

**CONSERVATION
COMMISSION**
340 Anawan Street
Rehoboth, MA 02769
(508) 252-6891 Telephone
(508) 252-5342 Facsimile



Robert Materne, Chairman
David Evans, Vice Chair
Thomas Nicholson
Krisna Prachanronarong
Stephen Choquette
Matthew Habershaw
Matt Kershaw
William Morgan, Assoc. Mbr
Daniel Roach, Agent

REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – October 5, 2021

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

Absent:

CALL TO ORDER

Mr. Materne called the meeting to order at 7:10 PM.

Public Hearing and Meetings

1. Ferreira – So. Of 155 Perryville Rd. – NOI – SE60-1265

Mr. Rob Davis of InSite Engineering was present.

Mr. Davis presented plans.

Mr. Materne asked if the middle road had been eliminated?

Mr. Davis stated that the Planning Board granted that.

Ms. Katie Wilson of 120 Perryville Road was present.

Ms. Wilson asked the status of the stream on the property?

Mr. Materne explained the process of hiring and outside consultant to review the ANRAD application and wetland line.

Ms. Wilson asked about any water study being done?

Mr. Materne stated that the Planning Board would handle that.

Ms. Joan Caouette of 110 Perryville Road was present.

Ms. Caouette asked about the Ground Water Protection District?

Mr. Materne explained that is the Planning Board.

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

Mr. Nicholson seconded the motion. Motion passes.

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

Mr. Nicholson seconded the motion. Motion passes.

2. Torres – 43 Williams St. – NOI- SE60-1266

Mr. Dean Monsees of OSD Systems was present.

Mr. Monsees presented plans.

Mr. Evans stated that flag A1-A3 were accurate, the rest of the flags were inaccurate.

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Mr. Monsees agreed to remove inaccurate flags.
Mr. Kershaw stated that the yard waste needs to be removed.
Mr. Monsees stated ok.
Mr. Materne stated that it needs to be a note on the plan.
Mr. Materne stated that the riverfront is not applicable on this plan for the septic system. It can be removed from the plan.
Mr. Monsees stated he would revise the plan.
Mr. Evans made a motion to close the public hearing.
Mr. Nicholson seconded the motion. Motion passes.
Mr. Evans made a motion to issue Order of Conditions.
Mr. Choquette seconded the motion. Motion passes

3. Feeley – 135 School St. – NOI – SE60-1267

Mr. Mark Mariano of Oakhill Engineering was present.
Mr. Mariano presented revised plans.
Mr. Mariano stated they reduced the amount of taking.
Mr. Materne asked where the conservation signs were located?
Mr. Mariano stated that it is shown on the detail for the split rail fence. How often do you want the signs placed on a post?
Mr. Choquette stated every 3rd post is fine.
Mr. Evans stated that every 6th post would be better.
Mr. Materne asked the commission what they thought about the septic system and grading on the plan?
Mr. Mariano stated that the slope depicted on the plan is about a 1:5, we can tighten it up more.
Mr. Choquette stated that he thought that a 1:4 slopes would be ok.
Mr. Evans asked are you keeping the gravel driveway?
Mr. Mariano stated yes. It's a shared driveway.
Mr. Mariano asked for a continuance until October 19, 2021.
Mr. Materne asked the audience if there were any questions or concerns, there were none.
Mr. Evans made a motion to grant a continuance until October 19, 2021.
Mr. Nicholson seconded the motion. Motion passes.

4. MacKenzie – 174 Perryville Rd. – ANRAD – SE60 - 1268

Mr. Rob Davis of InSite Engineering was present.
Mr. Davis presented plans.
Mr. Materne stated that the commission verified both lines as accurate, up to the property line. The reason we stopped at the property line is we had a discussion about the line at WFM4. We felt that not verifying it will not impact the project in anyway. Asked what the fee is for the filing?
Mr. Roach stated \$1/linear foot.
Mr. Materne stated that the reason he brings this up is because the application states 250' +/- and 330' +/- . If we add it all up it's a 500' line for both the BVW and MAHW line. So that changes a lot.
Mr. Davis stated that is a fair point.
Mr. Materne stated so the filing fees that were paid are incorrect.
Mr. Davis stated he would make sure that a check is given to the office to correct the difference.
Mr. Materne asked the audience if there were any questions or concerns, there were none.
Mr. Evans made a motion to close the public hearing.
Mr. Nicholson seconded the motion. Motion passes.
Mr. Evans made a motion to issue the Order of Resource Area Delineation, with the consideration that the filing fee needs to be adjusted and the language of the limits of the delineation.
Mr. Nicholson seconded the motion. Motion passes.

An abutter stated that the neighbors are concerned as to what was going to happen to the north end of the golf course. Given that we have 28 houses going in on the southern end, we are concerned as to what is going to happen to the remained of the property.

Mr. Materne stated that he understood that. The southern end is a subdivision that we just reviewed. Anything that is going to happen on the northern part has not come before us. You should receive an abutter notification if anything happens.

General Business

1. Viveiros – 275 Winthrop St. – SE60-60 – Request for COC

Mr. Roach stated he went out to the site. Since the original application was so old, we don't have plans to compare an as -built to. It is completed.

Mr. Evans made a motion to issue a Certificate of Compliance.

Mr. Nicholson seconded the motion. Motion passes.

2. Viveiros – 275 Winthrop St. – SE60-68 – Request for COC

Mr. Evans made a motion to issue a Certificate of Compliance.

Mr. Choquette seconded the motion. Motion passes.

3. Mendonca – 161 Winthrop St. – SE60-1064 – Request for COC

Mr. Evans stated that the commission went to the site on Sunday. This site is in compliance. There's an 8" exchange pipe that seemed to be filled with rocks and other matter. There is water flowing from one side to the other but not effectively. The replication area was excavated below grade and the vegetation was coming back in. The culvert profile was supposed to be concrete. The footings were concrete but the top was not.

Mr. Nicholson stated that the deck was wood.

Mr. Materne asked the commission if they felt that the exchange pipe needed to be cleaned?

Mr. Evans stated they should.

Mr. Materne asked if the commission felt that there was 75% success rate on the replication area?

Mr. Evans stated the replication area looks good. His thinking was that we can issue the COC but they need to be told that they need to maintain the culvert.

Mr. Materne stated he felt that they should clean the culvert then we can issue the COC.

Mr. Nicholson stated the culvert is going to become filled again quickly. They need to use riprap on the inlets.

Mr. Materne stated we should have done that when we approved it. We can't do that now.

Mr. Choquette asked should we recommend that the pipe to be kept clean, to prevent further problems. The commission agreed.

Mr. Evans made a motion to issue a Certificate of Compliance with a note that we just discussed.

Mr. Nicholson seconded the motion. Motion passes.

4. Parece – 510 Winthrop St. – SE60-1235 – Request for COC

Mr. Mark Mariano of Oakhill Engineering was present.

Mr. Roach stated that everything was done according to the plan.

Mr. Materne asked if there were any questions, there were none.

Mr. Evans made a motion to issue a Certificate of Compliance.

Mr. Nicholson seconded the motion. Motion passes.

5. Gouveia Jr. – 177 Brook St. – SE60-1176 – Request for COC

Mr. Roach stated that everything is completed and done according to the plan.

Mr. Materne asked if there were any encroachments on the wetlands?

Mr. Roach stated no.

Mr. Choquette asked if the stie was stabilized?
Mr. Roach stated yes, it is.
Mr. Evans made a motion to issue a Certificate of Compliance.
Mr. Choquette seconded the motion. Motion passes.

6. Vieira – 495 Winthrop St. – SE60-587 – Request for COC

Mr. Joseph Vieira, Trustee of the property was present.
Mr. Materne asked if the retention pond was being maintained?
Mr. Vieira stated it was.
Mr. Evans made a motion to issue the Certificate of Compliance.
Mr. Choquette seconded the motion. Motion passes.

7. Site Visit Change – Jan 2nd & Jan 16th – Move to Jan 9th – Discussion/Vote

Mr. Materne explained why the site walks would be combined based on holiday weekends.
Mr. Evans made a motion that we have a single site walk on January 9th, 2021.
Mr. Choquette seconded the motion. Motion passes.

8. Conservation Commissioners Updates

There were no updates.

9. Agent Update

Katie Wilson 120 Perryville Road was present.
Ms. Wilson asked if there was a reason why the Town of Rehoboth didn't respond for the Sun Chronicle's request for information about the wetland no touch zone in Rehoboth.
Mr. Roach stated the reason why.
Ms. Wilson asked why Rehoboth doesn't have a no touch zone?
Mr. Materne explained the reasons why.
The commission discussed this further.
Invasive species was also discussed.

Concerns & Complaints

1. 582 Winthrop St. - Concern

Mr. Materne asked if there was an update?
Mr. Roach stated he meet with the property owner and told him exactly what needs to be done.
Mr. Materne asked didn't we say they had two weeks to complete it?
Mr. Roach stated he'll be ready and has questions for the commission for the next site walk.

2. 172 Summer St – Concern

Mr. Materne stated he is still working on writing the report for the selectmen to sign.

Violations

1. Rego – 23 Winthrop St – Enforcement Order

Mr. Roach stated he sent out another letter that came back undeliverable.

2. Alves – 29 County St – Enforcement Order

Mr. Roach stated he sent out another letter that came back undeliverable.

3. Cordeiro – 97 Salisbury St – Enforcement Order

Mr. Materne stated that nothing has been done.

4. Morrissey – 72 Martin St. – Enforcement Order

Mr. Materne stated that the property owner is working towards filing a NOI. Have we heard from the owner or Mr. Faneuf on this yet?

Mr. Roach stated no.

5. Dias – 35 Starr Ln. – Enforcement Order

Mr. Roach stated he meet the manager for the contractor. He gave me his business card and personal cell phone number. If there are any issues he wants to be called right away. He'll get it fixed.

Mr. Morgan stated they had a large tree that was in the backyard, which was trimmed. His recollection was that they had cleared the lot at least to the edge of the wetlands. The they were taking additional trees in the wetlands.

Mr. Roach stated it was one tree.

Mr. Materne stated that there is an open NOI on this property. We have every right to go on the property.

Mr. Materne asked Mr. Morgan to go in the back of the property and look to see if the haybale line has been maintained. If they are working on the other side of the haybales they are in violation.

Mr. Roach and Mr. Morgan are going to visit the site.

Mr. Choquette stated that the issue is we wanted the slope stabilized. They are in the process of that.

ADJOURNMENT

Mr. Evans made a motion to adjourn the meeting.

Mr. Choquette seconded the motion. Motion passes.

Meeting adjourned at 8:24 pm.

For the Conservation Commission



Robert Materne, Chairman

David Evans, Vice-Chairman