

**CONSERVATION
COMMISSION**
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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

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REHOBOTH, MA

REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – January 8, 2019

Present: Robert Materne, Chairman, Dave Evans, Vice Chairman, Thomas Nicholson, Matt Habershaw, Krisna Prachanronarong, Matt Kershaw, Stephen Choquette, Office Administrator Stacy L. Vilao.

Absent: Associate Member Sara Huber, Associate Member Scott Pennoyer.

CALL TO ORDER

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

PUBLIC HEARINGS & MEETINGS

1. 149 Pleasant Street – Beta Group – ANRAD – SE60-1120

Caitlin Nover of BETA Group was present.

Ms. Nover presented revised plans based on a peer review by ECR.

Mr. Materne asked if the applicant was in agreement with the peer review done by ECR.

Ms. Nover stated that the western portion from flag W6 to the edge of the property, the flags could not be verified. There were also flags on the east side of the MAHW mark that were not put in place, due to no work being done in that area.

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

Mr. Nicholson seconded the motion. Motion passes.

Mr. Evans made a motion to issues an Order of Resource Area Delineation with the following language "East of the MAHW is not being evaluated for this application".

Mr. Habershaw seconded the motion. Motion passes.

2. 258 Tremont Street – US Bank – NOI – SE60-1129

Ms. Melissa Hall of Mt. Hope Engineering was present.

Ms. Hall presented revised plans, based on comments from the commission at the last meeting to change the location of the septic system.

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

Mr. Nicholson seconded the motion. Motion passes.

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

Mr. Nicholson seconded the motion. Motion passes.

3. 26 Homestead Ave. – RCW Realty – NOI – SE60-1130

Gene Zakes of ZEC Engineering was present.

Mr. Zakes presented the plans.

Mr. Materne stated that the wetland line is accurate. The MAHW mark is approximate, but the plan shows definite riparian zones. This needs to be changed, you can not have approximate MAHW and definite riparian zones. There are also leaves being dumped in the buffer zone. They need to be removed. Revised plans will need to be submitted.

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

Mr. Nicholson seconded the motion. Motion passes.

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

Mr. Nicholson seconded the motion. Motion passes.

Mr. Materne stated that an Authorization to proceed will not be issued on this project until revised plans are received.

GENERAL BUSINESS

1. 259 Plain Street – Branco

Mr. Robert Branco of 259 Plain Street was present.

Mr. Materne stated that the water on the property is a civil matter, not a stormwater issue. Mr. Materne asked the commission if they felt the property still needed to be visited.

Mr. Nicholson stated he felt there was no need to revisit the property.

The rest of the commission agreed.

Mr. Evans stated that Mr. Branco should be aware that, as long as the house is being built with the same footprint approved by the commission, there is still 1 year left on the Order of Condition. If Mr. Branco needs an extension for some reason, he must request it no less than 30 days prior to expiration of the orders.

Mr. Materne stated that the commission is bowing out, we cannot be involved.

2. Danforth Street – 61B – Recommendation

Mr. Materne stated that the Board of Selectmen are asking for a recommendation. He informed the commission that the town owns the property next to this property. He felt that the town should pursue acquiring the property.

The commission agreed.

Mr. Materne stated that the only issue is how does the commission hold the land until town meeting.

Mr. Evans made a motion for the town to exercise the right to purchase the property.

Mr. Nicholson seconded the motion. Motion passes.

3. 2 Williamsfield Lane – Geislinger

Mr. Materne stated that the commission had been out to the site. All the downspouts but one are installed into drywells.

Mr. & Mrs. Johnson of 125 Chestnut Street was present.

Mr. Johnson asked why the downspout in the front of the house is not being directed into a drywell.

Mr. Nicholson stated that there is no erosion in that area so it is not needed.

Mr. Materne stated that there is no issue with the gutters.

Mr. Evans explained what the commission looked at on the site with the plan to Mr. & Mrs. Johnson.

Mr. Johnson explained his side of the issue.

Mr. Materne stated that the wetland line is accurate, but there are still violations on the property that need to be taken care of. The property owner needs to grade where the drywell was installed, put grass seed down and cover it with straw. The commission will go back out in the spring to make sure the area is stabilized. The area where the ditch is located needs to be back filled. The debris in the wetlands needs to be removed. The fence is an exempt activity under the Wetland Protection Act. The trees that were cut in the buffer zone is not a violation. A home owner is allowed to cut trees for personal use. If everything is done according to what the commission is requesting the Enforcement Order will be lifted.

CONCERNS & COMPLAINTS

1. 181 Winthrop Street – A Class Glass – Debris/siltation in wetland

Ms. Vilao stated that letters have been mailed but have all come back unsigned for.

Mr. Evans made a motion to send a request to the Board of Selectmen to seek Town Counsel's help with this issue.

Mr. Nicholson seconded the motion. Motion passes.

2. 53 Water Street - Complaint

Mr. Materne stated that the commission had been out to look at this property from the road. He requested Ms. Vilao to send a letter to the property owner and ask them to come into the next meeting being held on January 22, 2019

INVOICES

1. WB Mason - \$8.05 – Bond paper

Mr. Evans made a motion to pay the above-named invoice.

Mr. Nicholson seconded the motion. Motion passes.

MINUTES

1. December 18, 2018

Mr. Nicolson made a motion to approve the above-named minutes.

Mr. Habershaw seconded the motion. Motion passes.

GENERAL BUSINESS

4. Caputo & Wick – Billable hours

Mr. Materne stated that Caputo & Wick had contacted the office to see how the commission wanted to handle more billable hours than what was originally proposed in their estimate.

Mr. Nicholson stated that Caputo & Wick should send a notice of over fees to the commission.

Mr. Choquette stated that the notice from Caputo & Wick should be presented to the applicant by the commission.

ADJOURNMENT

Mr. Choquette made a motion to adjourn the meeting.

Mr. Habershaw seconded the motion. Motion passes.

Meeting adjourned at 7:47 pm.

For the Conservation Commission



Robert Materne, Chairman

David Evans, Vice-Chairman