

**CONSERVATION
COMMISSION**
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Robert Materne, Chairman
David Evans, Vice Chair
Thomas Nicholson
Krisna Prachanronarong
Stephen Choquette
Matthew Habershaw
Matt Kershaw
Scott Pennoyer, Assoc. Mbr.
Sara Huber, Assoc. Mbr
Daniel Roach, Agent

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REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – October 20, 2020

Present: Robert Materne, Chairman, Dave Evans, Thomas Nicholson, Krisna Prachanronarong, Matt Habershaw, Stephen Choquette, Daniel Roach Conservation Agent.

Absent: Matt Kershaw, Associate Member Sara Huber, Associate Member Scott Pennoyer.

CALL TO ORDER

Mr. Materne called the meeting to order at 7:00 PM.

Public Hearing and Meetings

1. Marcille – 4 Ashland Way – NOI – SE60-1205

Mr. Roach stated that the applicant requested a continuance until November 10, 2020.

2. Mello – 242 Perryville Road – NOI – SE60-1206

The public hearing was opened.

Mr. Roach stated that the applicant requested a continuance until November 10, 2020.

Mr. Evans made a motion to grant a continuance until November 10, 2020.

Mr. Choquette seconded the motion. Roll call vote; all replied aye. Motion passes.

3. Dunham – 340 Winthrop Street – NOI – SE60-1205

Mr. Evans made a motion to close the public hearing.

Mr. Peter Collins of Collins Engineering was present.

Mr. Collins stated that this project was waiting on a DEP #, which has come in.

Mr. Choquette seconded the motion. Roll call vote; all replied aye.

Mr. Evans made a motion to issue Order of Conditions.

Mr. Habershaw seconded the motion. Roll call vote; all replied aye. Motion passes.

General Business

1. Baasch – 62 Blanding Road – Request for COC – SE60-265

2. Baasch – 62 Blanding Road – Request for COC – SE60-266

Mr. Materne stated this is still on hold until we have some results from the violations.

3. Agent Update

Mr. Roach gave an update to the commission.

Concerns & Complaints

1. 15 Starr Lane – Concern

Mr. Materne stated this is a violation that we are going to get involved with. We thought we didn't need to, but we do. Special conditions # 23 on the Order of Conditions was read into the record. The stumps can not be buried. My recommendation is a Cease & Desist until this can be taken care of.

Mr. Habershaw stated that he had a problem with that because we don't know the intension of the applicant. We don't know that they are going to bury the stumps.

Mr. Materne stated that the stumps can not be within 100' of the wetlands.

Mr. Evans stated to reach out to the applicant and give them a couple of days to fix it. Then if it's not fixed issue a Cease & Desist.

Mr. Choquette stated that you can't say what was there and what wasn't there. Some of the material was brought in, but for what purpose. We don't know. He had no problem with giving them time to correct the problem.

Mr. Materne stated that they could have asked during the public hearing to leave the stumps while doing the work. Then we would have known about it. They didn't do that.

Mr. Habershaw stated that the Commission has always sent a letter to someone in the past. We need to give them the opportunity to fix the issue.

The commission agreed a letter should be sent. The work is to be done by November 27th, 2020. Mr. Roach will go out to the site to verify that the applicant followed what was asked of them.

Mr. Materne stated to have a copy of the plan, and a copy of the Order of Conditions should be sent with the letter.

Mr. Roach stated that he would send the letter but would also reach out to the owner.

Mr. Materne stated to Mr. Roach to have the owner put up their DEP sign.

2. 582 Winthrop Street – Concern– Working Past Scope of RDA

Mr. Roach stated that Andrew Geisser, the applicant's son, had to reschedule there meeting. He has made progress.

3. 72 Martin Street - Concern

Mr. Roach stated that it will be a few months before the Commission gets any plans.

4. 97 Salisbury Street – Concern

Mr. Roach stated he had not heard from the owner. Ask the Commission what the next step should be?

Mr. Materne asked didn't we send a letter stating that if we didn't hear from them that we would be contacting Town Counsel?

Mr. Roach stated he would check. If it hasn't been sent, he would send one.

5. 29 County Street – Concerns

Mr. Roach stated he had meet with the new owner today. This was another case of someone not knowing there were wetlands on the property. The current owner is not who applied for the Notice of Intent. Mr. Roach explained to the owner what was going on and that it maybe beneficial for him to meet with the Commission on site.

Mr. Materne asked Mr. Roach did you explain to the owner that erosion controls need to be put in place? Are they already in place?

Mr. Roach stated they are not up. He did speak to the owner regarding it.

Mr. Evans was concerned that the owner would have equipment in the wetlands removing the debris and stumps.

Mr. Roach stated he had already spoken to the owner and explained where equipment would be allowed on the site.

Mr. Materne asked Mr. Roach to give the owner a copy of the plans, a copy of the Order of Conditions, and anything else to do with the filing and what the Enforcement Order states. If he wants to make changes he will have to file for an amendment to his Orders.

6. 579 Winthrop Street – Baasch – Concern

Mr. Materne asked Mr. Roach if he has spoken with Mr. Paul Baasch?

Mr. Roach stated he had not heard back from Mr. Baasch.

Mr. Materne stated to Mr. Roach tell Mr. Baasch that the Commission wants the erosion control up by the 10th of November at the latest.

Meeting Minutes

1. August 18, 2020

2. September 8, 2020

Mr. Evans made a motion to approve the above-named minutes as written.

Mr. Choquette seconded the motion. Roll call vote; all replied aye. Motion passes.

ADJOURNMENT

Mr. Evans made a motion to adjourn the meeting.

Mr. Choquette seconded the motion. Roll call vote – all replied aye. Motion passes.

Meeting adjourned at 7:31 pm.

For the Conservation Commission



Robert Materne, Chairman

David Evans, Vice-Chairman