

**CONSERVATION
COMMISSION**
148 Peck 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
Scott Pennoyer
Matt Kershaw, Assoc. Mem.

REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – September 6, 2016

Present: Robert Materne, David Evans, Thomas Nicholson Scott Pennoyer, Krisna Prachanronarong, Stephen Choquette, Matt Kershaw-Associate Member

Leeann Bradley, Conservation Agent

Absent: Matt Habershaw

CALL TO ORDER

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

CONCERNS AND COMPLAINTS

CURRENT ISSUES

GOING BY NOTES ONLY HERE...NO TAPE

1. 11 Old Providence Road, 25 & 29 Fall River Ave. – Raposo – Mr. Materne observed the property and noted the barrier was up including a rope fence. Green stakes looked ok. Ms. Raposo will call the commission when done

Mr. Nicholson motioned to lift the Enforcement Order

Mr. Evans seconded the motion. Motion passed.

TAPE STARTS HERE...

2. 72 Francis St. - Rodrigues – BVW/Buffer Zone clearing – No new information. A reminder will be sent.

3. Manitook Estates – Administrative Consent Order - Mr. Materne did not have time to read the latest letter from the consultant. Ms. Bradley stated they have been working on the restoration area and not the plantings due to the weather.

4. Lot 10 Plain St. – Vieira – EO lifted – Revisit in June 2016 – No new information.

5. Crestwood Country Club - 90 Wheeler Street – Moniz - C&D – Removing material from pond – No new information.

6. Sun Valley Golf Course – No new information

RECEIVED
17 MAR 22 AM 8:11
OFFICE OF THE TOWN CLERK
REHOBOTH, MA

7. One Linden Lane – Martel – site clearing into the wetlands outside scope of OC – No new information

8. Map 63, Lot 12 Fairview Avenue – Reuter – clearing within BVW and/or buffer zone. Daryl and Colleen Reuter were present. Ms. Bradley began by stating she received a few calls regarding machinery going onto the property and logs being cut and placed along Fairview Avenue. She went to the property and stated it looked like it had been flagged at some point. There were dark blue flags where the pink flags once were. The cleared area is wide and definitely within the 100' buffer, and up to the wetland line. Mr. Materne asked the Reuter's what they planned to do with the property. Mr. Reuter stated they have been using the property for the last 10 years for the Boy Scout use. They set up a fire pit and use the area for parking. A logging company has been asking him to log the property. In turn they agreed to put a road in to get to the camp area in the back and also provide an area for parking. The Reuter's reside on Tremont St. in Rehoboth. Mr. Materne informed Mr. Reuter of the requirements of the Conservation Commission with regard to working within the 100' buffer and that it requires a filing. Mr. Reuter was unaware of the commission's requirements and thought the logging company had taken care of the necessary filings. Mr. Materne stated that unfortunately this is not the first time a contractor has been hired to do something and has not followed through. He made it clear to Mr. Reuter that the commission needs to go to the property and that all work is to cease on the property. The Conservation Commission will make a site visit on Sunday, September 18, 2016.

Kathy Menard, an abutter at 59 Fairview Avenue had a concern with wetland alteration. Mr. Materne assured her that the commission will meet the Reuter's at the property and take a look. Mr. Evans stated they are not sure where the wetlands are. They will determine what steps need to be taken after the site visit.

PUBLIC HEARINGS & MEETINGS

1. 102 Rocky Hill Road – Oracle Homes – NOI – SE60-1057 – Mr. Rob Davis from Insite Engineering was present on behalf of the applicant. He is proposing a Notice of Intent for 102 Rocky Hill Road, for a single family home with septic, well and grading. He noted the wetland line was flagged by the late Walter Hewitson in June of 2015. The Conservation Commission was unaware of Mr. Hewitson's passing. They were saddened by the news and spoke highly of him. Mr. Davis went on to state the limit of work is 10' from the wetland line. Ms. Bradley verified the wetland line. Three wetland buffer signs are required by the commission at wetland flags 9, 11 and 14. This will be added to the requirements of the Order of Conditions as a special condition.

Mr. Nicholson motioned to close the Public Hearing

Mr. Choquette seconded the motion. Motion passed.

Mr. Nicholson motioned to issue the Order of Conditions with the special condition of Wetland Buffer signs.

Mr. Prachanronarong seconded the motion. Motion Massed

2. 97 Peck Street – Estrela – Request for Amended Order of Conditions – SE60-1006 - Mr. Dennis Estrela was present. He is proposing a lawn in the backyard. He noted wetlands are present but he has no intention of encroaching on that area. Two wetland signs will be installed along the wetland line. Mr. Estrela will be loaming and seeding. He is not changing the grading. Ms. Bradley will inspect the hay bales and then issue the Authorization to Proceed. Mr. Estrela stated the hay bales are still there and are in good shape.

Mr. Nicholson motioned to close the Public Hearing.

Mr. Choquette seconded the motion. Motion passed.

Mr. Nicholson motioned to issue the amended Order of Conditions.

Mr. Choquette seconded the motion. Motion passed.

One wetland sign will be given to Mr. Estrela.

3. 32 Francis Street – Brimmer – RDA – Bob and Alex Brimmer were present. Ms. Bradley stated the wetland line is fine. It was flagged by Brandon Faneuf. Mr. Brimmer is proposing a single family home within the 50' buffer. There is a brand new septic system that was never used. Mr. Evans motioned to issue a Negative #3 Determination of Applicability. Mr. Nicholson seconded the motion. Motion passed.

4. 5 Starr Lane – Champagne/Churchville – RDA – Mr. Rob Davis from Insite Engineering was present as well as the applicant Mike Antonio. Mr. Antonio stated his name should really be on the plan, not Champagne/Churchville.

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

Mr. Nicholson seconded the motion. Motion passed.

The plan will be revised to reflect Michael Antonio as the applicant. Mr. Davis submitted a "slightly revised" plan to the commission that reflects a smaller house footprint.

Mr. Pennoyer motioned to amend his previous motion to accept the plan reflecting a smaller house footprint.

Mr. Nicholson seconded the motion. Motion passed.

GENERAL BUSINESS

1. Sign Hornbine Road Donation Acceptance of Deed – The Conservation Commission accepted the donation. All members of the commission signed.

Discussion

1. Mr. Pennoyer motioned to accept the resignation of Associate Member, Devin Escobar.

Mr. Evans seconded the motion. Motion passed.

The resignation will be sent to the Town Clerk.

2. Mr. Pennoyer mentioned receiving a call from Mr. Higby who resides on Pleasant St. regarding a swale and a retention basin that was built by the town years ago for storm water management. Mr. Higby has cleaned out the basin to help storm water and give the fire department a water option if water collects in the basin. The Conservation Commission had no concerns.

MINUTES

1.

INVOICES


1.

Mr. Materne announced the Conservation Commission would go into Executive Session for the purpose of discussing land purchase. They will reconvene for the purpose of adjournment only.

ADJOURNMENT

Adjournment at 8:05pm Roll call vote. All aye.

For the Conservation Commission,


Robert Materne, Chairman