

CONSERVATION  
COMMISSION  
148 Peck Street  
Rehoboth, MA 02769  
(508) 252-6891 Telephone  
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Robert Materne, Chairman  
David Evans, Vice Chair  
Thomas Nicholson  
Krisna Prachanronarong  
Stephen Choquette  
Matthew Habershaw  
Matt Kershaw  
Scott Pennoyer, Assoc. Mbr.  
Sara Huber, Assoc. Mbr.  
Andrew Poyant, Con. Agent

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**REHOBOTH CONSERVATION COMMISSION**  
**Meeting Minutes – August 7, 2018**

**Present:** Robert Materne, Thomas Nicholson, Matt Habershaw, Stephen Choquette, Matt Kershaw, Krisna Prachanronarong, Associate Member Sara Huber, Conservation Agent Andrew Poyant

**Absent:** Dave Evans, Associate Member Scott Pennoyer

**CALL TO ORDER**

Mr. Materne called the meeting to order at 7:00 PM with the pledge of allegiance.

**GENERAL BUSINESS**

1. Barney Ave – Hass – Overcome the Presumption of a Stream

Rachel Smith from Otis Dyer's office was present.

Ms. Smith presented plans.

Mr. Materne stated that he had been out to the site and the stream is dry.

Mr. Nicholson made a motion to change the perennial stream to intermittent.

Mr. Choquette seconded the motion. Motion passes.

**PUBLIC HEARINGS & MEETINGS**

1. Barney Ave – Hass – ANRAD – SE60-1110

Ms. Rachel Smith of Otis Dyer's office was present.

Ms. Smith presented the plans.

Mr. Poyant asked if there were wetland delineation forms filed with the application.

Ms. Smith stated there weren't but they could be provided.

Mr. Nicholson made a motion to have the application reviewed by an outside consultant.

Mr. Habershaw seconded the motion. Motion passes.

Ms. Smith requested a continuance until August 21, 2018.

Mr. Nicholson made a motion to continue the public hearing until August 21, 2018.

Mr. Habershaw seconded the motion. Motion passes.

2. 93 County Street – DuVally – NOI – SE60-1109

Ms. Rachel Smith of Otis Dyer's office was present.

Ms. Smith presented the plans.

Mr. Materne asked if the haybale line was the limit of work.

Ms. Smith stated yes.

Mr. Materne stated that the well head slurry pit needed haybales.

Mr. Nicholson stated that a wetland boundary sign should be placed at flag 15.

Mr. Nicholson made a motion to close the public hearing.

Mr. Habershaw seconded the motion. Motion passes.

Mr. Nicholson made a motion to issue an Order of Conditions.

Mr. Habershaw seconded the motion. Motion passes.

3. 43 Starr Lane – Kelley – NOI – SE60-1113

Mr. Chris Andrade from InSite Engineering was present.

Mr. Andrade presented the plans.

Mr. Nicholson made a motion to close the public hearing.

Mr. Choquette seconded the motion. Motion passes.

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

Mr. Habershaw seconded the motion. Motion passes.

4. 117 County Street – Farland – ANRAD – SE60-

Mr. Christian Farland from Farland Corp. was present.

Mr. Farland presented the plans.

Mr. Nicholson made a motion to have the application reviewed by an outside consultant.

Mr. Habershaw seconded the motion. Motion passes.

Mr. Materne explained to the audience how the process of an Abbreviated Notice of Resource Area Delineation works.

Ms. Lynn Ferreira of 114 County Street was present.

Ms. Ferreira asked if the property had received a Certificate of Compliance (COC) for the first Notice of Intent. (NOI)

Mr. Poyant asked Mr. Farland if the replication area had been done.

Mr. Farland stated it still needed to be verified.

Mr. Poyant explained to the audience that the request for a COC has been filed but not granted. The commission is still waiting on further information from the applicant.

Mr. Farland requested a continuance until August 21, 2018

Mr. Nicholson made a motion to continuance the public hearing until August 21, 2018.

Mr. Choquette seconded the motion. Motion passes.

5. 582 Winthrop Street – Geisser – RDA

Mr. Geisser of 582 Winthrop Street was present on behalf of himself.

Mr. Geisser present the plans.

Mr. Materne stated that without accurate plans the commission cannot make a determination.

The commission had discussion as to what should be shown on the plans.

Mr. Geisser requested for a continuance until August 21, 2018

Mr. Habershaw made a motion to continue the public hearing until August 21, 2018.

Mr. Nicholson seconded the motion. Motion passes.

**GENERAL BUSINESS**

1. 50 Tremont Street – LaCombe – Request for COC

Mr. Habershaw stated that the lawn has stabilized.

Mr. Habershaw made a motion to issue a Certificate of Compliance.

Mr. Nicholson seconded the motion. Motion passes.

2. Shad Factory Pond – Fish Ladder & Water Depth Concerns

Mr. Poyant explained the call that was received by the office.

Mr. Materne stated that the fish ladder has to operate, and that Bristol County has a right to draw from the pond. These things will draw the water level lower.

Mr. Nicolson states that the pump that belong to Bristol County are no longer working.

3. 5 Williamsfield Lane – Porter – Request for COC

Mr. Poyant suggested that the commission issue a COC.

Mr. Nicholson made a motion to issue a COC.

Mr. Choquette seconded the motion. Motion passes.

4. 58 Winthrop Street – Enforcement Order

Mr. Poyant stated that work on the property to fix the issues had started. A reminder letter had been mailed. He will keep the Board of Selectman informed as well.

5. 89 Pine Street – WJAR – Emergency Certificate

Mr. Ken McDermitt of Clean Harbors was present.

Mr. McDermitt explained the situation that had occurred, there was an oil spill on the propoerty and how it would be fixed.

Mr. Materne stated that the wetlands needed to be flagged. Once that has been completed the commission will visit the site, and decide what type of mitigation should take place.

The commission discussed what needs to be cleaned.

Mr. Poyant asked what was being done to prevent this from happening in the future.

Mr. McDermitt stated that a cause analysis is being done.

## **VIOLATION & CONCERNS**

1. 364 Winthrop Street – Mendonca – Riverfront Alteration

Mr. Materne stated that the property owner needs to be contacted.

2. 2 Williamsfield Lane – Geislinger – Cease & Desist Order

Mr. Materne stated that the property owner needs to be contacted

3. Eastwood Estates – 19 Skyla Way -DuVally- Silt in Wetlands

Mr. Poyant started that he has been in contact with the owner. The issue is to be fixed tomorrow.

4. 471 Tremont Street – Melo – Violation

Mr. Poyant stated that the names for the owner doesn't match.

Mr. Habershaw stated that is does look like it may have been flagged.

Mr. Nicholson stated that the Enforcement Order should be issued when the owner's name is verified.

5. 29 Francis Street -Johnson & Wales – Violations

Mr. Poyant stated he is going to walk to site Thursday with the owner's representative.

6. 21 New Street – Wetland / Riverfront Violation

Mr. Materne stated that the property owner was given 30 days to fix the property.

7. 151 Winthrop Street – A Class Glass – Debris in Wetlands

Mr. Materne stated that the property is being cleaned up.

**GENERAL BUSINESS**

1. Update from Conservation Agent

Mr. Poyant gave the commission an up date as to the happenings since the last meeting.

2. Re-organization of the Commission

Mr. Nicholson stated that the commission should wait until Mr. Evans is in attendance.

3. Meeting Date Changes

Mr. Materne stated that September 9, 2018 is election day, so the commission is going to have to change some meeting dates.

The commission agreed that the following dates will be correct: 9/11/18, 9/18/18, 10/2/18, 10/16/18, & 10/30/18.

**INVOICES**

1. W. B. Mason - \$5.84-Name Plate – Stacy Vilao

Mr. Nicholson made a motion to pay the above invoice.

Mr. Prachanronarong seconded the motion. Motion passes.

2. W. B. Mason - \$27.61 – office supplies

Mr. Nicholson made a motion to pay the above invoice.

Mr. Prachanronarong seconded the motion. Motion passes.

3. Bristol County Printshop - \$76.50 - supplies

Mr. Nicholson made a motion to pay the above invoice.

Mr. Prachanronarong seconded the motion. Motion passes.

**MINUTES**

1. May 1, 2018

Mr. Choquette made a motion to approved the meeting minutes with edits.

Mr. Nicholson seconded the motion. Motion passes.

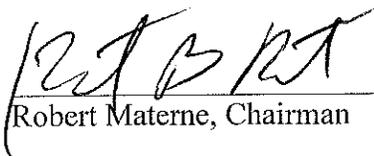
**ADJOURNMENT**

Mr. Nicholson made a motion to adjourn the meeting.

Mr. Habershaw seconded the motion. Motion passes.

Meeting adjourned at 8:15 pm.

For the Conservation Commission

  
Robert Materne, Chairman

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David Evans, Vice-Chairman