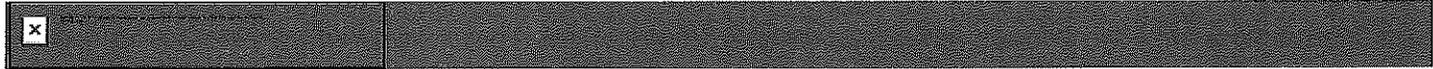


From: [REDACTED]
Sent: Saturday, February 06, 2016 11:17 AM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform



Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 02/06/16 11:16 AM

Name (optional)::

Company/Organization (if applicable) (optional)::

Address (optional)::

Primary Phone (optional)::

Email (optional)::

CMR Number (If known): : 345 CMR 4.00 and Chapter 111H

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: Department of Public Health

Describe the regulatory issue or observation::

345 CMR 4.00-

1. Licensees paying an annual assessment to support the low level waste management fund. Can someone explain the purpose of the management fund? No low level waste disposal site exists in Massachusetts.

Chapter 111H-
Section 4A

1. Regulation mentions the "board". There is no "board" managing the low level waste management fund.

2. Annual low level waste assessment to licensees to defray annual costs incurred by the "board". Since the "board" no longer exists, what annual costs exists to support the collection of low level waste fees?

Chapter 111H
Section 4B

1. Refunds to licensees. As a licensee, I have not received any refunds from the Department of Public Health.

Chapter 111H

Section 4C

1. An annual report shall be provided to the legislature, governor, etc. that highlights the total assessments, interest, penalties, and disbursements made by the Department.

Suggestions for improvements to the regulation::

Chapter 111H and 345 CMR 4.00 needs to be eliminated. I suggest that the Administration conduct a full audit on the low level waste management fund.

Licenses can challenge the Department of Public Health in court over both regulations. The legal ramifications for the Department can be severe.

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From: [REDACTED]noreply+d09d9bf938858527@formstack.com>
Sent: Wednesday, February 10, 2016 11:07 AM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 02/10/16 11:07 AM

Name (optional):: Jennifer Carlino, President

Company/Organization (if applicable) (optional):: Massachusetts Society of Municipal Conservation Professionals (MSMCP)

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 310 CMR 10.00

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: Department of Protection

Describe the regulatory issue or observation:: Some municipalities' highway departments have complained that the stream crossing standards cost too much money to implement. Similarly, some municipalities do not have in-house engineering departments to prepare the design for new culverts or bridges. Most infrastructure is only changed when a disaster hits or the road is washed out in a storm.

Suggestions for improvements to the regulation:: While proper preparation of engineered plans and designs that account for actual stream flows will cost more money than not preparing any plans, the cost savings to the town for complying with stream crossing standards has already been determined. MA observed this with recent storm events impacting Route 2 as well as storm events impacting VT a few years ago. Stream crossing standards should not be changed. They provide an essential function toward protecting roads, residents and businesses, as well as provide safer wildlife passage. If cost is the issue, not the concept of stream crossing standards, a funding mechanism should be created to assist municipalities who do not have in-house engineering staff to upgrade and improve their infrastructure.

From: [REDACTED] <[REDACTED]@formstack.com>
Sent: Wednesday, February 10, 2016 11:14 AM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 02/10/16 11:10 AM

Name (optional):: Jennifer Carlino, President

Company/Organization (if applicable) (optional):: Massachusetts Society of Municipal Conservation Professionals (MSMCP)

Address (optional):: [REDACTED]
[REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 310 CMR 10.00

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: Department of Protection

Describe the regulatory issue or observation:: The approval of activities within the wetland buffer zone is discretionary and up to the individual conservation commissions, all of whom have varying interpretations of the Regulations and may have a separate bylaw or ordinance. While the applicant legally has the burden of proof to demonstrate their project will not have a negative impact on the wetland resource area, that burden is often not supported with scientific evidence during public hearings. Applicants want to clear and build right up to the wetland boundary, at a detriment to the nine statutory reasons why wetland is protected in the first place. The Literature, as well as the Regulations, is very clear that an activity's proximity to the wetland has a direct relationship on its impact.

Suggestions for improvements to the regulation:: The buffer zone should be included as a resource area with a clear set of performance standards. This is already evident in 310 CMR 10.53(1) but should be specifically stated to make this clear to applicants. Performance standards should state that activities within the buffer zone should not:

- a. Result in erosion and sedimentation into adjacent wetlands and water bodies;
- b. Substantially reduce shading to adjacent wetlands and water bodies;
- c. Substantially reduce the capacity of the buffer zone to detain, filter and infiltrate runoff;
- d. Reduce the capacity of adjacent wetlands and water bodies to support wildlife (through the provision of essential upland habitat characteristics

required by wildlife utilizing the adjacent wetlands or water bodies); or
e. Create barriers to movement of wildlife through the buffer zone or from one
wetland to another.

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From: [REDACTED] <noreply+8bf14821f65e6aad@formstack.com>
Sent: Wednesday, February 10, 2016 8:44 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 02/10/16 8:44 PM

Name (optional):: Roger Peltier

Company/Organization (if applicable) (optional)::

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (if known): :

General Regulatory Themes:: Building Codes/Accessibility Standards

Please list the Agency or Agencies affiliated with this regulation:: Division of Fisheries & Wildlife

Describe the regulatory issue or observation:: No Sunday Hunting
No Baiting of Black Bear
Harvest of Two Deer through the entire season with all weapons of choice.
Harvest of two Legal Buck Deer. (Minimum one antler of 3 inches)

Suggestions for improvements to the regulation:: Suggest Sunday Hunting even if limited to Bow Hunters

Legalize Bear Bait, Now Hunters will have a chance to Identify if the animal they choose to harvest is a female with cubs or not.

Make Hunters choose a weapon & season to hunt. They would receive tags for that season only.

Set an Antler restriction. Minimum of 4 points (each point must measure at least 1 inch.