

**CONSERVATION  
COMMISSION**

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REHOBOTH, MA



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

**REHOBOTH CONSERVATION COMMISSION**  
**Meeting Minutes – December 1, 2015**

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

**Absent:** Matt Kershaw-Associate Member

**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 – Conduct frequent site visits.

**CURRENT ISSUES**

1. 72 Francis Street – No plans have been received. Enforcement Order has been issued. A letter will be sent to the applicant asking for an update on the flagging.

2. 131 Mason Street – Noons – Mr. Steve Noons was present. Mr. Noons stated that Brandon Faneuf will flag the property next week to be ready for the next meeting. He did not realize it had to be done for this meeting and apologized to the Commission for the misunderstanding. Mr. Nicholson wants to have the flags surveyed onto a plan. Mr. Pennoyer does not want see any Rehoboth farmer pay to flag wetlands. The majority of the Conservation Commission wants the wetlands flagged and surveyed in a timely manner. Mr. Materne stressed to Mr. Noons that he needs to keep in contact with the Commission on the progress so it can be addressed at an upcoming meeting.. The Commission gave no other time frame.

3. Manitook Estates – Enforcement Order in effect – Mr. Materne stated there was a site visit with himself, Mr. Nicholson, Ms. Bradley, Gary Makuch of DEP, Mr. Grossi and the contractor last week. Mr. Makuch has seen the damage. Mr. Nicholson noted that this matter is in the hands of DEP and they may issue fines to Mr. Grossi. There is currently a Cease and Desist on the project. Mr. Grossi needs to follow the restoration plan. Brad Holmes, wetland consultant, submitted an erosion control plan.

4. 263 Winthrop St. – Tavares Landscaping – The plans were submitted yesterday and will be discussed at the meeting on December 15, 2015.

## **PUBLIC HEARINGS & MEETINGS**

1. 11 Osprey Circle –Decof – NOI- SE60-1029 – Mr. James Hall from Mount Hope Engineering was present on behalf of the applicant. He began his presentation by stating that Brandon Faneuf has flagged the wetlands. There were some minor flag changes that have been reflected on the revised plans. It will mean moving the house and the pool slightly. The septic plans will go to the Board of Health tomorrow. Mr. Hall will provide a copy of the septic plan with an approved Board of Health leaching field. Mr. Pennoyer informed Mr. Hall that if the BOH makes any changes he will have to come back to the Conservation Commission. Mr. Hall understood. The erosion control is the limit of work. There is no need for conservation signs.

Mr. Evans motioned to close the public hearing.

Mr. Nicholson seconded the motion. Motion passed.

Mr. Pennoyer motioned to issue the Order of Conditions.

Mr. Evans seconded the motion. Motion passed.

2. Pleasant Street Bridge – Town of Rehoboth – NOI – SE60-1032 – Laura Krause from Nover-Armstrong was present as well as Jim Noyes from GPI. She began her presentation by addressing some outstanding issues from the last meeting. Some have been addressed on the plan regarding the construction of the culvert. They determined there is no need for a 401 Water Quality Certification. They have also submitted their Section 404 Preconstruction Notification to the Army Corp.

Mr. Nicholson motioned to close the public hearing.

Mr. Habershaw seconded the motion. Motion passed.

Mr. Pennoyer motioned to issue the Order of Conditions.

Mr. Nicholson seconded the motion. Motion passed.

3. 135 Hillside Ave. – Warren – ANRAD – SE60-1033 – This matter has been continued to the meeting of December 15, 2015.

## **GENERAL BUSINESS**

1. 110 Homestead Ave. – Replication Area – Duvally – Mr. Ryan Duvally was present. Ms. Bradley went to the site today. Mr. Materne noted the driveway was there and the foundation for a house was poured, but no sign of a replication area or a culvert, which was supposed to be done first. Mr. Duvally admitted he had forgotten about this stage of the project and informed the Commission that he has been in contact with the excavator to come back to complete the replication area and install the culvert. He stressed to the excavator that he needs this completed by end of day Thursday or Friday. Ms. Bradley will visit the site on Friday, December 13, 2015 with Mr. DuVally.

2. Right of First Refusal – Chapter 61A – 297 Winthrop Street/45 Summer Street – Mr. Materne is of the understanding that only a portion of the 297 Winthrop St. property is being taken out of 61A and used for a solar farm. The remainder of the property will remain in Chapter 61A. He does not feel it has any value for the town.

Mr. Nicholson motioned to recommend to the Board of Selectmen that the town waive their Right of First Refusal.

Mr. Evans stated the Land Trust will be meeting on December 9, 2015. He will discuss it at the meeting. This matter is tabled at this time, and will be discussed on December 15, 2015. Motion withdrawn.

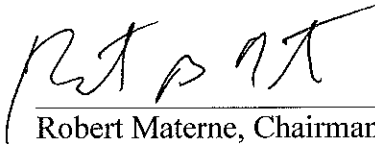
**OTHER**

45 Summer Street – Mr. Evans stated the Land Trust may be interested in a Conservation Restriction on Greenlock Riding Academy. This matter will be tabled until the meeting of December 15, 2015. Mr. Nicholson withdrew his original motion.

**ADJOURNMENT**

Mr. Nicholson motioned to adjourn the meeting at 7:45 p.m.  
Mr. Evans seconded the motion. Motion passed.

For the Conservation Commission,

  
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Robert Materne, Chairman