



Braintree Town Council

ORDER NO: 19 009

DATE FILED: MARCH 5, 2019

REQUEST OF: RESIDENT

The resident at 79 Hayward Street hereby respectfully requests to install service as follows:

**To Install and maintain gas service lateral in Huntley Road to service house number 79 Hayward Street with staff recommendations:**

**BELD:** Please note, BELD has an 115,000 volt oil filled transmission line located on Hayward Street. BELD Engineering should be notified in advance of any excavation to be performed in close proximity to this line. BELD will provide onsite support and safety personnel at no cost to the project. BELD also has a 13,800 volt underground system on the road. This is a concrete encased duct bank to be identified through the Dig safe process.

**DPW:** Huntley Road is under the moratorium enacted by the Town in 2015 having been re-paved and microsurfaced in 2015. For transverse trenches in a road resurfaced as Huntley Road was the moratorium is 5 years. Road openings may be made after 2020 without waiving the ordinance. Since the street is under the moratorium, I recommend that the petition not be granted. However, if the Council finds extenuating circumstances and there is no viable option to meet the resident's needs without excavating the newly re-paved street, I would recommend that the petition for this road opening only be granted on the conditions that since the gas main in Huntley Road is adjacent to the house-side edge of the roadway and since the sidewalk is not under the moratorium, after maintaining the temporary trench through one winter but within one year of placement of the temporary trench repair, the permanent repair be confined to the trench area itself plus a 2-foot overlap of each trench edge and with conditions repaving is crown to curb (as stated in street moratorium ordinance). We also recommend that the following requirement be added to the permit, if it is to be granted:

"Neither National Grid nor any contractor is authorized to close any street or to close a direction of travel to facilitate their work without authorization from the Director of the Department of Public Works or the Highway Superintendent. The Chief of Police can also authorize a closure for a police or fire emergency. Construction zone traffic safety issues are to be addressed by using appropriate traffic control signs and devices and the use of police officers for traffic control to safely guide traffic through the work zone. If a closure is authorized by the DPW, it shall not be implemented until signs and police officers (where needed) are properly in place in conformity with the written plan prepared by the contractor's engineer and approved by the DPW and Police Department."



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YEAS: Bowes, Carey, Hume, Kokoros, O'Brien, Powers, Ryan, Ringius, Whalen

NAYS: NONE

ABSENT: NONE

PASSED IN COUNCIL: APRIL 23, 2019

A True Record, Attest:

5/6/2019  
Date Approved

James M. Casey  
James M. Casey, Town Clerk



Braintree Town Council

ORDER NO: 074 14 - Renumbered 15 033      DATE FILED: OCTOBER 21, 2014

REQUEST OF: COUNCILOR RYAN

**Councilor Ryan has submitted to the Braintree Town Council for consideration an amendment to General Ordinances, Chapter 12.08 – Excavation and Obstructions:**

To see if the Town will vote to amend its General Ordinances, Chapter 12.08 - Excavation and Obstructions, by amending Section 12.08.010, Permit, for the purpose of adding a new paragraph D and paragraph E as printed in the attachment hereto.

Make the following change to the Town Ordinances, Section 12.08.010, ADD subsections D. and E., as follow:

12.08.010

D. Except as noted in Section E. below, no permit shall be granted within the moratorium period specified below for any non-emergency<sup>1</sup> excavation within the improved area.

Improvement	Description	longitudinal Trench	Transverse Trench (or transverse plus longitudinal totalling less then 150 feet.)
Reconstruction	New pavement over repaired or replaced granular base <sup>2</sup>	10 years	5 years
Mill & Overlay	New pavement over milled existing pavement	10 years	5 years
Overlay	1-inch plus full lane width overlay of existing pavement <sup>2</sup>	10 years	5 years
Shim with Microsurface, Chip Seal, Cape Seal, etc.	less than 1-inch full width surface treatment over paved shim along middle area of road	10 years	5 years
Microsurface, Chip Seal, Cape Seal, etc.	Less than 1-inch full width surface treatment over existing pavement	10 years	3 year
Other treatments	Not known at this time	TBD <sup>3</sup>	TBD <sup>3</sup>

E. The Town Council may grant a petition of National Grid or other gas company for a permit to excavate in an improved area under the moratorium and may require such mitigation and repairs as it sees fit, and it may require that surety be posted to secure the completion of the required mitigation and repairs.

The Mayor may grant a petition of others for a permit to excavate in an improved area under the moratorium for public safety related concerns, and may require such mitigation and repairs as he sees fit, and he may require that surety be posted to secure the completion of the required mitigation and repairs.

The minimum mitigation and surface repair requirement that should be expected for longitudinal excavation in an improved area in the first seven years of the moratorium is for full width curb to curb milling and re-paving for the full length of the excavation along the road plus another 25 feet at each end.<sup>4</sup>

The minimum mitigation and surface repair requirement that should be expected for a.) all transverse excavation or for b.) longitudinal excavation in the last three years of the moratorium is crown to curb milling and re-paving the extent of the excavation plus another 5 foot length each edge in the direction of traffic.<sup>4</sup>

All pavement markings shall be replaced in-kind. Curbs and sidewalks must be repaired or replaced, each to the satisfaction of the Highway Superintendant. Infrared treatment of seams may be required at the discretion of the Highway Superintendant.

<sup>1</sup> Emergency excavations for National Grid or other gas company shall consist of excavation to fix a "Grade 1" leak. For all others an emergency shall be as defined in Massachusetts' "DIG SAFE" law, MGL C.82 S 40 and 40A through 40E.

<sup>2</sup> Includes Improved sidewalks

<sup>3</sup> To be determined by the Town Council as cases arise.

<sup>4</sup> Length and/or width of repair may be varied at Intersections and in other special circumstances.



**Braintree Town Council**

**YEAS:** Bowes, Clifford, Hume, Kokoros, O'Brien, Owens, Powers, Ryan

**NAYS:** NONE

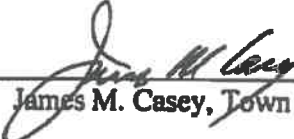
**ABSENT:** Mullaney

**PASSED IN COUNCIL:** AUGUST 11, 2015  
**PRESENTED TO MAYOR:** AUGUST 12, 2015

**A True Record, Attest:**

8-17-15

**Date Approved**

  
James M. Casey, Town Clerk

  
Joseph C. Sullivan, Mayor