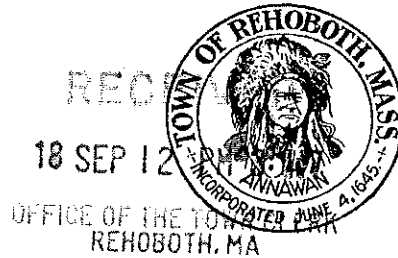


**CONSERVATION  
COMMISSION**

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  
Sara Huber, Assoc. Mbr.

**REHOBOTH CONSERVATION COMMISSION**  
**Meeting Minutes – May 22, 2018**

**Present:** Robert Materne, David Evans, Matt Habershaw, Krisna Prachanronarong, Matt Kershaw, Thomas Nicholson, Associate Member Sara Huber

**Absent:** Stephen Choquette, Associate Member Scott Pennoyer

**CALL TO ORDER**

Mr. Materne called the meeting to order at 7:01 PM with the pledge of allegiance.

**PUBLIC HEARINGS & MEETINGS**

327 Summer Street - Moniz- NOI – SE60-1095

Mr. Nicholson recused himself from the public hearing.

Mr. Nicholson was present on behalf of himself.

Mr. Nicholson presented the plans.

Mr. Materne stated that the wetland line is accurate. If the pond is dredged the berm will need to be re-enforced.

Mr. Nicholson stated that the berm is going to be re-enforced.

Mr. Evans asked if the existing inlet and pump were going to be used for the proposed project.

Mr. Nicholson stated the same inlet will be used, but a new pump is going to be put in place. This is a slow withdraw from the river.

Mr. Materne asked if the pump from the river will be turned off when the proposed pond is being used.

Mr. Evans asked where the new inlet will be located.

Mr. Nicholson stated the new inlet will be located east of the pond.

Mr. Evans moved to close the public hearing.

Mr. Habershaw seconded the motion. Motion passes.

Mr. Evans moved to issue Orders of Conditions.

Mr. Habershaw seconded the motion. Motion passes.

63 Cedar Street- Prachanronarong – ANRAD – SE60-1099

Mr. Prachanronarong recused himself from the public hearing.

Mr. Materne explained to the audience that the purpose of this public hearing is to only review the wetland line. Everything else at this point besides the wetland line is a moot point.

Rodrick Finesce from ECI was present on behalf of the applicant.

Mr. Finesce presented the plans.

Mr. Materne stated that this was tough site, soils were the determining factor, he felt that the line was ok.

Mr. Evans stated that the area is transitional but that the line was ok.

Mr. Materne stated there were flags missing but has now been replaced.

An abutter asked if this was an unbuildable lot.

Mr. Evans stated that the Commission was not able to answer that question. The hearing was for the ANRAD only.

Mr. Materne stated that the Commission's decision could be appealed to DEP.

An abutter asked what if the applicant did build a house.

Mr. Evans stated then that is when the Commission would be concerned with more that the wetland line and protection of the wetlands.

Mr. Materne stated that the ANRAD process helps the applicant know what they can or can't do on the property.

The abutter asked how they would be notified of the next step if there is one.

Mr. Evans explained the process.

Mr. Evans moved to close the public hearing.

Mr. Habershaw seconded the motion. Motion passes.

Mr. Evans moved to issue an ORAD as accurate.

Mr. Habershaw seconded the motion. Motion passes.

#### 29 Francis Street – Johnson & Wales – NOI- SE60-1105

Ms. Victoria Helen & Ms. Laura Gluck from PARE Corp were present on behalf of the applicant.

Ms. Helen & Ms. Gluck present the plans.

Mr. Materne stated that the commission had been out to the site, they did not verify the wetland line.

Flags had been moved. That area will need to be re-flagged. The soils logs were only from 2 spots on the site.

Mr. Evans stated that everything south of the fence is wetlands. If the applicant stopped mowing the lawn it would re-vegetate as wetlands.

Mr. Materne asked where the septic was located on the property.

Ms. Helen stated that the septic is located towards the barn.

Mr. Evans stated that the proposed fence is placed in the wetlands.

Mr. Materne stated that the applicant would need to request for a continuance. He also stated that the commission is going out to the site and he is bringing his augur to see the soils if Ms. Gluck would be interested in meeting the commission on the site.

Ms. Gluck stated that she would meet the commission on the next site walk.

Ms. Helen stated that a letter had come from DEP with a comment stating "there is a wetland change"; the change DEP is speaking in regards to is not near where the project is proposed.

Ms. Gluck asked for a continuance until June 5, 2018.

Mr. Evans moved to grant a continuance until June 5, 2018.

Mr. Nicholson seconded the motion. Motion passes.

#### 41 Colonial Way – Vieira – NOI – SE60-1103

Mr. Joseph Vieira was present.

Mr. Vieira presented the plans.

Mr. Materne ask if they applicant was going to use hay bales or silt fence.

Mr. Vieira stated the applicant would be using haybales.

Mr. Materne asked if the limit of work was the lawn and that it does extend beyond that.

Mr. Vieira stated that the lawn is the limit of work.

An abutter from 43 Colonial Way stated that his concern was that the project would cause his property to flood.

Mr. Evans asked if the water sheds or flood in its current conditions.

Mr. Materne asked if the abutter was worried that the water will back up onto the abutter's property.

Mr. Vieira stated that a swale would be put in place to divert water from the abutter's property.

The abutters asked if his driveway flooded what would be his recourse.  
Mr. Vieira stated that he would make sure that the abutter's property doesn't flood.  
Mr. Nicholson stated that the proposed property is not being built up.  
Mr. Materne stated that the commission would need revised plans showing the proposed swale.  
Mr. Evans stated that as long as the swale is shown in the "as-built" plan, it should be fine.  
Mr. Evans moved to close the public hearing.  
Mr. Nicholson seconded the motion. Motion passes.  
Mr. Evans moved to issue Orders of Conditions.  
Mr. Nicholson seconded the motion. Motion passes.

#### 83 Simmons Street – Reilly - NOI – SE60-1104

Mr. Chris Andrade from InSite Engineering was present on behalf of the applicant.  
Mr. Andrade presented the plans.  
Mr. Materne stated that the Conservation wetland signs need to be attached to a tree or metal post.  
An abutter from 76 Simmons Street asked how this project would affect water on his property.  
Mr. Andrade stated that grading on the site would cause water to flow down the center of Simmons Street.  
Mr. Materne stated that if there was a problem the abutter could speak to the Stormwater officer David Perry or the Highway Superintendent Michael Costello.  
Mr. Evans moved to close the public hearing.  
Mr. Nicholson seconded the motion. Motion passes.  
Mr. Evans moved to issue Orders of Conditions.  
Mr. Nicholson seconded the motion. Motion passes.

#### 79 Simmons Street – Reilly – RDA

Mr. Chris Andrade from InSite Engineering was present on behalf of the applicant.  
Mr. Andrade presented the plans.  
Mr. Evans moved to close the public hearing.  
Mr. Nicholson seconded the motion. Motion passes.  
Mr. Evans moved to issue a Negative 3 determination.  
Mr. Nicholson seconded the motion. Motion passes.

#### 582 Winthrop Street – Geiser - RDA

Mr. Materne stated that he had gone to the building inspector and the building inspector's secretary sent a letter of concern.  
Mr. Materne stated that if the property owner was going to do work within 50' of the wetlands then he would have to file a Notice of Intent, if he was within 100' then a Request for Determination would need to be filed.  
Mr. Geiser from 582 Winthrop Street was present.  
Mr. Geiser stated that this was a piece of commercial property; he just wants to store materials. The area doesn't have to be paved. He can just put in a gravel driveway.  
Mr. Habershaw stated that even if he does grading within the limits he would need to file with the commission.  
Mr. Materne stated that Mr. Geiser would have to file an RDA with the commission the work he was speaking of could impact the wetlands.  
Mr. Geiser stated he didn't want any unexpected expenses; he hasn't even bought the property yet.  
Mr. Evans asked if the commission could go out and look at the wetlands on the property.  
Mr. Materne stated that if there are wetlands on the property then the line needs to be flagged.  
Mr. Evans stated that he would go out on June 3, 2018 to look at the wetland line.

## **GENERAL BUSINESS**

### 44 County Street – request for COC

Mr. Materne stated the property look good, just the wetland signs need to be fixed. Once the signs are fixed the commission would issue a COC.

### 97 Peck Street – request for COC

Mr. Materne stated that the property is fine.

Mr. Habershaw moved to grant a Certificate of Compliance.

Mr. Nicholson seconded the motion. Motion passes.

### Closing of a Escrow Fund

Mr. Materne stated that the Town wanted the money back from the escrow fund; the town wants to close the trust fund out.

Mr. Materne moved to close the escrow fund in the amount of \$807.76.

Mr. Nicholson seconded the motion. Motion passes.

### Reappointment of the Commission

Mr. Evan moved to keep Mr. Materne on the commission.

Mr. Nicholson seconded the motion. Motion passes.

Mr. Evans moved to keep Mr. Habershaw on the commission.

Mr. Nicholson seconded the motion. Motion passes.

Mr. Habershaw moved to keep Mr. Evans on the commission.

Mr. Nicolson seconded the motion. Motion passes.

Mr. Evans moved to keep Ms. Huber on the commission.

Mr. Nicholson seconded the motion. Motion passes.

Mr. Evans moved to keep Mr. Pennoyer on the commission.

Mr. Nicholson seconded the motion. Motion passes.

### 2 Williamsfield Lane – Enforcement Order

Mr. Materne stated that the commission needs to ratify the enforcement order.

Mr. Evans moved to ratify the enforcement order.

Mr. Nicholson seconded the motion. Motion passes.

## **MEETING MINUTES**

### March 20, 2018

Mr. Nicolson moved to accept the meeting minutes from March 20, 2018.

Mr. Evans seconded the motion. Motion passes.

### Land Trust Johnson Family – Town Trail – Fairview Ave.

Mr. Evans stated that Mr. Nick Johnson would like to volunteer to maintain the trails at the land trust off of Fairview Ave.

All commissioners were in support of Mr. Johnson maintain the trails.

Close of Escrow Accounts

Mr. Evans moved to close Escrow accounts.

Mr. Nicholson seconded the motion. Motion passes.

**ADJOURNMENT**

Mr. Habershaw moved to adjourn the meeting.

Mr. Nicholson seconded the motion. Motion passes.

Meeting adjourned at 8:41 pm.

For the Conservation Commission

  
Robert Materne, Chairman

  
David Evans, Vice-Chairman