

**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. Member

REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – April 7, 2015

Present: Robert Materne, David Evans, Thomas Nicholson, Stephen Choquette, Krisna Prachanronarong, Matthew Habershaw, Scott Pennoyer, Matthew Kershaw 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.

CURRENT ISSUES

1. Lot 10, Plain St. – Vieira – Restoration of altered BVW – Mr. Materne wanted to wait for Mr. Pennoyer's input on this property. Mr. Pennoyer arrived later in the meeting and stated Mr. Vieira wants to submit a Form A. Mr. Materne stated he cannot submit a Form A for this property and there is still restoration work to finish on his property. Mr. Pennoyer stated he would be in contact with Mr. Vieira tomorrow.
2. Manitook Estates – Bliss Street 40B – SE60-839 – EO issued 12/5/14 – Mr. Materne asked members of the Commission to take a look at this property before the next meeting
3. Two Key West Blvd – Ferreira – wetland fill/alteration – This will be added to the next site visit.
4. 83 Plain St. – Lopes – Add'l activity on property – manure management plan/removal of all cows - Mr. Evans made a visit and noted four (4) cows on the property. Mr. Materne stated that Ms. Lopes indicated there wouldn't be any more cows on the property. Mr. Evans stated there is a risk of polluted stormwater runoff. The paddock that is being used is one the Commission is not in favor of. However, they are also using the one they prefer which is in the front of the property. Mr. Choquette stopped by the property and stated cows were in the front (new) paddock area but noted it looked as though cows had been in the back paddock area also. Ms. Bradley stated she has been in contact with Ms. Lopes and she will be at the next meeting. Ms. Lopes stated the cows did not belong to them. Ms. Bradley informed her that it doesn't matter who the cows belong to. The responsibility falls upon the owner of the property. Ms. Bradley informed Ms. Lopes the manure management plan must be submitted before the next meeting. Mr. Evans requested this property be added to the next site visit.

PUBLIC HEARINGS & MEETINGS

103 New St. – New Street Realty Trust – NOI – SE60-1021 – Mr. Robert Berube from ProLine Engineering was present on behalf of the applicant. He is proposing an upgrade to an existing septic system to meet Title V regulations. Wetland flags 1-8 across the back were flagged by Beth Hallal. The 60' septic set back is shown on the plan. The septic upgrade is for an existing three (3) bedroom house. Mr. Materne stated the Commission made a visit to the property and the wetland line was fine. Mr. Berube stated they will be taking down the garage to make room for the septic repair. Mr. Choquette noted there is no siltation shown on the plan. Brush in the BVW needs to be removed. This will be part of the Order of Conditions.

Mr. Evans motioned to close the public hearing. Mr. Nicholson seconded the motion. Motion passed. Mr. Materne requested revised plans be submitted to show that straw wattles are installed at the limit of work. Mr. Berube agreed to make the revisions.

128 Bay State Road – G&W Foundry – ANRAD – SE60-1019 - Mr. Michael Lotti was present on behalf of the applicant, Kearsarge Rehoboth, LLC. He submitted revised plans to the Commission. Mr. Materne stated the Conservation Commission made a visit to the property on Sunday and observed the wetland flagging. The Commission received the review report from the consultant. Mr. Materne agreed with the Commission's consultant, Brad Holmes, who reviewed the information. Marsha Hood, abutter, was present. She spoke about the fill of the wetlands and the photos given to the Conservation Commission and the consultant. Mr. Materne stated the Commission looked at the photos and the "filled" areas. The trees in the area are at least 20 years old. Ms. Hood stated it was filled in three (3) years after the foundry blew up. The Commission maintains it was not filled in three years ago. Ms. Hood states that there are older minutes from ZBA and the Conservation Commission regarding a cease and desist and filled BVW. Mr. Materne stated an Eastern Box Turtle shell was found on the site. The area is not mapped in the Natural Heritage Endangered Species Area. The revised plan reflects the changes made to the wetland line. Mr. Lotti stated this is a closure without restrictions site/contaminated site/brown field. Mr. Nicholson motioned to close the public hearing. Mr. Evans seconded the motion. Motion passed. Mr. Evans motioned to issue an ORAD for this property. Mr. Nicholson seconded the motion. Motion passed.

50 Barney Avenue – DiIorio – ANRAD – SE60-1020 – Mr. Robert Berube from ProLine Engineering was present on behalf of the applicant. He presented revised plans to the Commission dated April 6, 2015. Mr. Berube stated he moved flags B2 through B5 and added note #7 explaining what he did. Flag A8 was deleted. He moved the 60' and 100' buffer zone line further out. Mr. Berube stated the area was flagged by Brandon Faneuf last August. Mr. Materne had a concern about a ditch under the old driveway and soils being hydric. The ditch needs to be identified. Mr. Berube will revise the plans to show the ditch. Mr. Pennoyer motioned to close the public hearing. Mr. Nicholson seconded the motion. Motion passed. Mr. Nicholson motioned to issue an ORAD pending the plan revisions. Mr. Pennoyer seconded the motion. Motion passed.

GENERAL BUSINESS

Rocky Hill/Farm Road Warrant Article – Discussion – Mr. Materne asked the Commission if they had an opportunity to read the letter composed by Ms. Bradley. Most members had read the letter. Those members who had read the letter were very satisfied with the letter. Mr. Materne went to the Board of Selectmen for their support. Some selectmen were in support of selling the property and some were not.

Mr. Nicholson motioned to forward the letter to the Board of Selectmen. Mr. Evans seconded the motion. Motion passed. Mr. Pennoyer abstained since he had not read the letter.

Bylaw Amendment – Fee Increase – Discussion - Examples of what surrounding towns charge for fees were sent to the Commission. They all agree this will take some time to resolve. Ms. Bradley stated any special permits will have to go Town Meeting for approval. The Planning Board does not have to go to Town Meeting to raise their fees. Mr. Materne wants the Conservation Commission to be self-sufficient, and feels this will be a long term discussion to increasing the fees. Mr. Pennoyer feels the fees are reasonable now.

OTHER

Mr. Materne welcomed Mr. Matthew Kershaw back to the Conservation Commission as Associate Member.

MINUTES

1. March 17, 2015

Mr. Pennoyer motioned to approve the minutes for March 17, 2015 as submitted. Mr. Evans seconded the motion. Motion passed.

INVOICES


1. ARC – large copier - \$7.44

Mr. Evans motioned to approve payment to ARC. Mr. Nicholson seconded the motion. Motion passed.

ADJOURNMENT

Mr. Evans motioned to adjourn the meeting at 8:00p.m. Mr. Nicholson seconded the motion. Motion passed.

For the Conservation Commission,


Robert Materne, Chairman