

CHAPTER 8 EARTH REMOVAL

8.1. EARTH REMOVAL

- 8.1.1. The removal of soil, loam, sand or gravel from any premises in the Town of Duxbury shall be regulated by the Board of Selectmen of the Town of Duxbury. All applications for permits shall be submitted in accordance with rules and regulations established by the Board of Selectmen and filed with the Building Department. Applications and permits shall be reviewed and approved by the Building Inspector and Town Engineer.
- 8.1.2. Removal of soil, loam, sand or gravel to the extent normally required for the excavation of a permitted construction project, including driveways, walks, streets and municipal operations shall be exempt from the provisions of this section.
- 8.1.3. Penalties shall be in accordance with Chapter 1, Section 1.1.4. of these By-Laws. Permits may be revoked or suspended at any time for violations of the rules and regulations.
- 8.1.4. The invalidity of any section or provision of this By-Law shall not invalidate any other section or provision thereof.
- 8.1.5. Non-criminal Disposition – In addition to the procedure of enforcement as described above, the provisions of this By-law may also be enforced by the Department of Public Works Director, by non-criminal complaint pursuant to the provisions of MGL Chapter 40, Section 21D. Each day on which a violation exists shall be deemed a separate offense. The penalty for violation of any provision of this By-law shall be \$25.00 for the first offense; \$50.00 for the second offense; \$100.00 for the third offense; and \$200.00 for the fourth and each subsequent offense.