

**TOWN OF BROOKFIELD  
ZONING REGULATIONS**

**Excavation, Fill & Grading - § 242-303A-D**

**§ 242-303. Excavation, fill and grading.**

**A. General requirement:** [rev. 6/4/10]

No excavation, fill or grading shall be accomplished in such a manner so as to cause inconvenience, harm or hardship, in the sole determination of the Commission, to surrounding property owners by virtue of encroachment on watercourses, pollution of water supplies, contamination of the soil, altered drainage flows, disruption of on-site sewer disposal systems, impounding of water, excessive slope of drives, walkways or accessways or which otherwise increases the potential for sedimentation, erosion or earth-slides. No slope extending over 100 feet in length measured in any direction across the contours of a lot may be created with a grade that exceeds 25° on average. (Refer to §242-402A & 242-501J(7)). Any activities which exceed 10% of the total lot area shall require a permit. Any such activities must be completed within one (1) year of the start of activity and all commercial and earth moving equipment must be promptly removed after the completion of activity.

**B. Fill material below structures:**

No fill material which is reduced in volume by fragmentation or decomposition may be used beneath footings, foundations, structures, walkways, drives or on-site sewer disposal systems. Fill under such areas, when permitted by the Building Official, Town of Brookfield, must be clean earth, loam, humus, sand, gravel, clay, stone, soil, subsoil or other earthen products only and shall be properly compacted in accordance with good engineering practice.

**C. Burial of material:**

Natural or building product wastes or debris which result from construction on the premises only and are not transported from elsewhere may be buried and covered over with a minimum of twelve inches (12”) of clean fill of the types indicated in Subsection B above only with the written approval of the Zoning Enforcement Officer who, after inspection of the site, shall have satisfied himself/herself that adequate provisions have been made to prevent the conditions cited in Subsection A above or such other conditions as might adversely affect the public health, safety and welfare. The locations of such materials shall be indicated on the approved plot plan.

**D. Material resulting from demolition:**

The burial of material resulting from demolition activity is specifically prohibited.