

**CONSERVATION
COMMISSION**
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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 – April 4, 2017

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

Absent: Leeann Bradley, Conservation Agent, Matt Habershaw, Krisna Prachanronarong

CALL TO ORDER

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

CONCERNS AND COMPLAINTS

CURRENT ISSUES

1. 371 Winthrop Street – Croome Brothers – site visit – Mr. Materne began by stating the commission made a visit to the property as a result of a complaint received regarding possible sewage leaking out of a storage trailer. Mr. Materne confirmed that there was a leak however it was not within the wetlands. This is now a matter for the Board of Health and the Conservation Commission is out of it. However the next parcel at 367 Winthrop Street has an issue

2. 367 Winthrop Street – Lilli Mae – possible cutting within BVW – Brian Viera – Mr. Brian Viera was present representing Lilli Mae Realty. Mr. Robert Dias was present. He rents the property. Mr. Materne stated they have been to the property several time. While they were at the Croome property they noticed a lot of wood debris possibly in the wetlands. He added it is close to the BVW and may be altering the wetlands. Mr. Dias needs to have a barrier in place to protect the wetlands. Mr. Materne stated the he does not want to stop him from working; he just wants to protect the wetlands. The commission will not issue a Cease and Desist tonight. The Conservation Commission will make another site visit in 2 weeks to take a look at what is going on and how to correct it. He wants to work with Mr. Dias so the wetlands are not altered and he can keep working. Mr. Dias agreed. There was no further discussion.

3. Manitook Estates – Administrative Consent Order - No new information.

4. One Linden Lane – Martel – Mr. Choquette to follow up.

5. Map 63, Lot 12 – Fairview Avenue – Reuter – forest cutting – EO issued – No new information

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6. Oakhill Beagle Club – forest restoration and wildlife management plan – Tony Roderick had a family death but will attend the 4/18/17 meeting – Joe Perry will not approve the Forest Cutting Plan until everything is resolved between ConCom and OakHill Beagle Club.

PUBLIC HEARINGS & MEETINGS

1. 158 Anawan Street – Thomas Pelchat – ANRAD SE60-1070 – Mr. Brandon Faneuf was present on behalf of the applicant. Mr. Materne stated the commission has verified the wetland line. Mr. Materne asked why there is a crossing for the single family house. Mr. Faneuf assured Mr. Materne this would not be used as a shared driveway as there is no room to build another house. The crossing will be needed for trucks that will be going in and out and also removing excess material. Mr. Nicholson added there is an intermittent stream on the property that is not shown on the plan. Mr. Faneuf stated it was not shown on previous plans from 2008 and the work is already done. He will add it to the plan as requested. The commission had no other concerns for the ANRAD and agreed to close the Public Hearing. Mr. Evans motioned to close the Public Hearing for the ANRAD on 158 Anawan St. pending the receipt of the revised plans showing the intermittent stream as discussed. Mr. Pennoyer seconded the motion. Motion passed.

2. 158 Anawan Street – Thomas Pelchat – NOI – SE60-1067 – Mr. Faneuf began by addressing the issue of trees being saved on the property. He referred to the replication plan compiled by Dr. Hewitson. Mr. Choquette was concerned with trees being damaged and possibly dying during the replication process. He stated that if bulldozers scrape the tree roots they will probably die in a year or two. He also stated the trees on the outside of the replication area have a beautiful canopy. Is it worth saving the trees or it is worth saving the wetland? Mr. Faneuf stated the trees could come down or they could stay up and if the tree dies it has greater wildlife habitat value than a live tree. Mr. Materne is not in favor of cutting the trees down. Mr. Faneuf is concerned with the clients cost to create the replication area. The commission is in favor of saving the trees if possible. Mr. Choquette suggested keeping the heavy equipment well away from the trees by not disturbing the drip line area. He wants to keep the large trees and increase the replication area with smaller species of trees. He feels this should save the client money. Mr. Faneuf agreed to make the replication bigger. He also stated that his client Mr. Pelchat thought the replication area had been done in 2008. Mr. Pelchat contacted Mr. Faneuf to conduct the 2 years of inspections. He informed his client the work was never done. Mr. Faneuf mentioned a concern with the area between wetland flags 13 and 22 along the property line. Mr. Materne wants erosion control wherever there will be an impact. Mr. Faneuf stated the limit of work is up against the edge of the wetland. Mr. Materne reviewed the erosion and siltation control measures with Mr. Faneuf and the need for conservation signs at flags 32, 27 and 22, and also in the middle of the driveway at flags 2, 7 and 11. Mr. Faneuf agreed. He will make sure the erosion controls go all the way through to flag 32 and around the replication area. In addition the plan will show following the property line from flag 13 up to flag 22. Hay bales will also be placed at flag 1 to flag 13 to flag 22 then over to flag 32. Erosion controls will go around the replication area at the crossing. An audience member had concerns with her well and the implications of putting another house next to hers. The commission does not feel this new house will impact her well since it is probably downhill from her well. Mr. Pennoyer suggested contacting the Board of Health to answer her questions regarding her well issues. She also had an issue with trees leaning over the shared driveway but the commission could only advise her that this is a civil issue. The trees are old and should probably be trimmed. The commission cannot address this issue. There was no other discussion. The commission will close the Public Hearing at the next meeting once the revised plans are received. Mr. Evans motioned to grant a continuance to Mr. Faneuf to the next meeting on April 18, 2017. Mr. Choquette seconded the motion. Motion passed.

3. 579 & 583 Winthrop St. – Baasch – ANRAD – SE60-1069 – This matter has been continued to the meeting of May 2, 2017.

GENERAL BUSINESS

1. Jencks Conservation Restriction – Steve Sloan – Discussion - Mr. Steve Sloan was present representing the Seekonk Land Conservation Trust. He began by stating the Jencks property is a 38 acre Conservation Restriction property. It is just north of another Conservation Restriction property that is several hundred acres, as well as some other adjoining conservation land. Overall it is approximately 500 acres of land. The Jencks Conservation Restriction is on the border of Rehoboth and Seekonk. Mr. Sloan reviewed the documentation requirements for the certificate and restriction. Mr. Sloan stated there are about 12 acres of the Jencks Conservation Restriction that is in Rehoboth. The rest is in Seekonk and he is required to come before both Seekonk and Rehoboth Conservation Commissions asking them to sign the necessary documents. The property will continue to be owned by the Jencks family. The Seekonk Land Conservation Trust will hold the Conservation Restriction. They will oversee that layer of the property. Mr. Sloan offered to walk the property with the Conservation Commission prior to making a decision on the certificate. Mr. Sloan stated the document he has tonight is a portion of the application that goes to the state. The Selectmen would actually sign the Conservation Restriction which would happen later in the process after they go back and forth with the state over the language. The Grantor and Grantee sign and then it goes back to the Select Board. The commission had no concerns and agreed to sign the necessary documentation tonight.

Mr. Pennoyer made a motion to sign the document.

Mr. Evans seconded the motion. Motion passed.

Mr. Sloan will coordinate the site walk with Seekonk to have one combined walk.

2. Request for COC – Hillside Avenue – SE60-025 – Mr. Materne stated that all looked good to Ms. Bradley.

Mr. Nicholson motioned to issue the Certificate of Compliance for Hillside Avenue SE60-025

Mr. Evans seconded the motion. Motion passed.

3. Forest Cutting Plan – Anawan Club - Kelton Street – Mr. Materne stated they are taking a lot of deadwood out. The Conservation Commission would like view this property. It will be added to the next site visit.

MINUTES

2016 Minutes

- | | | |
|----------------------|----------------------|---------------------|
| 1. November 1, 2016 | 2. November 15, 2016 | 3. December 6, 2016 |
| 4. December 20, 2016 | | |

2017 Minutes

- | | |
|----------------------|---------------------|
| 1. January 3, 2017 | 2. February 7, 2017 |
| 3. February 21, 2017 | 4. March 7, 2017 |

Mr. Evans motioned to approve the minutes above.

Mr. Nicholson seconded the motion. Motion passed.

INVOICES

1. Agricultural Services - \$3,400 – mowing of Munroe fields.

Mr. Nicholson motioned to submit payment of \$3,400.00 to Homestead Agricultural Services.

Mr. Evans seconded the motion. Motion passed.

ADJOURNMENT

Mr. Materne motioned to adjourn the meeting for the purpose of going into Executive Session to discuss land purchase with Ms. Rachel Smith. MGL Ch. 39, Sec. 23B(6)

They will reconvene for the purpose of adjournment.

Roll call vote. All aye.

For the Conservation Commission,

Robert Materne, Chairman



David Evans, Vice Chairman