

**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 – December 22 2020

Present: Robert Materne, Chairman, Dave Evans, Matt Kershaw, Stephen Choquette, Matt Habershaw, Daniel Roach Conservation Agent.

Absent: Thomas Nicholson, Krisna Prachanronarong, Associate Member Sara Huber, Associate Member Scott Pennoyer.

CALL TO ORDER

Mr. Materne called the meeting to order at 7:02 PM.

Public Hearing and Meetings

1. DuVally – 10 September Way – NOI – SE60-1215

Mr. Materne stated that the commission was waiting on a DEP number, which we have received.

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

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

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

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

2. Morrison – 120 Mason Street – NOI – SE60-1216

Mr. Bob Berube of Pro Line Engineering was present.

Mr. Berube presented plans.

Mr. Materne stated that the BVW is also the MAHW line.

Mr. Evans stated that the line is accurate. The inner and outer riparian zone were not posted. It is very clear on the plan where they are.

Mr. Materne stated that there were no erosion controls depicted on the update plan. Does the commission feel that erosion controls are necessary for this project?

Mr. Evans stated that as long as they don't disturb existing corral, the corral will do a good job of stopping anything from reaching the wetlands.

Mr. Materne asked the commission and the audience if there were any questions or concerns, there were none.

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

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

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

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

3. Andrade – 45 Medalist Drive – NOI – SE60-1211

Mr. Materne stated that the public hearing will be continued until January 5, 2021.

4. Helgeson – 87 Winthrop Street – NOI – SE60-1217

Mr. Neal Helgeson the owner of 87 Winthrop Street was present.

Mr. Thomas Roux of Spink Design was present.

Mr. Roux presented plans.

Mr. Materne stated that the issue is that the flags in the field are not numbered the same as the flags on the plan.

Mr. Roux stated he would go back in the field and reflag.

Mr. Materne asked the commission if they had any issues with the design?

The commission had no issues.

Mr. Habershaw stated that he felt that the wetland line was accurate.

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

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

Mr. Evans made a motion to issue Order of Conditions with the conditions that the flagging is resurveyed to have the numbers correct in the field. The revised plans are to be submitted to the office before the Authorization to Proceed can be issued.

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

5. Mills – 30 Steber Way – NOI – SE60-1218

Mr. Habershaw recused himself.

Mr. Peter Lavoie of Landmark Site Design was present.

Mr. Lavoie presented plans.

Mr. Materne asked when the line was delineated?

Mr. Lavoie stated 2001.

Mr. Materne asked why the back line needed to be verified?

Mr. Lavoie said he didn't want the back line delineated.

Mr. Materne explained that when the line is shown on the plan and highlighted that the commission will go out and verify it. It was not delineated. The is so close to the wetlands we require the footprint to be staked out. There are no stakes on the property.

Mr. Lavoie stated ok. Also stated that he had gone out to the site and refreshed the wetland flags.

Mr. Materne stated there was no narrative on how they are going to disturb the wetlands and restore the wetlands. Asked what was going to be put down over the wetlands to protect it from being run over?

There is also no narrative for a planting schedule for the replication area.

Mr. Materne asked the commission and the audience if there were any questions or concerns?

Mr. Choquette asked what the proposed, is it the proper ratio?

Mr. Materne stated yes.

Mr. Materne stated that the next site walk would be January 11, 2021.

Mr. Lavoie requested a continuance until January 19, 2021.

Mr. Evans made a motion to grant a continuance until January 19, 2021.

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

6. Perez – 45 Reed Street – RDA

Mr. Peter Lavoie of Landmark Site Design was present.

Mr. Lavoie presented plans.

Mr. Materne stated that because there were no flags on the plan, we did not go out to verify the line. You are working close the 50' mark of the riparian zone. He felt this should be a positive determination.

Asked Mr. Lavoie if he looked at any alternatives? Could he get this out of the 100' riparian zone?

Mr. Lavoie stated he could look at it. Explained why the septic system failed.
Mr. Materne stated that this should be a Positive 1 Determination.
The commission agreed.
Mr. Lavoie asked what would happen if he moved the system out and put it in the existing leaching area?
Mr. Materne stated they would be in the outer riparian zone in that case. Asked how the commission felt about that?
Mr. Habershaw stated he would like to look at it.
Mr. Choquette agreed with Mr. Habershaw.
Mr. Evans stated he would like to see the area flagged. Especially the bank of the river.
Mr. Materne stated that the MAHW line would still need to be flagged.
Mr. Lavoie requested a continuance until January 19, 2021.
Mr. Evans made a motion to grant the continuance until January 19, 2021.
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

The above items were tabled until a future meeting.

3. Castillo – 76 Bay State Road – SE60-0664 – Request for COC

Mr. Roach stated that everything was done according to the plan. Recommended issue a Certificate of Compliance.

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

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

4. 19, 21, 25, & 29 Barney Ave – 61A Parcels – Coming Out of Chapter

Mr. Evans made a motion to not exercise the commission's right of first refusal.

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

5. Agent Update

Mr. Roach updated the commission on what Authorization to Proceeds have been done since the last meeting.

6. 297 Winthrop Street – Solar Project – Changes

Mr. Steve Gioiosa of SiTec Engineering was present.

Mr. Gioiosa explained the changes being proposed to the solar project. He wanted to know if the commission would require an amended Order of Conditions or not.

Mr. Materne stated that his first concern was that solar panels are going into the detention basin, how's that going to work?

Mr. Gioiosa explained how it works, the racks are above the ground, the detention area is shallow, the inlet and outlet to the distension area would not be affected, that most of the time the area is dry, and the panels are above the 100-year flood line.

Mr. Materne asked how the detention basin would be maintained without machinery?

Mr. Gioiosa explained that everything would be done by hand.

Mr. Materne explained issues that have happened with other detention basins in town.

Mr. Materne stated that his other concern is you are going to cut more trees. Asked where the original tree was going to be?

Mr. Gioiosa explained where the new tree line would be, pointed it out on the plans.

Mr. Materne asked where the limit of disturbance was on the original plan?

Mr. Gioiosa showed the original plan and explained where the limit of disturbance was.

Mr. Materne stated that there will be more clearing in the buffer zone. You may have to file for an Amended Order of Conditions. Asked how the commission felt?

The commission agreed.

Mr. Prachanronarong stated on the racks on the detention basin, he didn't see why they would want to keep them there.

Mr. Gioiosa stated there was an evaluation done for shading. They felt that it was appropriate.

Mr. Evans asked if the filing was expired or had received an extension?

Mr. Gioiosa stated that the original filing was extended.

The commission discussed what the original plan was for.

Concerns & Complaints

1. 582 Winthrop Street – Concern– Working Past Scope of RDA

Mr. Roach stated that due to the snow this has been placed on hold.

5. 72 Martin Street – Concern

Mr. Materne stated that this is not an issue at the moment. The owner is waiting for an engineer.

6. 97 Salisbury Street – Concern

Mr. Roach stated he had spoken to Town Counsel, finalized a letter. The letter will be sent out shortly.

7. 29 County Street – Concerns

Mr. Roach stated that he had spoken to the owner. He was not available. We would reschedule for a January site visit. I have also let him know what needs to be done.

8. 579 Winthrop Street – Baasch – Concern

Mr. Roach stated that he had been there with the new owner, Jeff Tallman, Mr. Choquette, and Larry XXX. He had explained to everyone what needs to happen immediately. He is going to back out with Mr. Tallman and stake out where the straw wattle needs to be installed.

Mr. Materne asked who is going to be meeting with the commission?

Mr. Roach stated that once they have plans, they will present something to the commission.

9. 15 Starr Lane – Concern

Mr. Choquette stated that this site had been cleaned up. It looks good. The only thing he would recommend is for the owner to put in some gravel in, before you enter the street from the site. The trucks are putting mud into the road, which is going to go into the drain and into the pond.

The commission discussed making this a common practice for all projects.

Mr. Materne asked if this item needed to stay on the agenda.

Mr. Choquette stated no.

The commission agreed that this time could come off the agenda.

Mr. Choquette stated that he will check on this and let the commission know when the gravel has been installed.

10. 23 Winthrop Street – Concern

Mr. Materne stated that he felt that the commission needed to go out to the site and also have the owners come before the commission. There are new buildings that were not there before. Asked Mr. Roach to add this to the next site walk list and to send a letter to the owner.

ADJOURNMENT

Mr. Habershaw made a motion to adjourn the meeting.

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

Meeting adjourned at 8:05 pm.

For the Conservation Commission

A handwritten signature in dark ink, appearing to read 'RTB' followed by a stylized flourish.

Robert Materne, Chairman

David Evans, Vice-Chairman