

**CONSERVATION
COMMISSION**

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Robert Materne, Chairman
David Evans, Vice Chair
Thomas Nicholson
Krisna Prachanronarong
Stephen Choquette
Matthew Habershaw
Matt Kershaw
William Morgan, Assoc. Mbr
Daniel Roach, Agent

REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – April 12, 2022

Present: Robert Materne, Chairman, Dave Evans, Krisna Prachanronarong, Matt Habershaw, Stephen Choquette, Matt Kershaw, Associate Member William Morgan, Daniel Roach Conservation Agent.

Absent: Thomas Nicholson.

CALL TO ORDER

Mr. Materne called the meeting to order at 7:01 PM.

Mr. Materne explained the appeal process for any decision that the commission make with regards to permits.

Public Hearing and Meetings

1. Morrissey – 72 Martin Street – ANRAD – SE60-1275

This public hearing was continued until the next meeting.

2. Ruggiero – No of 155 Perryville Rd. – ANRAD – SE60-1276

This public hearing was continued until the next meeting.

1. Mello – 31 Hybrid Dr. – NOI – SE60-1284

Mr. Chris Andrade of InSite Engineering was present.

Mr. Andrade presented revised plans.

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

Mr. Materne asked 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. Motion passes.

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

Mr. Habershaw seconded the motion. Motion passes.

2. Martin – 5 Clinton Dr. – NOI – SE60-1285

Mr. Chris Andrade of InSite Engineering was present.

Mr. Andrade presented revised plans.

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

Mr. Materne asked 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. Motion passes.
Mr. Evans made a motion to issue Order of Conditions.
Mr. Habershaw seconded the motion. Motion passes.

3. Olson – 87 Anawan St. – RDA

Tabled until later in the meeting.

4. Barbosa – 71 Summer St. - RDA

Tabled until later in the meeting

*****The commission took a 5-minute recess*****

5. Hoyt – 201 & 205 Winthrop St. – ANRAD – SE60-1279

Mr. Bruce Hagerman of Crossman Engineering was present.
Mr. Hagerman presented plans.
Mr. Evans stated that there was debris in the wetlands.
Mr. Hagerman stated it was from a previous owner and the applicant will have it removed.
Mr. Materne asked if the audience had any questions or concerns, there were none.
Mr. Evans made a motion to close the public hearing.
Mr. Habershaw seconded the motion. Motion passes.
Mr. Evans made a motion to issue an Order of Resource Area Delineation with the changes recommended by the outside consultant.
Mr. Habershaw seconded the motion. Motion passes.

6. Hoyt – 201 & 205 Winthrop St. – NOI – SE60-1283

Mr. Bruce Hagerman of Crossman Engineering was present.
Mr. Hagerman presented plans.
Mr. Habershaw stated that we need to look at how the debris should be removed from the wetlands.
Mr. Evans stated that you will need to wait to take out the debris until the commission has re-visited the site.
Mr. Hagerman stated that was fine.
Mr. Materne stated that can be a special condition.
Mr. Evans made a motion to close the public hearing.
Mr. Habershaw seconded the motion. Motion passes.
Mr. Evans made a motion to issue Order of Conditions with the special conditions discussed.
Mr. Choquette seconded the motion. Motion passes.
Mr. Materne stated that the commission would be out on the site on May 1, 2022. Asked that someone from the engineering firm be present so the commission can discuss how the debris needed to be removed.
Mr. Hagerman agreed.

General Business

1. CPC – Trails - Discussion

Mr. Artie Pierce, Vice-Chairman of the CPC, was present.
Mr. Pierce discussed creation of trails and trail maintenance on town property.
This was discussed further.
Mr. Materne stated that one of the things that the commission wanted to accomplish first was to build handicapped trails. Explained that the funding and engineering for this type of project is expensive.

This was discussed further.

Public Hearing & Meetings

7. Olson – 87 Anawan St. – RDA

Mr. Peter Lavoie of Landmark Site Design was present.

Mr. Lavoie presented plans

Mr. Materne stated that the line had been verified, it's accurate. There is a large amount of yard debris on the wetland edge. It needed to be removed before any work can start.

Mr. Lavoie stated ok.

Mr. Materne asked if the commission had any questions or concerns.

Mr. Morgan was concerned with when the debris would be taken out of the wetlands. Should it be taken out after the work is done or before.

Mr. Evans stated that it would need to be taken out prior to work being done. The work being done would cause it to be difficult to get to the debris if done after the work is completed.

Mr. Evans made a motion to issue a Negative 3 Determination.

Mr. Prachanronarong seconded the motion. Motion passes.

8. Barbosa – 71 Summer St. - RDA

Mr. Peter Lavoie of Landmark Site Design was present.

Mr. Lavoie presented plans.

Mr. Materne stated that the commission had visited the site. The wetland line is accurate. There was no alternative analysis submitted. The mean annual high-water line is not on the plans, only the BVW is shown. This is a large parcel; is this the only place you can put the septic in?

Mr. Lavoie stated due to the well in the back yard and the property line placement there was no other place to put the septic system. The USGS map does not show a brook in the front of the house, only behind the house.

Mr. Materne stated that Beaver Damn Brook does go through the property. Asked the commission if there were any questions or concerns.

Mr. Morgan stated that this property is in the NHESP zone.

Mr. Lavoie stated he would follow up on that. Requested a continuance until May 3, 2022.

Mr. Evans made a motion to grant a continuance until May 3, 2022.

Mr. Habershaw seconded the motion. Motion passes.

General Business

2. Winthrop – Morra – 297 Winthrop St. – SE60-1046 – Request for 3 yr. extension

Mr. Steve Gioiosa of SiTec Engineering was present.

Mr. Gioiosa explained why the applicant needed a 3-year extension.

Mr. Evans made a motion to grant a 3-year extension.

Mr. Habershaw seconded the motion. Motion passes.

3. 174 Perryville Rd. – Restoration Plan - Discussion

Mr. Choquette stated that he had reviewed the plan. It was discussed on how many planting the commission wanted. The species chosen are acceptable. Didn't see any problems with the replication area as proposed.

Mr. Materne asked if everything removed off site that we asked for?

Mr. Choquette stated that the piles are still there. The silt fence had been corrected properly.

Mr. Chris Andrade of InSite Engineering was present.

Mr. Materne stated to Mr. Andrade that the three piles on site needed to be removed before any work could start.

Mr. Ryan DuVally of Heritage Realty was present.

Mr. DuVally asked that someone from the commission meet him on site to show him what piles needed to be removed.

Mr. Choquette stated that he would meet Mr. DuVally on the site.

This was discussed further.

Mr. Materne asked if the briar bushes are going to interfere with the replication area plantings?

Mr. Habershaw stated potentially.

Mr. Choquette stated as long as the plants are a few feet away from the briar bushes there shouldn't be a problem. There are also barrels that need to be removed.

4. Conservation Commissioners Updates

- Walter Munroe – Grass land Restoration

Mr. Materne spoke in regards to having a plan to take care of the grass land properly. We will need to check with NHESP.

Mr. Choquette asked about invasive species control.

Mr. Evans stated that there is a separate information from DCR on that. Until we come to a consensus we will not move forward.

This was discussed further.

5. Agent Update.

There were no updates.

Concerns & Complaints

1. Clinton Dr.

Ms. Caroline Faria of Clinton Dr. was present. Speaking on behalf of the HOA.

Ms. Faria explained the situation and how this became an issue.

Mr. Materne explained why there should have been a filing to do the street repairs. Explained what needed to be done moving forward.

Mr. Evans asked you said that someone told you that you could bring in fill?

Ms. Faria stated yes, she did not want to use someone's name.

Mr. Choquette stated he appreciated Ms. Faria coming in and explaining why this was done. Why did you only do work on the left-hand side and not the right-hand side?

Ms. Faria stated because that was where the room was and where it was flat.

Mr. Choquette asked why the front lawn where not used.

Ms. Faria stated that the issue was when you come into the driveway, it was too narrow.

Mr. Choquette asked how wide was this before you started?

Ms. Faria stated 12'.

Mr. Choquette asked how wide is it now?

Ms. Faria stated we added 3'-4' more.

This was discussed further.

Mr. Materne stated that the process of fixing this needed to be started. You'll have the file an after the fact NOI.

MS. Faria stated ok.

Mr. Evans asked if the driveway was now safe and what was needed?

Ms. Faria stated yes.

Violations

1. Rego – 23 Winthrop St – Enforcement Order

There was no update.

2. Alves – 29 County St – Enforcement Order

There was no update.

3. Cordeiro – 97 Salisbury St – Enforcement Order

There was no update.

4. Morrissey – 72 Martin St. – Enforcement Order

There was no update.

5. Dias – 35 Starr Ln. – Enforcement Order

There was no update.

6. 172 Summer Street - Violation

There was no update.

7. 582 Winthrop St. – Enforcement Order

There was no update.

8. Foley – 55 Old Fall River Rd. – Enforcement Order

There was no update.

9. Pray – 46 Almeida Rd. – Enforcement Order

Mr. Brandon Faneuf of EcoSystem Solutions was present.

Mr. Materne stated that DEP is meeting on Thursday. We need to hear what they have to say before we move forward. We are going to come to an amicable solution.

10. 12 Katie Dr. – Enforcement Order

Ms. Maria Cotter of 12 Katie Dr. was present.

Ms. Cotter stated that she is in the process of hiring a biologist.

Concerns

2. 14 Katie Drive – Concern

Mr. Luis Martin of 14 Katie Dr. was present.

Mr. Materne stated when the commission was next door, we notice a number of places where there is debris and brush that looks like it is in the wetlands. It needs to be removed.

Mr. Martin stated yes.

Mr. Materne stated that along the wetland line there is building debris in the wetlands. It also needs to be removed. With your permission we could come out on a site walk and show you the areas of concern.

Mr. Martin stated that the commission could visit his property.

Mr. Materne stated that the commission would be out to the property on Sunday May 3, 2022.

General Business

4. Commissioner updates

- Town meeting

Mr. Morgan stated that there is one more issue of the Rehoboth Reporter before town meeting.

This was discussed further.

Mr. Materne will write something and the commission will review it.
This was discussed further.

ADJOURNMENT

Mr. Choquette made a motion to adjourn the meeting.
Mr. Habershaw seconded the motion. Motion passes.

Meeting adjourned at 8:26 pm.

For the Conservation Commission



Robert Materne, Chairman

David Evans, Vice-Chairman