Uxbridge Road
Sutton, MA 01590

Re: **Bedoian Sand and Gravel, LLC**
Assessors Map 51 Parcel 60, 82
2024 Earth Removal Permit Application
Statement of Duration

Dear Board Members:

On behalf of Bedoian Sand and Gravel, LLC, and as required by Item 10.i. of the 2024 Earth Removal Permit Application, Guerriere & Halnon, Inc. has prepared this Statement of Duration for the above referenced site.

The 2024 Earth Removal Application includes 12.5 acres of land which incorporates the originally approved 2015 active area as well as non-reclaimed portions of the 2023 active area. Pyne Sand and Stone, the excavating company on the site, anticipates that it will take one additional year to complete the earth removal operations for this area. An exact timeframe is impossible because the removal is so closely related to the health of the general economy in the area.

If you have any questions or comments, please call me at 508-473-6630.

Sincerely,
Guerriere & Halnon, Inc.

John D. Federico
Project Engineer

cc: **Bedoian Sand and Gravel, LLC**

DeVries Corporation

204 Providence Road
Linwood, MA 01525

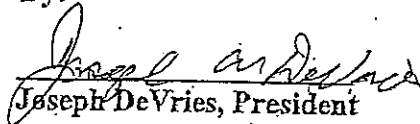
AGREEMENT

For Valuable consideration, the receipt and sufficiency of which is hereby acknowledged, DeVries Corporation, a Massachusetts corporation having its principal place of business at 204 Providence Road, Linwood, MA 01525, their heirs, successors and assigns hereby promises to the estate of Harry Bedoian, Mary Bedoian and Barbara Chaiko or their heirs, successors and assigns to waive any required buffer pertaining to their property located at 47 Hough Road, Sutton, MA. This parcel is identified as Map 51 BLK 60 on the Sutton Assessors Map.

Executed under seal, this 12 day of September 2005.

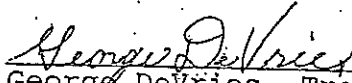
DeVries Corporation

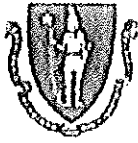
By:


Joseph DeVries, President

OCT 16 2007

G. & H. INC.
WHITINSVILLE


George DeVries, Treasurer



Charles D. Baker, Governor
Karyn E. Polito, Lieutenant Governor
Stephanie Pollack, Secretary & CEO
Thomas J. Tirlin, Administrator



June 14, 2017

Jim Pyne
1 Lackey Dam Road
Douglas, MA 01516

SUBJECT: Sutton excavation adjacent to Route 146

Dear Mr. Pyne:

We are in receipt of your plans and proposed excavation adjacent to MassDOT property along Route 146 in Sutton. After reviewing the plans titled "2016 Earth Removal Plan of Land" dated November 2, 2015 we deem that no MassDOT Access Permit is required.

Prior to the start of the work being conducted, please contact **District Compliance Engineer Dave Blodgett @ 617-892-3640** and provide the date the work is to be started, the contractor who will be performing the work, name, address, and telephone number of person to be contact in case of emergency.

Please seek any required permits from the local authorities.

Please direct any questions concerning this matter to our Permits Engineer, Mr. Chris Chambers, at Tel. # 508-929-3819.

Sincerely,

Barry J. Lorion
Acting District Highway Director

ENCLOSURE
CHC/tj

Cc: file

A.A. DORITY COMPANY, INC.

226 LOWELL STREET, SUITE B-4, WILMINGTON, MA 01887

TEL: 617-523-2935 FAX: 617-523-1707 www.aadorty.com

10/2/2023

Renewal

Surety Bonds Since 1899

PAY ONLINE AT

WWW.AADORTY.COM

This invoice is due and payable as of the date of charge unless satisfactory cancellation evidence has been furnished.

Invoice No.

DATE OF CHARGE

BOND DESCRIPTION

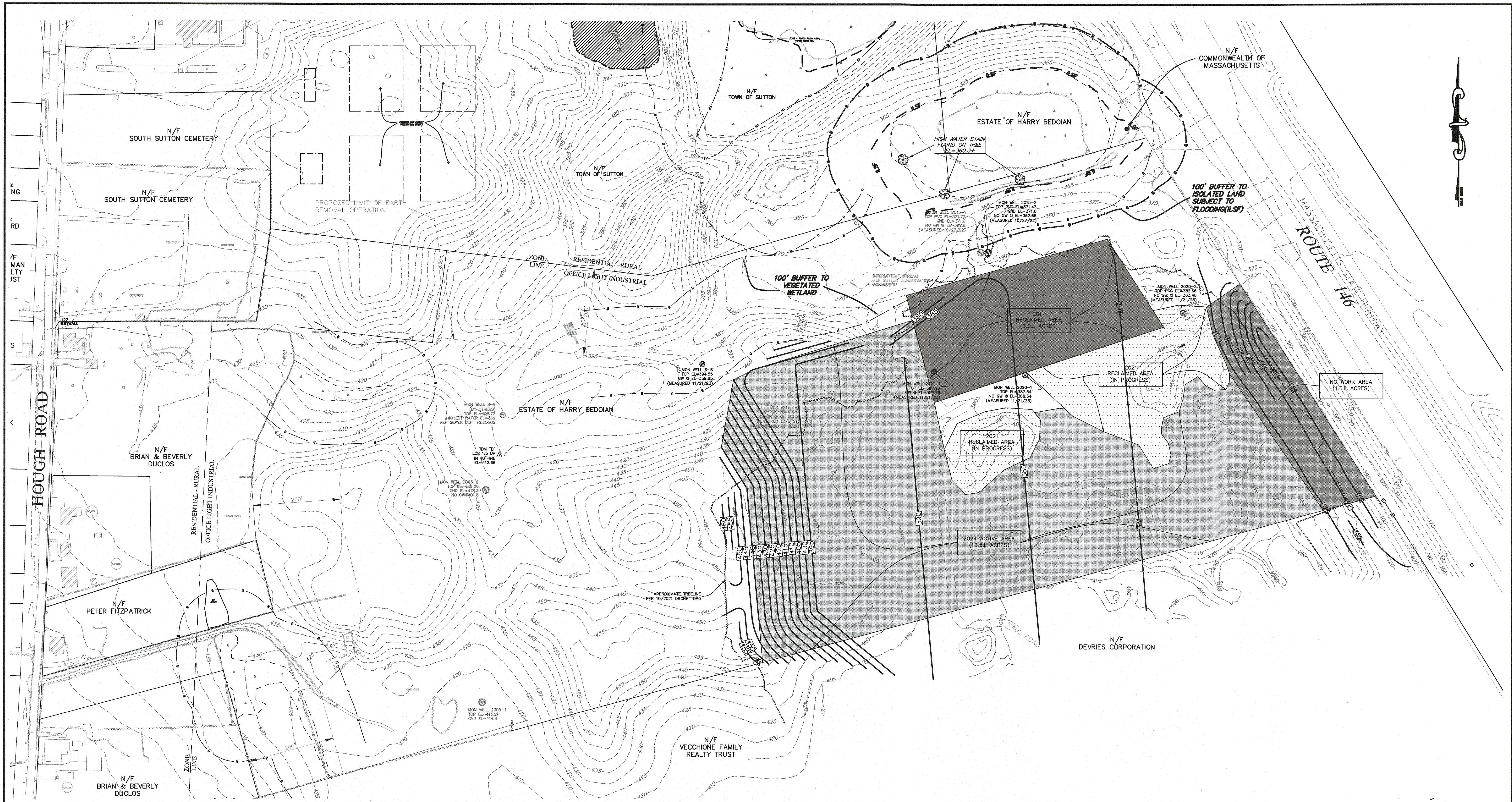
577918	12/31/2023	Pyne Sand & Stone Co., Inc. (\$110,000.00) Earth Removal Bond-47 Hough Road 12/31/2023 - 12/31/2025 Town of Sutton, MA NGM Bond No. 563962	\$2,200.00
--------	------------	--	------------

Pyne Sand & Stone Co., Inc.
One Lackey Dam Road
Douglas, MA 01516

*Returned Check
will incur a \$30 Fee*

OK MB
MARY SUTTON
90/660
1510
Pre Paid
BONDS
(KX)

G:\CD\Whiteville\W-1845\DWG\Drawings\Current\W1845 2024 Proposed Earth Removal Plan.dwg, 12/12/2023 1:06:53 PM, [DIF]



HOUGH ROAD

MASSACHUSETTS STATE HIGHWAY
ROUTE 146

W-1845

NOTE: CONSTRUCTION ON THIS PROJECT IS SUBJECT TO ANY EASEMENTS, RIGHTS-OF-WAY, RESTRICTIONS, RESERVATIONS OR OTHER LIMITATIONS WHICH MAY BE REVEALED BY AN EXAMINATION OF THE TITLE.



DIG SAFE NOTE:

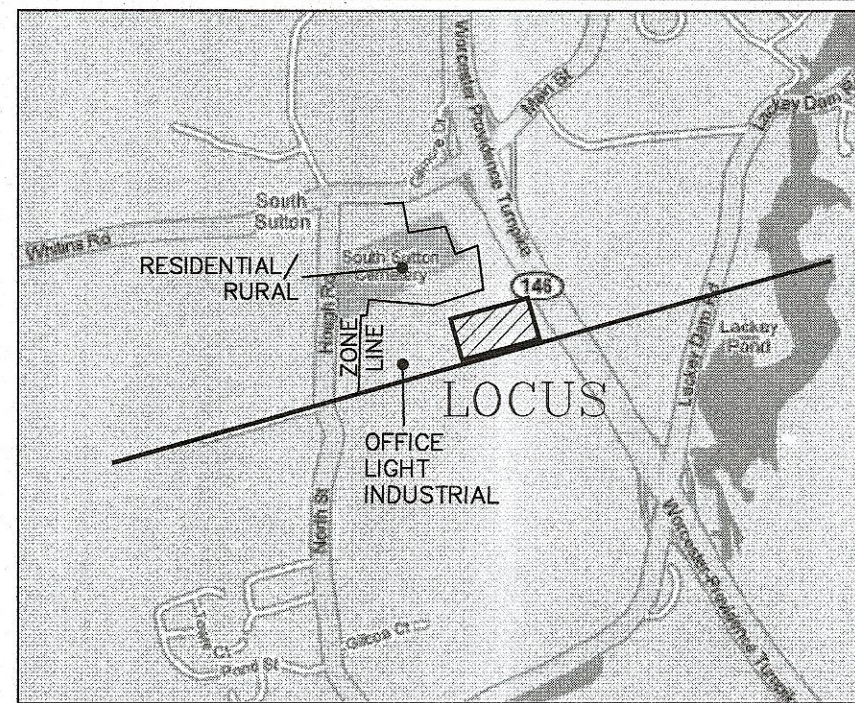
UTILITIES ARE PLOTTED FROM FIELD LOCATION AND ANY RECORD INFORMATION AVAILABLE, AND SHOULD BE CONSIDERED APPROXIMATE. OTHER UTILITIES MAY EXIST WHICH ARE NOT EXHIBIT OR FOR WHICH RECORD INFORMATION WAS NOT AVAILABLE. CONTRACTORS (IN ACCORDANCE WITH MASS.G.L. CHAPTER 82 SECTION 40 AS AMENDED) MUST CONTACT ALL UTILITY COMPANIES BEFORE EXCAVATING AND DRILLING. ALSO, CALL "DIG-SAFE" AT (888)344-7233 (1(888)DIG-SAFE). EXISTING LINES OTHER THAN THOSE INDICATED ON THESE DRAWINGS MAY BE ON THE SITE. THE CONTRACTOR IS WARNED TO PROCEED WITH CAUTION WITH ALL WORK, ESPECIALLY EXCAVATION WORK, AND TO MAKE ALL POSSIBLE INVESTIGATIONS AS TO POSSIBLE UNMARKED UTILITY LINES.

NOTES

1. PROPERTY IS ZONED OFFICE LIGHT INDUSTRIAL.
2. ASSESSOR'S MAP 51, PARCEL 60
3. BUFFER ZONES SHOWN OBTAINED FROM APPROVED EARTH REMOVAL PLAN DATED 12-18-1996, REVISED 12-09-1997.
4. APPROVED 2007 ACTIVE AREA RECLAIMED 2012 AND 2013. APPROVED 2021 ACTIVE AREA PARTIALLY RECLAIMED (2.7± ACRES) IN 2021 AND IN PROGRESS.
5. APPROVED 2023 ACTIVE AREA CONTINUING AS PROPOSED 2024 EXCAVATION. APPROVED 2024 ACTIVE AREA ARE TO BE DONE IN CONJUNCTION WITH EARTH REMOVAL PERMIT GRANTED TO PYNE SAND & GRAVEL BY THE TOWN OF DOUGLAS EARTH REMOVAL BOARD.
6. FIELD AS-BUILT SURVEY PERFORMED ON 11-18-2014. DRONE AS-BUILT SURVEY PERFORMED IN OCTOBER 2021.

LEGEND

- 100' BUFFER ZONE
- WETLAND BOUNDARY
- TREE LINE
- EXISTING CONTOUR
- PROPOSED CONTOUR (SUTTON)



LOCUS MAP SCALE: 1"=2500'±

LIMIT OF DISTURBANCE
12/22/2023

ACTIVE EXCAVATION AREA 2024 12.5± AC

EARTH REMOVAL VOLUMES:

ACTIVE AREA
PROPOSED VOLUME 2024 281,351± CY
(EXCAVATION TO EL 375)

GROUNDWATER STATUS:

WELL	DATE	CASING EL.	GROUND EL.	READING	SEPARATION TO GR.WATER
2020-1	11/21/23	387.54	384.0±	NONE AT 368.34	15.7'+
2020-2	11/21/23	382.66	379.3±	NONE AT 363.46	15.8'+
2022-1	11/21/23	387.96	386.9±	359.76	27.1'+
S-8	11/21/23	394.55	391.0±	359.65	31.3'+

OWNER
BEDOIAN SAND AND GRAVEL, LLC
1325 MAIN STREET
WHITINSVILLE, MA 01588

REVISIONS

DATE	DESCRIPTION	BY

Pat. Vecchione
REGISTERED PROFESSIONAL ENGINEER
12-12-2023

ASSESSORS MAP 51, PARCEL 60
2024 EARTH REMOVAL
PLAN OF LAND
IN
SUTTON, MASS
DECEMBER 12, 2023

SCALE: 1"=100'
0 50 100 FEET 200 300
0 10 20 50 METERS 100

Guerriere & Halnon, Inc.
ENGINEERING & LAND SURVEYING
333 WEST STREET PH. (508) 473-6630
MILFORD, MA 01757 FX. (508) 473-8243
www.gandhengineering.com