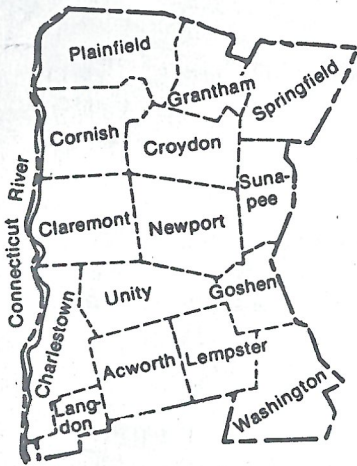




SULLIVAN COUNTY ENGINEER

221 Broad Street
Claremont, New Hampshire 03743

Telephone: 603/542-5241

May 23, 1983

Mr. John Chiarella, Selectman
Town of Springfield
Springfield, NH 03284

RE: United Construction Co., Inc. - Gravel Pit Operations
Adjacent to Stoney Brook Road

Dear John:

As a result of your call May 9, 1983, I have inspected the gravel operations noted above today, May 12, 1983. Actual measurements were not taken at this time, but it would appear as though the clearing and excavation is getting very close to the Town right-of-way and adjacent property lines. As we discussed, the legislature passed R.S.A. 155-E (Local Regulation Excavation) during the 1979 session of the legislature. This Statute provides for an excavation permit, hearings and specific criteria governing slopes, setback requirements, etc. It should be noted that there is a footnote concerning "Existing Operations" and eliminates the permit requirement only if the "existing excavation is in use as of the effective date of this act...." In any case, the restoration requirements of the Statute must still be met when operations cease.

As noted above, clearing and excavation operations have proceeded to move very close to the road right-of-way as well as the abutters property line(s). This is of special concern since the excavation is the depth that it is. By Statute, no excavation is to take place within fifty (50) feet of a highway right-of-way or a property boundary. The only exception to this is if the abutter(s) requests a ten (10) foot set back from their boundary. With these setback requirements and slopes no steeper than 2:1 (one (1) foot vertical to two (2) feet horizontal), it is presently very questionable if sufficient soil remains on site to meet this criteria. It should further be noted that the access drive intersection with Stoney Brook Road is being damaged.

Mr. John Chiarella
May 23, 1983
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The road pavement and shoulder is being damaged by the trucks leaving the site. It is also questioned if these trucks haven't caused damages between the site and the Grantham Town line since the trucks are going in that direction and since the damage is the worst on the side the trucks haul over loaded.

In general, it is safe to say the Town has a legitimate concern over this excavation operation and at this point, time is a definite concern since there is a relatively small amount of material left on site. Should you have further questions or comments in this regard, please feel free to contact me.

Very truly yours,

Leon H. Geil, P.E.

LHG:s1

cc: George Thomson

*Board of Selectmen
Town of Springfield
West Springfield, N.H. 03284*

763-4805

May 24, 1983

L.A. Whipple Inc.
Newport,
N.H. 03773

Dear Sirs,

During the past two weeks we have received several calls expressing concern about the excavation proceedings at the pit on Baptist Pond Road. Inspection of the site indicates that a potential hazard exists.

Should damage to the road occur because of undermining directly associated with the excavation procedure, the cost of necessary repairs or any damages will be your responsibility.

If you do have plans for correcting the problems which seem to be developing we would be pleased to discuss them with you. Meanwhile we have referred the complaints to the Springfield Planning Board as required by state law and to Mr. Leon Gile Sullivan County Engineer.

Your prompt attention to this matter will be much appreciated.

Yours truly,

cc Springfield Planning Board
Mr. Leon Geil, County Engineer

BOARD OF SELECTMEN
Town of Springfield
Springfield, N H 03284

*Rec'd.
5/25/83*