

**Effingham Planning Board**  
68 School Street, Effingham NH 03882  
pb.admin@effinghamnh.net

**Notice of Decision**  
**Excavation Permit (5-year)**  
**Angelini Borrow Pit, Tax Map 413 /Lot 138**

At a **February 4, 2021** public hearing, the Effingham Planning Board unanimously **conditionally approved** per the Effingham Excavation Ordinance the Excavation Permit Application submitted by William P. Angelini, Jr. of 33 Dewhurst Street, Groveland, MA 01834, for the installation of an earth excavation business at the end of Duncan Lake Road. The Application of July 23, 2020 was heard on: July 23, August 13, September 24, November 5 and 19 of 2020, and January 7 and February 4 of 2021. **Permit renewable every 5 years.**

Conditions Precedent:

1. The Site Plan shall not be deemed approved unless, until and subject to conditions of, the Ossipee Planning Board Notice of Decision with regard to sole access to site per NH RSA 674:53, IV, a digital and hard copy of which shall be furnished by the Applicant to the Effingham Planning Board.
2. The Excavation Permit shall not be deemed approved unless, until and subject to the conditions of an Alteration of Terrain Permit (AOT) issued from NH Dept. of Environmental Services (DES), a digital and hard copy of which shall be furnished by the Applicant to the Effingham Planning Board.

Conditions Subsequent:

1. Approval is based upon the plan numbered sheets 1, 2 and 3 of 3, entitled "Existing conditions Plan for Angelini Borrow Pit, Tax Map 413, Lot 138" dated June 10, 2020, revised through July 23, 2020.
2. Hours of operation allowed per Effingham Excavation Regulations: Monday to Friday 7am to 5pm.
3. No excavation or vegetation removal shall occur within 50 feet of the external boundary lines.
4. Subject to annual or as necessary inspections by the Planning Board or their designee to ensure compliance with the approved plans.
5. No permanent crushing operation will be permitted on-site. Temporary crushing sessions will be permitted no more than twice per year and no more than five days of crushing per session.
6. Fugitive dust shall be controlled in accordance with ENV-A 2805. Supplemental water application shall occur on an as needed basis to control fugitive dust.
7. Subject to a surety of \$30,000 for reclamation, inspection, and performance standards within the Town of Effingham. The form of the surety to be agreeable to the applicant and Board of Selectmen.



Theresa Swanick, Chair

3/2/2021

Date

Any person aggrieved by this decision may request a rehearing, within 10 days of such decision, per the Effingham Excavation Regulations and RSA 155-E:9. The Board shall grant or deny rehearing within 10 days, and if granted, rehearing shall be scheduled within 30 days. Any person affected by the Board's decision on a motion or rehearing may appeal in accordance with RSA 677:15. This notice is available for inspection in the files of the Effingham Planning Board.

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**FINAL APPROVAL WITH CONDITIONS NOTED ABOVE & 5-YEAR PERMIT**

Once pre-conditions have been met, plans will be signed by the Board. Once surety is provided and accepted by the Town pursuant to RSA 155-E and the Effingham Excavation Regulations, the Excavation Permit itself will be issued for posting on site, and shall be renewed every 5 years.

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Theresa Swanick, Chair

Date