

8-30-22 ERAC meeting

ERAC Members Present: John Picariello, Chair; Tonia Bandrowicz; Gary Barden;

Not Present: Edward Dooley

Town Staff: Marzie Galazka

Others Present: Aaron *Rosenberg*, AI legal counsel; Tania Taylor; and, by Zoom, Jarrett Temple and Chris Drucas

The meeting was called to order at 6:31 pm.

Rosenberg - advises the meeting participants that while AI is agreeing to having a conversation tonight on the permit, anything that is said is not meant to waive any of AI's claims in the litigation.

Picariello - started the discussion by asking about the blast the previous day which social media reported was in fact two blasts.

Follow-up Action: Taylor will check on this and get back to ERAC.

Picariello then went through AI's letter dated 08/19/2022 providing responses to ERAC's questions:

Permit par. # 2 (planning for removal of dust accumulation)

Taylor - reported that AI keeps an eye on, and takes action to deal with, dust accumulations. She said that AI can spray more water if necessary. She noted the challenges this year due to drought. The Oct. 5, 2021 Dust Management Plan submitted by AI outlines protocols for dealing with dust.

Permit par. # 3 (wheel washing)

Taylor - says that the contractor makes a determination if there are too many fines. It is noted that the Dust Mgm. Plan includes protocols.

Permit par. #4 (dust study)

Bandrowicz – notes that the March 2022 Noise Management Plan that AI submitted, while containing the noise reduction actions the company will take and a procedure for resolving complaints, does not contain a protocol on how noise testing will be performed. Noise testing is required under “Level 2” situation in section 4.4 of AI’s Noise Mgm. Plan, and is required under par. 5.b. of the permit.

Follow-up Action: AI will request noise testing protocol from Tech Env. And provide to ERAC.

Bandrowicz observes that AI can be implementing the other parts of the Noise Mgm. Plan now.

[Gary – asks for timelines ??? timelines on what?]]]

Permit par. #6 (Fence repair)

Tania – explains that AI had a third-party contractor handling maintenance of the fence but discovered that it was not doing a good job; AI therefore has found a new company that is scheduled to start work, though she wasn’t sure if that has happened yet.

Follow-up Action: Tania will check on status.

Permit par. #9 (stockpiling operations hours)

Picariello – proposes that next permit should say that between Memorial Day and Labor Day all work at the quarry stops at 6:00 pm.

Permit par. #10 (info in blasting log)

Picariello – notes that the former manager, Kurt, had provided additional info than what is currently in the log.

Follow-up Action: ERAC will send AI a copy of the info Kurt used to provide. Copy of reports emailed on 08/30/22 to AI and ERAC members.

Permit par. #13 (federal tests).

Tania - Al notes that MSHA did dust tests (which ERAC has). She says that Al also has ~~[[noise testing??]]~~

Follow-up Action: Tania will send ~~[[noise testing??]]~~ to ERAC.

Permit par. #14 (NPDES Permit)

Follow-up Action: ERAC will edit permit so that it refers to annual reporting not what company operating under general permit.

Permit par. #15 (updated greenbelt map)

Follow-up Action: Al will get the updated greenbelt map to ERAC by end of Sept.

Permit par. #24 (annual meeting with residents)

Follow-up Action: Agreed that this should occur when the new permit is issued.

Permit par. #28 (amount of rock removed)

Chris - reiterates that Al will not provide this info.

Upon motion, dully made by Gary Barden, seconded by Toni Bandrowicz, it was unanimously voted to: adjourn the 08/30/22 ERAC meeting at 8:55p.m. All in favor YES. Any opposed NO. Motion passes.