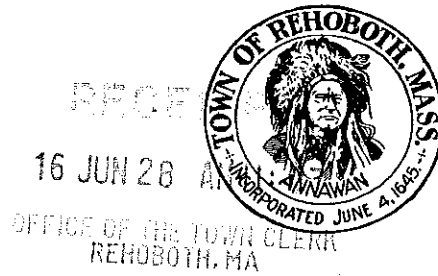


**CONSERVATION
COMMISSION**

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Robert Materne, Chairman
David Evans, Vice Chair
Thomas Nicholson
Krisna Prachanronarong
Stephen Choquette
Matthew Habershaw
Scott Pennoyer
Karl Drown, Assoc. Mem.
Matt Kershaw, Assoc. Mem.
Devin Escobar, Assoc. Mem.

REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – October 6, 2015

Present: Robert Materne, David Evans, Thomas Nicholson, Krisna Prachanronarong, Steven Choquette, Matt Habershaw, Scott Pennoyer, Matt Kershaw Associate Member, Devin Escobar Associate Member, Leeann Bradley Conservation Agent

Absent: None

CALL TO ORDER

Mr. Materne called the meeting to order at 7:01 PM. Pledge of Allegiance recited at 7:02pm.

CONCERNS AND COMPLAINTS

178 Summer Street – Solid waste in BVW – No new information.

Manitook Estates – The Commission will continue to conduct frequent site visits.

CURRENT ISSUES

1. Lot 10 Plain St. – Vieira – EO – Restoration of altered BVW – No new information.
2. Two Key West Blvd. – Ferreira - wetland fill/alteration – Ms. Bradley stated that Mr. Ferreira called this morning and left a message asking the Commission to take a look at the erosion control he has installed. This will be on the next site visit for the meeting of October 20, 2015.
3. 187 Pleasant Street – Goulet – BVW/Riverfront fill – EO issued – Mr. Choquette placed a call to the applicant today asking if the markers have been put in, and if the Commission can take a look at it. He had not heard back as of the meeting but will stay on top of it and report to the Commission as soon as he hears something.
4. 417 Winthrop St. – Cartin – Ms. Bradley reported the trees have been removed but not the stumps. Mr. Cartin is waiting for contractors to get back to him with a date for stump removal. Mr. Cartin will notify Ms. Bradley when the stumps will be removed.

5. 72 Francis Street – Rodriques – possible buffer zone clearing – Mr. Rodriques was present. Mr. Materne explained to Mr. Rodriques why he was asked to attend the meeting. He informed Mr. Rodriques the Commission discovered he has been working within the wetlands on his property. Although it is a small amount he is still within a jurisdictional area. This needs to be addressed and then go forward. He asked Mr. Rodriques what his plans were for his property. Mr. Rodriques wants to construct a barn for horses and have a nicely landscaped yard. Mr. Materne asked about the corral and where it would be. Mr. Materne informed him that it requires careful placement to keep runoff away from the wetlands. Mr. Rodriques stated he also wants to plant trees in the front. Ms. Bradley informed Mr. Rodriques that the Board of Health has regulations regarding where a barn can be located in relation to the wetlands. Mr. Materne informed Mr. Rodriques he will need to secure a wetland biologist to identify and flag the wetlands and submit a plan. Then the Conservation Commission will make a site visit to verify the flagging. He will then need to file a Notice of Intent. The plan needs to reflect the barn placement, corral etc... Mr. Rodriques will need to meet with the Health Agent to determine where the barn can be placed. Mr. Materne asked Mr. Rodriques to return to the Conservation Commission in one month.

6. 131 Mason Street – Noons – probable clear cutting within Rocky Run Brook riverfront area – Mr. Materne noted he observed Mr. Noons working in the area where he should be. He was not able to verify if any work has been done along the riverfront or not. Ms. Bradley has not heard from the applicant regarding flagging.

PUBLIC HEARINGS & MEETINGS

1. 36 Medalist Drive – Costa – RDA – Mr. Steve Giosio was present on behalf of the applicant. He is proposing an RDA filing for a single family house. The lot is basically cleared of vegetation. The house is 200' from the BVW. The wetlands are off the property. He is proposing a well approximately 250' from the BVW and a septic system which is approximately 150' from the BVW. A small amount of grading will be necessary in accordance to Title V requirements. Mr. Materne informed Mr. Giosio he will need to file an NOI as well as an alternative analysis.

Mr. Evans motioned to issue a Positive #3 and #7 Determination of Applicability.

Mr. Nicholson seconded the motion. Motion passed.

2. River Street – National Grid – RDA – Mr. Adam Rosenblatt was present as a representative of National Grid. They are proposing work on River Street. National Grid wants to improve the reliability of the electric distribution by installing a 3J1 feeder line down River Street which will tie in to Route 44. All work will be done on River Street with 4 utility poles installed. No work will be done in the BVW. Erosion control will be in place. Minimal tree cutting is required, however approximately 10 mature trees will need to be removed in approximately a ¼ mile stretch. Three of the trees are in the buffer and Riverfront Area. Branches will be trimmed on the Sycamore tree closest to the Carpenter Brook.

Mr. Nicholson motioned to issue a Negative #3 Determination of Applicability.

Mr. Habershaw seconded the motion. Motion passed.

3. 56 County Street – DuVally – ANRAD – SE60-1028 – Mr. Rob Davis from Insite Engineering was present on behalf of the applicant Mr. John Duvally who was present as well. Mr. Davis began his presentation by stating Mr. Brandon Faneuf completed a wetland delineation. It is noted on the plan by an A series and a B series of flags. There is a stream present and a study was completed by Mr. Faneuf which indicated a dry stream bed which suggested the stream is intermittent. Mr. Materne asked how many houses would be built. Mr. Duvally stated 5 houses would be built. Mr. Materne informed him the project would need to go to an outside consultant. Ms. Bradley suggested Brad Holmes as the outside consultant and to also have him take a look at the BVW and stream.

Mr. Evans motioned to issue a continuance to Mr. Duvally until the next meeting on October 20, 2015. Mr. Nicholson seconded the motion. Motion passed.

4. 239 Homestead Ave. – Beckwith – RDA – Mr. James Miller from Miller Engineering was present on behalf of the applicant. Mr. Habershaw recused himself from the public hearing. Mr. Miller began by stating the existing garage on the property is being converted to a two bedroom house. The existing three bedroom house will eventually be demolished. A septic system has been designed to serve the new house. Some of the grading is within the 50' buffer zone. The existing well will be connected to the garage. There is a 60' setback for the new septic system. The existing septic for the 3 bedroom house is within the 50' setback which will be crushed and filled.

Mr. Evans motioned to issue a Negative #3 Determination of Applicability

Mr. Pennoyer seconded the motion. Motion passed.

GENERAL BUSINESS

1. Manitook Estates - Ratify Enforcement Order dated September 17, 2015 – Mr. Ralph Malone, RIM Engineering, and Mr. Thomas Grossi, applicant/owner, were present. It appears that approximately 30,000s.f. of Bordering Vegetated Wetlands (BVW) have been disturbed. The centerline of the road will need to be resurveyed as it is incorrect. Mr. Grossi is only allowed to work up to Wetland Flag #60. He will need to have haybales, silt fence and construction fencing correctly installed at his earliest convenience. The area has been clear cut. They need to reshoot the grade. Conservation will take another look once the erosion control has been installed along the wetland line. Mr. Malone will contact a botanist in order to have a restoration plan drawn up and forward to the Commission.

Mr. Evans motioned to ratify the Enforcement Order.

Mr. Nicholson seconded the motion. Motion passed.

2. Chapter 61A/B, 56 County Street – Winsor Tripp – Right of First Refusal – Ms. Bradley stated it is not clear how much land is 61A or 61B. This matter will be added to the next agenda for the meeting on October 20, 2015.

MINUTES

1. None

INVOICES

1. Officeland – name plate – \$14.95

Mr. Evans motioned to submit payment to Officeland.

Mr. Nicholson seconded the motion. Motion passed.

2. ARC – large copier - \$8.22

Mr. Evans motioned to submit payment to ARC.

Mr. Nicholson seconded the motion. Motion passed.

ADJOURNMENT

Mr. Evans motioned to adjourn the meeting at 8:25p.m.

Mr. Nicholson seconded the motion. Motion passed.

For the Conservation Commission,


Robert Materne, Chairman