

Content-Type: multipart/mixed; boundary="e022aad4-263b-46fd-9436-5b1b716aba58"
 Subject: Re: thank you
 To: Juliet Hodge <planner@ledyardct.org>
 From: dave.harnedart.com <dave@harnedart.com>
 MIME-Version: 1.0
 Sender: <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@ledyardct.onmicrosoft.com>
 Message-ID: <02b81d60-cea0-4755-bea4-f1d5fcf28af7@journal.report.generator>
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 X-OriginatorOrg: ledyardct.onmicrosoft.com
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 X-MS-Exchange-Transport-CrossTenantHeadersStamped: DM8PR09MB7253
 X-MailArchiva-Archive-Time: Tue, 12 Jul 2022 16:29:35 -0400 (EDT)

RECEIVED

DEC 19 2024

Land Use Department

You don't often get email from dave@harnedart.com. [Learn why this is important](#)

Thank u for clarification, Juliet. Lee Ann had conveyed the same to me after she spoke with you. The trick will be reigning in others in the "123" Facebook group who don't yet know these marching orders. Looking forward to zooming in tonight and hopefully meeting you in person on Thursday. Really appreciate ur advice and support!

From: Juliet Hodge <planner@ledyardct.org>
Sent: Tuesday, July 12, 2022 11:41 AM
To: dave.harnedart.com <dave@harnedart.com>
Subject: RE: thank you

Hi Dave,
 I will be at the meeting tonight and of course on Thursday, but I want to strongly re-emphasize that the meeting on Thursday has NOTHING to do with the DOW site or any projects being contemplated there. There is NO application before the town. What is VITAL, is that the new proposed changes to the regulations (that WILL be discussed on Thursday) be adopted so that the Town could actually prevent a potentially bad project for that property – or at least be able to address things like traffic, noise, odor etc. As the regulations stand RIGHT NOW, the Town could do very little to prevent what is being contemplated by Cashman for that property.

Again, We will not be discussing the DOW property or any proposals for that property on Thursday.

Regards,
 Juliet

From: dave.harnedart.com <dave@harnedart.com>
Sent: Monday, July 11, 2022 6:22 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: thank you

You don't often get email from dave@harnedart.com. [Learn why this is important](#)

Hi Juliet, Dave Harned here. We spoke last week. Lee Ann Berry Andersen told me tonight that you'll be joining her meeting tomorrow night and also the Thursday meeting. Hope I got that right? Anyway, thank you in advance for anything you can do to help prevent a waste management facility in Gales Ferry. I'm not anti-business, just that I share other's concerns that the Cashman operation could have a destructive impact on our quality of life, safety, property values, etc. Hopefully we'll be able to control things so that this doesn't happen. Thank you again SOOO much.

Elizabeth Burdick

From: Juliet Hodge
Sent: Monday, February 13, 2023 3:47 PM
To: dave.harnedart.com
Subject: RE: good morning

Sounds good, thanks!

From: dave.harnedart.com <dave@harnedart.com>
Sent: Monday, February 13, 2023 12:55 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: RE: good morning

Thank you again for your time today and for clearing up a few things for me. Thank you also for your offer to let me show you some of what we've learned over the past 6+ months. I'll put together a "presentation" of sorts and will circle back with you. Dave 😊

Check out www.HarnedArt.com!

From: dave.harnedart.com
Sent: Monday, February 13, 2023 9:55 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: RE: good morning

TY😊

Check out www.HarnedArt.com!

From: Juliet Hodge <planner@ledyardct.org>
Sent: Monday, February 13, 2023 9:55 AM
To: dave.harnedart.com <dave@harnedart.com>
Subject: RE: good morning

I'm available now until 1

From: dave.harnedart.com <dave@harnedart.com>
Sent: Monday, February 13, 2023 9:38 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: RE: good morning

Good morning, please let me know when you might have a few minutes today for me to have a quick visit. Thank you.
Dave 😊

Check out www.HarnedArt.com!

Content-Type: multipart/mixed; boundary="d0c0e8f9-2479-4a14-a5a6-be2ebfd83697"
Subject: RE: forgot one question
To: dave.harnedart.com <dave@harnedart.com>
From: Juliet Hodge <planner@ledyardct.org>
Sender: <MicrosoftExchange329c71ec88ae4615bbc36ab6ce41109e@ledyardct.onmicrosoft.com>
Message-ID: <45f04d6f-17e6-447b-84f6-8e9d9d998c8a@journal.report.generator>
Date: Tue, 11 Apr 2023 14:54:06 +0000
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Return-Path: exchserver@ledyardct.org
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Keywords:
MIME-Version: 1.0
X-OriginatorOrg: ledyardct.onmicrosoft.com
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X-MailArchiva-Archive-Time: Tue, 11 Apr 2023 10:54:07 -0400 (EDT)

I do not think he has to be there. He could Zoom in (if that's cheaper).

From: dave.harnedart.com <dave@harnedart.com>
Sent: Monday, April 10, 2023 2:08 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: forgot one question

This is probably a silly question, but do you think it's important that Mike Carey attend the hearing(s)? Russ will be there as my family attorney, and Stan Lucas said he was going to be there to represent his own interests. The only reason I'm asking about Mike Carey is due to cost. If the hearing runs long, we could spend \$1K or more just for one hearing, for example. I guess I'm just wondering if having Mike's "formal" legal presence on behalf of CALU will have any bearing on the outcome? Thank you again for all your advice! Dave

Check out www.HarnedArt.com!

Content-Type: multipart/mixed; boundary=" _688c04b5-0ee8-43a7-8271-11660570e5c2_ "
Subject: Re: document
To: Juliet Hodge <planner@ledyardct.org>
From: dave.harnedart.com <dave@harnedart.com>
MIME-Version: 1.0
Sender: <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@ledyardct.onmicrosoft.com>
Message-ID: <7a08aa6d-ac94-4060-a35a-9da8d101ee19@journal.report.generator>
Date: Wed, 12 Apr 2023 16:42:04 +0000
X-MS-PublicTrafficType: Email
X-MS-Journal-Report:
Return-Path: exchserver@ledyardct.org
X-MS-Exchange-Parent-Message-Id: <BN8PR10MB35711DB8DC52CD6D14E4132DD09B9@BN8PR10MB3571.namprd10.prod.outlook.com>
Auto-Submitted: auto-generated
X-MS-Exchange-Generated-Message-Source: Journal Agent
X-MS-TrafficTypeDiagnostic: SA1PR09MB9894:EE_JournalingReport
X-OriginatorOrg: ledyardct.onmicrosoft.com
X-MS-Exchange-CrossTenant-AuthSource: SA1PR09MB9894.namprd09.prod.outlook.com
X-MS-Exchange-CrossTenant-AuthAs: Internal
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X-MS-Exchange-Transport-CrossTenantHeadersStamped: SA1PR09MB9894
X-MailArchiva-Archive-Time: Wed, 12 Apr 2023 12:42:05 -0400 (EDT)

Text below i rec'd from Mike Carey. Might not apply but figured I'd share w u. TY

If this introduces a use not proposed by original application, the hearing notice is invalid

Check out www.HarnedArt.com!

From: Juliet Hodge <planner@ledyardct.org>
Sent: Wednesday, April 12, 2023 8:31 AM
To: dave.harnedart.com <dave@harnedart.com>
Subject: RE: document

Hi Dave,
Give me a call when you get a sec. Thanks.
Juliet

From: dave.harnedart.com <dave@harnedart.com>
Sent: Monday, April 10, 2023 6:31 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: document

Good evening, just an FYI that our document was emailed this evening from our CALU gmail account. Could you confirm once you've received it? Thank you! Dave

Elizabeth Burdick

From: dave.harnedart.com <dave@harnedart.com>
Sent: Monday, July 24, 2023 8:38 AM
To: Juliet Hodge
Subject: quick stop

Hi Juliet, I'm driving up to MA late morning, wondering if I could drop something off for you on the way. I'd like to give it to you in person, vs. leave it with someone else. If today doesn't work, maybe tomorrow? Thanks. Dave

Check out www.HarnedArt.com!

Elizabeth Burdick

From: Juliet Hodge
Sent: Wednesday, October 11, 2023 11:12 AM
To: Tony Capon (tcapon@pitt.edu)
Subject: FW: letter/request to Tony Capon
Attachments: Capon.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

See attached letter from Dave Harned.

From: dave harnedart.com <dave@harnedart.com>
Sent: Wednesday, October 11, 2023 10:04 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: letter/request to Tony Capon

Hi Juliet, would you be willing to forward the attached brief letter to Mr. Capon on my behalf? Thank you very much!
Dave

Check out www.HarnedArt.com!

Elizabeth Burdick

From: Juliet Hodge
Sent: Thursday, October 12, 2023 9:52 AM
To: Capon, J Anthony
Subject: RE: letter/request to Tony Capon

If I must....



I didn't read the letter- should I?

From: Capon, J Anthony <tcapon@pitt.edu>
Sent: Wednesday, October 11, 2023 8:45 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: Re: letter/request to Tony Capon

You and I can meet with him sometime. Like Don Corleone I like to have my consigliere with me.

Sent from my iPhone

On Oct 11, 2023, at 11:13 AM, Juliet Hodge <planner@ledyardct.org> wrote:

See attached letter from Dave Harned.

From: dave.harnedart.com <dave@harnedart.com>
Sent: Wednesday, October 11, 2023 10:04 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: letter/request to Tony Capon

Hi Juliet, would you be willing to forward the attached brief letter to Mr. Capon on my behalf? Thank you very much! Dave

Check out www.HarnedArt.com!

<Capon.pdf>

Elizabeth Burdick

From: dave.harnedart.com <dave@harnedart.com>
Sent: Tuesday, October 17, 2023 10:07 AM
To: Juliet Hodge
Subject: RE: my two cents

PS Tony did reply to say he'd be willing to meet with me and you. Just concerned about ex parte, but I'm confident we can stay away from that. I sent him a follow up email, waiting to hear back. Thanks again for helping me with that.

Check out www.HarnedArt.com!

From: Juliet Hodge <planner@ledyardct.org>
Sent: Tuesday, October 17, 2023 9:35 AM
To: dave.harnedart.com <dave@harnedart.com>
Subject: RE: my two cents

I asked them to revise and pick a use that was listed in the table of uses rather than make up one of their own.

From: dave.harnedart.com <dave@harnedart.com>
Sent: Monday, October 16, 2023 5:26 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: my two cents

When the company updates documents (like their "Narrative", for example), they should be required to highlight changes from the prior rendition. Otherwise, you and we all are forced to waste time comparing one to the other to try and figure out what changed.

Like my old business partner used to say, "Just my opinion ... nobody asked!" 😊

Check out www.HarnedArt.com!

Elizabeth Burdick

From: dave.harnedart.com <dave@harnedart.com>
Sent: Thursday, October 26, 2023 9:48 AM
To: Juliet Hodge
Subject: RE: quick question

Got it, thanks. I was wondering if I could start “seed planting” in Commissioners’ minds re: flaws in the application, but I’ll just wait until the hearing opens and submit them then, I think.

Thanks again! Hope the 3 of us can convene soon. I think it will be very beneficial. 😊

Check out www.HarnedArt.com!

From: Juliet Hodge <planner@ledyardct.org>
Sent: Thursday, October 26, 2023 9:45 AM
To: dave.harnedart.com <dave@harnedart.com>
Subject: RE: quick question

Yes. Whatever is submitted will be formally “accepted” or acknowledged at the Nov. 16th meeting and added to the record as exhibits. We will not add the documents to the electronic copy until after the Public hearing opens so they will not be in the Clerk’s Office for review initially. When the hearing opens, all documents received from the public and additional documents from the applicant will be added to the folder and available for viewing. The idea is that the applicant has the first word so-to-speak.

From: dave.harnedart.com <dave@harnedart.com>
Sent: Thursday, October 26, 2023 9:27 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: RE: quick question

One other quick one ... can the public submit documents prior to the public hearing opening on the 16th? TY as always!
Dave

Check out www.HarnedArt.com!

From: Juliet Hodge <planner@ledyardct.org>
Sent: Thursday, October 26, 2023 8:44 AM
To: dave.harnedart.com <dave@harnedart.com>
Subject: RE: quick question

I agree. Applicant should be held to the same rule.

From: dave.harnedart.com <dave@harnedart.com>
Sent: Wednesday, October 25, 2023 5:32 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: RE: quick question

Content-Type: multipart/mixed; boundary="d03b58e1-7b0c-48e0-925a-0fbcc3a32613"
Subject: Re: Annex 10/30/2023 @ 1:00
To: Roxanne Maher <council@ledyardct.org>
From: "Capon, J Anthony" <tcapon@pitt.edu>
MIME-Version: 1.0
Sender: <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@ledyardct.org>
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X-MailArchiva-Archive-Time: Mon, 30 Oct 2023 12:01:52 -0400 (EDT)

Thanks, the small one will do fine.

Tony

From: Roxanne Maher <council@ledyardct.org>
Sent: Monday, October 30, 2023 11:17 AM
To: Capon, J Anthony <tcapon@pitt.edu>
Subject: RE: Annex 10/30/2023 @ 1:00

Hi Tony:

Both rooms are available.

I will hold them for you today at 1:00.

See you then,
Roxanne

Roxanne M. Maher

*Administrative Assistant to
the Ledyard Town Council
(860) 464-3203
council@ledyardct.org*

*Town Hall Hours:
Monday - Thursday 7:30 a.m. to 4:45 p.m.
CLOSED FRIDAYS*

From: Capon, J Anthony <tcapon@pitt.edu>
Sent: Monday, October 30, 2023 10:48 AM
To: Roxanne Maher <council@ledyardct.org>
Subject: Annex

Hi Roxanne,

Are either the small meeting area or council chambers available at 1:00 today. I need a place to meet with Dave Harned about PZC stuff.

Thanks,
Tony

Elizabeth Burdick

From: dave.harnedart.com <dave@harnedart.com>
Sent: Thursday, November 16, 2023 10:48 AM
To: Juliet Hodge
Subject: good morning!

Hi Juliet, sorry for bugging you on a P&Z meeting day. I'm only writing today since the first item relates to tonight's meeting. The rest of the items, please no rush.

- 1) Tonight's Cashman application is listed under VIII. OLD BUSINESS. I think that belongs under VII. PUBLIC HEARINGS/APPLICATIONS?
- 2) Probably a silly question but none of the changes to zoning regs under PZ#23-13RA have any bearing on Cashman, right? All I really care about is ... will any of these changes make it easier for the company to do anything that would adversely impact those of us nearby. You know that I trust you implicitly, so if you tell me there's nothing to worry about, that's good enough for me. Examples:
 - o SHIPPING CONTAINER.
 - o TRANSPORTATION SERVICES.
 - o USE TEMPORARY.
 - o WIND ENERGY SYSTEM, SMALL?
 - o PORTABLE STORAGE UNIT AND SHIPPING CONTAINERS.
 - o OUTDOOR STORAGE – INDUSTRIAL.
- 3) This makes me think ... what is the process for changing zoning regulations, and does the public have a say in any of that?
- 4) Last item, the most recent Special Permit certificate.
 - o Questions about stipulations:
 1. Have they submitted the Landscape Plan yet for your approval?
 3. Have they pulled a Building Permit yet, i.e., is buffer destruction imminent?
 5. "Durable particulate and dust monitor and long-term noise monitor."
 - a. Will you have a say in what type of monitor they install? Specifically for dust monitoring, there are very basic models that only measure the amount, not the type, of particulate and dust. Then of course are better units that can distinguish the amount and type of particulates. Certain particulates, silica as one common one, are hazardous to health.
 - b. Just a note ... any monitors like this can be linked to wi-fi and easily viewable through a portal. I know it says they'll provide evidence upon your request, but why not make the data available real-time to the public? Assuming it's too late to ask for this, I'll be asking you to request this at least monthly for the sake of my family at least.
 - c. Baseline noise monitoring ... a noise monitor (and, actually, a particulate monitor, too) should be installed well in advance ... at least a month ... of any activity starting, in order for the baseline to be meaningful.

Thank you for all you continue to do for me and our town! Dave

Check out www.HarnedArt.com!

Elizabeth Burdick

From: dave.harnedart.com <dave@harnedart.com>
Sent: Wednesday, December 13, 2023 1:27 PM
To: Juliet Hodge
Subject: RE: Granite

Oh yes, we saw it. What a naïve, uninformed, politically biased opinion piece from someone who has no clue.

Thanks for keeping us in mind by sharing.

Check out www.HarnedArt.com!

From: Juliet Hodge <planner@ledyardct.org>
Sent: Wednesday, December 13, 2023 1:23 PM
To: dave.harnedart.com <dave@harnedart.com>
Subject: RE: Granite

<https://www.theday.com/opinion/20231213/gales-ferry-site-gets-a-thumbs-up-from-the-chamber/?print>

Did you see this?

From: dave.harnedart.com <dave@harnedart.com>
Sent: Tuesday, December 12, 2023 10:51 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: Granite

Is silica present in granite?

The chemical composition of granite is typically 70-77% silica, 11-13% alumina, 3-5% potassium oxide, 3-5% soda, 1% lime, 2-3% total iron, and less than 1% magnesia and titania. Volcanic rock of equivalent chemical composition and mineralogy is called rhyolite.

Check out www.HarnedArt.com!

Elizabeth Burdick

From: Juliet Hodge
Sent: Thursday, January 4, 2024 4:52 PM
To: dave.harnedart.com
Subject: RE: request

That's fine... just remind me that night. 😊

From: dave.harnedart.com <dave@harnedart.com>
Sent: Thursday, January 4, 2024 3:25 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: request

I keep forgetting to ask ... seeing how I gave up my spot on the 21st, can I get "back in line" and be the first speaker on January 11th? I've got a Power Point to walk through (assuming you won't mind advancing slides for me?), and I think it will help frame things for following speakers. Meaning, I think it will benefit everybody if I go first. Please let me know, thanks! 😊

Check out www.HarnedArt.com!

Elizabeth Burdick

From: Juliet Hodge
Sent: Thursday, January 11, 2024 12:10 PM
To: Eric
Subject: RE: A Serious Concern Regarding Exhibit #64 - DEEP Determination Letter

That was EXACTLY what I was thinking... something's fishy here (no pun intended!) They couldn't possibly have been given the full scope of activity. I did ask for copy of his "request submittal" to the DEEP – but I only got what was submitted for the record.

Awesome review/letter by the way!

Juliet

From: Eric <bsaofnl-eric@yahoo.com>
Sent: Wednesday, January 10, 2024 1:53 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: A Serious Concern Regarding Exhibit #64 - DEEP Determination Letter

Juliet,

According to the DEEP Determination Letter (Exhibit #64), the project's name is: "Rock Regrading."

The DEEP determination #202308990 reported that implementing "Best Management Practices will avoid the negative impacts of the "Rock Regrading" to Shortnose sturgeon, Atlantic sturgeon, and Blueback herring."

The DEEP NDDB Determination Letter includes a notice that its "determination applies only to the project as described in the submission and summarized at the end of this letter."

The summary at the end of the Determination Letter states that the proposed use is named "Rock Regrading" and consists of "Soil Staging," Soil Stockpiling, and Soil Borings." It sounds innocuous.

It is probably nothing, and perhaps I am a little paranoid, but I find it difficult to believe that the scale and intensity of the excavation and rock crushing noise, dust, and vibrations described in the "Industrial Site Preparation and Rock Extraction" application to the Ledyard PZC is the same information submitted to the DEEP for its "NDDB Determination Letter" required for the Applicant to show compliance with §11.3.4.F (... use not cause any unreasonable destruction of the ... natural resources of the state).

My concern is that the DEEP Determination Letter is silent regarding excavation, excavation blasting, excavation blasting noise, excavating blasting dust, excavating vibrations, and rock crushing as described in the application to the PZC. The blasting

DEEP Determination Letter only mentions "soil staging, soil stockpiling, and Soil Borings for the project.

It is also surprising that the project's name in the DEEP Determination Letter is "Rock Regrading," while the project described in the application for a special zoning permit is named "Industrial Site Preparation and Rock Extraction." Why is there a difference?

The question is, did the DEEP know the Applicant intended to conduct up to 10 years of excavation, blasting, and Rock crushing on 40 acres of riverfront land and would level a part of Mount Decatur when it issued its Determination Letter?

It seems that if the DEEP were fully informed about the scope and intensity of the proposed excavation, blasting, and rock crushing, it would have expanded the "*area of proximity*" of the project to include the area on the Thames River near the Gales Ferry Marina, where endangered eagles, owls, and other wildlife are nesting. The DEEP could have recommended that, even with best management practices, excavation blasting, and rock crushing should not be allowed at 1761 Route 12.

Today I attempted to contact the NDDB section at DEEP by email and phone, with no response.

Would you ask Harry Heller for a copy of his "request submittal" to the DEEP for the Determination Letter for the project? It should be added as an exhibit to the record. If the Applicant's submittal to the DEEP accurately mirrors the application to the PZC, my concerns are without merit.

However, suppose the Applicant's request to the DEEP for the Determination Letter does not mirror the scope and intensity of the proposed excavation, blasting, noise, vibration, dust, and rock crushing as proposed in his application to the PZC. In that case, the Commission should know about it – and the Applicant has a chance to respond – while the hearing remains open.

If properly informed, the DEEP might have expanded its "area in close proximity" to include the eagle and owl nesting areas along the Thames River near the Gales Ferry Marina and recommended no blasting. It's unlikely but certainly possible.

Thanks,

Eric

Elizabeth Burdick

From: Juliet Hodge
Sent: Thursday, January 11, 2024 12:33 PM
To: Eric
Subject: RE: A Serious Concern Regarding Exhibit #64 - DEEP Determination Letter
Attachments: Excavation Application Planner Comments.docx

These are my comments... I have a few other questions written down too if other Commission members don't ask.

From: Eric <bsaofnl-eric@yahoo.com>
Sent: Wednesday, January 10, 2024 1:53 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: A Serious Concern Regarding Exhibit #64 - DEEP Determination Letter

Juliet,

According to the DEEP Determination Letter (Exhibit #64), the project's name is: "Rock Regrading."

The DEEP determination #202308990 reported that implementing "Best Management Practices will avoid the negative impacts of the "Rock Regrading" to Shortnose sturgeon, Atlantic sturgeon, and Blueback herring."

The DEEP NDB Determination Letter includes a notice that its "determination applies only to the project as described in the submission and summarized at the end of this letter."

The summary at the end of the Determination Letter states that the proposed use is named "Rock Regrading" and consists of "Soil Staging," "Soil Stockpiling, and Soil Borings." It sounds innocuous.

It is probably nothing, and perhaps I am a little paranoid, but I find it difficult to believe that the scale and intensity of the excavation and rock crushing noise, dust, and vibrations described in the "Industrial Site Preparation and Rock Extraction" application to the Ledyard PZC is the same information submitted to the DEEP for its "NDB Determination Letter" required for the Applicant to show compliance with §11.3.4.F (... use not cause any unreasonable destruction of the ... natural resources of the state).

My concern is that the DEEP Determination Letter is silent regarding excavation, excavation blasting, excavation blasting noise, excavating blasting dust, excavating blasting vibrations, and rock crushing as described in the application to the PZC. The DEEP Determination Letter only mentions "soil staging, soil stockpiling, and Soil Borings for the project.

is also surprising that the project's name in the DEEP Determination Letter is "Rock Regrading," while the project described in the application for a special zoning permit is named "Industrial Site Preparation and Rock Extraction." Why is there a difference?

The question is, did the DEEP know the Applicant intended to conduct up to 10 years of excavation, blasting, and Rock crushing on 40 acres of riverfront land and would level a part of Mount Decatur when it issued its Determination Letter?

It seems that if the DEEP were fully informed about the scope and intensity of the proposed excavation, blasting, and rock crushing, it would have expanded the "*area of proximity*" of the project to include the area on the Thames River near the Gales Ferry Marina, where endangered eagles, owls, and other wildlife are nesting. The DEEP could have recommended that, even with best management practices, excavation blasting, and rock crushing should not be allowed at 1761 Route 12.

Today I attempted to contact the NDDB section at DEEP by email and phone, with no response.

Would you ask Harry Heller for a copy of his "request submittal" to the DEEP for the Determination Letter for the project? It should be added as an exhibit to the record. If the Applicant's submittal to the DEEP accurately mirrors the application to the PZC, my concerns are without merit.

However, suppose the Applicant's request to the DEEP for the Determination Letter does not mirror the scope and intensity of the proposed excavation, blasting, noise, vibration, dust, and rock crushing as proposed in his application to the PZC. In that case, the Commission should know about it – and the Applicant has a chance to respond – while the hearing remains open.

If properly informed, the DEEP might have expanded its "area in close proximity" to include the eagle and owl nesting areas along the Thames River near the Gales Ferry Marina and recommended no blasting. It's unlikely but certainly possible.

Thanks,

Eric

Elizabeth Burdick

From: Juliet Hodge
Sent: Thursday, January 11, 2024 11:53 AM
To: Marty Wood
Subject: RE: In Ledyard Zoning regulations is a maximum about of excavation that can be removed

Hi Marty,

The excavation regulations are really not meant to include rock quarrying – in my opinion. I don't think the regulations regulate the amount that can be removed. They limit how many acres can be excavated at one time and how close to the water table you can be. There are many regulations that intentionally limit certain activity that would be associated with an outright quarry operation without coming out and banning them altogether – like "no vibrations beyond the property line" and that final slopes have to be 3ft (horizontal) to 1ft (Vertical). That is essentially impossible unless you have a REALLY big area to work with. Sometimes a quarry is OK depending on where it is and what dust controls are used and enforced. You all need to decide if this site is suitable for this kind of use.

Read my report and Eric's – his is really good.

Juliet

From: Marty Wood <martyengrew@gmail.com>
Sent: Thursday, January 11, 2024 11:20 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: Fwd: In Ledyard Zoning regulations is a maximum about of excavation that can be removed

Morning Juliet,

I have not read your comments and will before this evening.

Does Ledyard PZ regulations address the amount of excavation/removal that can occur on an industrial site? Seems to me that I recall somewhere in the Zoning regulations that owners cannot remove a certain percentage of land.

Also, I do not remember seeing how the newly created cliffs will be safeguarded from people falling off the edges down to the first stepped area or beyond.

Sincerely,

Marty

Marcelle Wood

Gales Ferry, CT 06335

860-333-3147

Marcelle Wood

Gales Ferry, CT 06335

860-333-3147

----- Forwarded message -----

From: Marty Wood <martyengrew@gmail.com>

Date: Thu, Jan 11, 2024 at 11:11 AM

Subject: In Ledyard Zoning regulations is a maximum about of excavation that can be removed

To: Juliet Hodge (planner@ledyardct.org) <IMCEAEX-
_o=ExchangeLabs_ou=Exchange+20Administrative+20Group+20+28FYDIBOHF23SPDLT+29_cn=Recipients_cn=3330f72b

54ea184e3eda96a1bda3d-Charles+20Kar@namprd09.prod.outlook.com

c: Marty Wood <martyengrew@gmail.com>

Morning Juliet,

I have not read your comments and will before this evening.

Does Ledyard PZ regulations address the amount of excavation/removal that can occur on an industrial site?

Seems to me that I recall somewhere in the Zoning regulations that owners cannot remove a certain percentage of land.

Also, I do not remember seeing how the newly created cliffs will be safeguarded from people falling off the edges down to the first stepped area or beyond.

Sincerely,

Marty

Marcelle Wood

Gales Ferry, CT 06335

860-333-3147

Elizabeth Burdick

From: Juliet Hodge
Sent: Tuesday, January 16, 2024 9:42 AM
To: Marty Wood
Subject: RE: Installed Seismology detectors on Pinelock to measure vibrations during blasting at Baldwin Hill quarry

My thought on Thursday was ... If this is such a great project, why isn't anyone from EDC or Town Council or the Mayor himself speaking in favor of it. They would have been pretty uncomfortable speaking for it in front of the residents there on Thursday!

-----Original Message-----

From: Marty Wood <martyengrew@gmail.com>
Sent: Tuesday, January 16, 2024 9:36 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: Re: Installed Seismology detectors on Pinelock to measure vibrations during blasting at Baldwin Hill quarry

Juliet,

Thanks. My acquaintance who has a sensor in her yard is disappointed that no one communicates the reason or the thresholds being monitored.

Thursday's Public hearing was the most passionate/emotional presentations.

Marty

Marty Wood

Gales Ferry, CT

860-333-3147 (C)

> On Jan 16, 2024, at 8:32 AM, Juliet Hodge <planner@ledyardct.org> wrote:

>

> I am not sure - this is part of the process for getting the blasting permit I believe. I will ask Jim Mann as he is the one who is involved with the blasting.

>

> -----Original Message-----

> From: Marty Wood <martyengrew@gmail.com>

> Sent: Thursday, January 11, 2024 3:48 PM

> To: Juliet Hodge <planner@ledyardct.org>

> Subject: Installed Seismology detectors on Pinelock to measure vibrations during blasting at Baldwin Hill quarry

>

> Hi Juliet,

> What seismology instruments are installed at some homes on Pinelock?

> Are these instruments installed at the town's directives or installed by quarry owner in response to community complaints? Concerns!

>

> Marty

> Marty Wood

> Gales Ferry, CT

> 860-333-3147 (C)

Elizabeth Burdick

From: Juliet Hodge
Sent: Thursday, February 1, 2024 10:20 AM
To: Dave Harned
Subject: Found this
Attachments: Dow Wildlife Habitat Report 6-25-1992.pdf

....in an Archive folder on the Computer. Thought you might find it interesting.

Juliet Hodge
Director of Land Use & Planning
741 Colonel Ledyard Highway
Ledyard, CT 06339
Phone: (860)464-3215
planner@ledyardct.org

Juliet Hodge

From: dave.harnedart.com <dave@harnedart.com>
Sent: Wednesday, March 20, 2024 2:21 PM
To: Juliet Hodge
Subject: quarry "bank" info
Attachments: Quarry Bank Definitions & Schematic.pdf

Attached is a summary I had prepared in case I needed it during the last set of hearings.

- The first definition (I don't recall the source unfortunately) says it all ... a quarry bank is defined as "the angle, measured in degrees of deviation from the horizontal, at which the earthy or rock material will stand in an excavated, terracelike cut in a mine or quarry."
- What Cashman was/is proposing is clearly what's called a "bank" quarry (as opposed to a "pit" quarry which is excavated down below grade).
- The "terracing" of a quarry is typically defined as "faces" and "benches", the combination of which creates a quarry "bank". You'll see this in the illustration.
- Note also in the illustration the "ultimate pit slope angle", which is the average slope from the quarry floor to the top of the excavated area.

In my humble opinion, no reasonable person would allow Cashman to treat these vertical rock faces as exempt from this entire discussion. No, they are as integral to the bank discussion as are the corresponding benches. Cashman is trying to pick and choose components of a quarry bank to avoid the 1:3 slope requirements in our regulations, but that argument is amateurish and silly.

Happy to chat if you have any questions or if I need to clarify anything.

Check out www.HarnedArt.com!

Elizabeth Burdick

From: Juliet Hodge
Sent: Tuesday, April 9, 2024 3:42 PM
To: dave.harnedart.com
Subject: RE: Gales Ferry Intermodal, LLC

I am going to recommend that the hearing be scheduled for June. Give me a call.
Juliet

From: dave.harnedart.com <dave@harnedart.com>
Sent: Tuesday, April 9, 2024 1:09 PM
To: Juliet Hodge <planner@ledyardct.org>
Subject: Re: Gales Ferry Intermodal, LLC

TY for the heads up. I assume it will be submitted in the April meeting, public hearing starts in May?

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

From: Juliet Hodge <planner@ledyardct.org>
Sent: Tuesday, April 9, 2024 12:36:28 PM
To: dave.harnedart.com <dave@harnedart.com>
Subject: FW: Gales Ferry Intermodal, LLC

They resubmitted today.
Juliet

From: Rachel Belardo <rbelardo@hellermccoy.com>
Sent: Tuesday, April 9, 2024 11:47 AM
To: Makenna Perry <land.use.asst@ledyardct.org>
Cc: Harry Heller <hheller@hellermccoy.com>; Andrew McCoy <amccoy@hellermccoy.com>; Chase Davis <cdavis@jaycashman.com>; Alan Perrault <aperrault@jaycashman.com>; George F. Andrews <gfandrews@loureiro.com>; Ellis S. Farmer <esfarmer@loureiro.com>
Subject: Gales Ferry Intermodal, LLC

Good Morning Makenna,

Below is a link to a drive containing electronic copies of the application package that was just submitted with respect to Gales Ferry Intermodal, LLC.

https://drive.google.com/drive/folders/1DBcmtVoNH49VF-L7p60r3BDx7IlbsabL?usp=drive_link

Please confirm receipt of this e-mail.

Thank you.

Elizabeth Burdick

From: Jessica Cobb <jcobbledyard@gmail.com>
Sent: Friday, January 5, 2024 9:25 AM
To: Juliet Hodge
Subject: Cashman application

You don't often get email from jcobbledyard@gmail.com. [Learn why this is important](#)

Hi Juliet,

Is there a time that would be convenient for me to come in to talk with you about the Cashman application? Tony suggested that we should meet with you one on one to bring up any concerns so that you can address them in your comments.

Thanks,

Jessica Cobb

Elizabeth Burdick

From: Juliet Hodge
Sent: Tuesday, January 9, 2024 8:28 AM
To: Jessica Cobb
Subject: RE: Cashman application

Hi,

I am back in the office – so today or tomorrow would be fine if you want to come in. I am here until 5:30 ish each day – but could stay later if need be. Let me know. Thanks.

Juliet

From: Jessica Cobb <jcobbledyard@gmail.com>
Sent: Friday, January 5, 2024 9:25 AM
To: Juliet Hodge <planner@ledyardct.org>
Subject: Cashman application

You don't often get email from jcobbledyard@gmail.com. [Learn why this is important](#)

Hi Juliet,

Is there a time that would be convenient for me to come in to talk with you about the Cashman application? Tony suggested that we should meet with you one on one to bring up any concerns so that you can address them in your comments.

Thanks,

Jessica Cobb