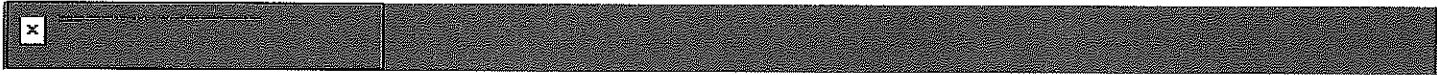


[REDACTED]

From: [REDACTED] <noreply+d09d9bf938858527@formstack.com>
Sent: Tuesday, January 19, 2016 1:28 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform



Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 01/19/16 1:27 PM

Name (optional)::	Jennifer Carlino
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): :	321 CMR 10.00
General Regulatory Themes::	Environmental Protection
Please list the Agency or Agencies affiliated with this regulation::	Natural Heritage and Endangered Species Program
Describe the regulatory issue or observation::	Projects within Priority Habitat areas are required to go to Natural Heritage and Endangered Species Program (NHESP) for review under the Massachusetts Endangered Species Act (MESA). If those projects require a wetland permit, the Conservation Commission can facilitate ensuring the applicants submit their information to NHESP. However, some projects in Priority Habitat may not require a wetland permit. The local building inspector would then be the appropriate local official to notify residents of the MESA permit requirement. The problem is not all building inspectors have a copy of the most recent Priority Habitat map, or may not know that MESA permits are required.
Suggestions for improvements to the regulation::	Reissue the NHESP Atlas! The latest Atlas was issued in 2008. NHESP used to issue the Atlas every two years. There are newer species records that should be incorporated into the Atlas so project proponents are aware of the MESA requirement. Reissuing the Atlas would reduce some guesswork applicants and consultants face in the project design phase. Also, provide funding so that NHESP can provide proper outreach to local building officials to ensure they have the Priority Habitat map for their municipality and know to refer people to NHESP if the project is within a Priority Habitat area.

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From: [REDACTED] <noreply+63002ace9fc94af7@formstack.com>
Sent: Tuesday, January 19, 2016 6:25 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 01/19/16 6:25 PM

Name (optional)::	Maureen Doyle
Company/Organization (if applicable) (optional)::	Southbridge Conservation Commission
Address (optional)::	[REDACTED]
Primary Phone (optional)::	[REDACTED]
Email (optional)::	[REDACTED]
CMR Number (If known) :	
General Regulatory Themes::	Environmental Protection
Please list the Agency or Agencies affiliated with this regulation::	Conservation commissions, Department of Environmental Protection
Describe the regulatory issue or observation::	As you review EO562, please be aware of the importance of the NHESP (Natural Heritage Endangered Species Program) Atlas Building inspectors need these atlases to correctly inform their applicants when they need to file with MESA or their towns' Conservation Commission. The last atlas was issued in 2008. There have been many endangered species additions so it is important that the Atlas be updated and reissued. This will assist in species and ecosystems from being needlessly disturbed. Thank you for your time.

Suggestions for improvements to the regulation::

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Suite 300
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From: [REDACTED] <noreply+d09d9bf938858527@formstack.com>
Sent: Tuesday, January 26, 2016 11:44 AM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 01/26/16 11:31 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) :

General Regulatory Themes:: Energy and Utilities

Please list the Agency or Agencies affiliated with this regulation:: MA Dept of Energy Resources, MA DEP, MA Clean Energy Center

Describe the regulatory issue or observation:: Mature forests are being cut down for the purpose of creating solar farms. The applicants claim this is an "environmentally-beneficial" project because it helps with climate change but aren't acknowledging that the trees are sequestering carbon which is being released when they cut the trees, resulting in a loss of carbon sequestration.

Suggestions for improvements to the regulation:: MA has to stop allowing mature forests to be cut for solar projects. If there are subsidies and financial incentives to creating solar projects, they should only be granted to projects who utilize buildings and parking lots, not ones that cut down forests to install solar panels.

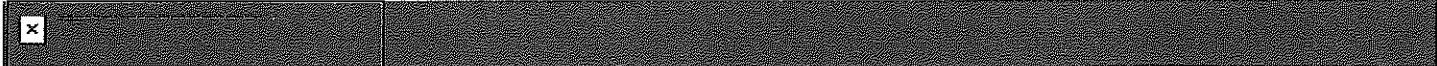
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From: noreply@formstack.com
Sent: Friday, January 29, 2016 10:56 AM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform



Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 01/29/16 10:26 AM

Name (optional)::

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

Address (optional)::

Primary Phone (optional)::

Email (optional)::

CMR Number (If known): :

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: Vapor Recovery

Describe the regulatory issue or observation::

New this year is a requirement to inspect boatyard fuel tanks for a Vapor Recovery fitting. There is no lower limit for quantity of fuel sales. Everyone selling fuel must comply, even in the off season when no fuel is received or sold. The state official said even in times of snow and ice, unless the tank is drained, the vapor recovery fitting must be inspected.

This is unneeded, and a big waste of time. This is a device, located 6 feet above ground, that has worked without a problem since the tank was put in service 30 years ago. It is not dynamic, and needs no monthly inspection.

The state official said, 'Cumberland Farms did not mind doing it.' That is infuriating. We are not Cumberland Farms. When we send out a person to inspect a fuel fitting, we send a trained technician. Door to door, with getting and reading the work order, gathering tools, getting to the job site, donning the personal protection equipment, leaving the work site, properly disposing of waste, ie gloves, getting back to the bench, putting away tools, and filling out a time card, the procedure takes the better part of a hour of skilled time, for which we would bill out at \$100 per hour.

This new regulation for monthly inspection is of ZERO benefit to the environment, and a cost of about \$1200 to boatyards, annually. More important, it is demoralizing to our technicians to do foolish work.

**Suggestions for improvements
to the regulation::**

1. Ask sellers of fuel to submit a onetime certificate verifying that a device is properly fitted to the tank.
2. Add it to the State Fire Marshall's checklist for annual inspection.

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