
ARTICLE 21

FILL REGULATIONS

Section 1 - No person or owner of real property, excluding the Town Department of Public Works when performing its normal and routine functions but contingent on Board of Health approval, shall place, cause to be placed, permit to be placed upon any premises with the town, topsoil, borrow rock, loam, peat, humus, clay, sand, gravel, earth or other fill in excess of ten (10) cubic yards during any twelve (12) month period without obtaining a permit from the Board of Health. The fee for such a permit is fifty (50.00) dollars.

Section 2 - The applications for such permits shall describe the origin, type, quantity and location of disposition of fill. At any time before, during or after fill operations a chemical analysis or other appropriate test acceptable to the Board of Health and at the expense of the applicant may be required.

Section 3 - The permit shall be valid for a period of one (1) year subject to review of conditions including but not limited to grading of existing fill, as determined by the Board of Health.

Section 4 - A copy of the permit shall be displayed in a conspicuous location at the site of the filling.

Section 5 - All fill operations including but not limited to transportation dumping and grading shall be carried out in an orderly manner, during a reasonable time, and measures shall be taken to maintain safe conditions. All trucks shall be covered and so constructed to prevent any spillage of contents.

Section 6 - No Fill, as governed by these regulations, shall consist of deleterious material including, but not limited to any waste material from sanitary landfills, hazardous waste landfills, dumps or from industries generating hazardous wastes, including areas within the distance from such sites as determined by the Board of Health. Notwithstanding quantity or license, all fill containing putrescible or non-putrescible solid waste materials, consisting of all combustible and non-combustible solid wastes including garbage, paper, rags, cartons, boxes, wood excelsior, rubber, leather, tree branches, yard trimmings, grass clippings, tin cans, metal, mineral matter, glass, crockery, dust ashes, construction wastes, industrial wastes, commercial wastes, agricultural wastes, abandoned vehicles, street sweepings, bulky wastes, the residue from the burning of wood, coal, coke or other combustible materials, tires, machinery demolition wastes including: lumber, plaster, wire lath, pipe, asphalt, furniture and shingles, bituminous or petroleum products, or concrete unless as specified in the following paragraph, shall be placed only in an approved sanitary landfill conforming to the requirements of the General Laws of the Commonwealth.

Fill material may contain the following if mixed with clean material and compacted in a manner which will not result in the formation of voids:

1. non reinforced concrete slabs if they are broken into pieces with the maximum length of, any side being no more than twelve (12) inches and a maximum area of two (2) square feet.
2. non reinforced concrete blocks, curbing or other configurations with the longest side dimensions no greater than one and one half (1 ½) feet.
3. bricks either in pieces or in cemented aggregations of three (3) cubic feet or less.