

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

REHOBOTH CONSERVATION COMMISSION
Meeting Minutes – September 26, 2023

Present: Robert Materne, Chairman, Dave Evans, Krisna Prachanronarong, Matt Habershaw, Stephen Choquette, Matt Kershaw, Associate Member Matthew L. Habershaw Daniel Roach Conservation Agent, Stacy Vilao, Office Administrator.

Absent: Thomas Nicholson.

Call to Order

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

Appeal Process

Mr. Materne explained the appeal process.

Public Hearing and Meetings

1. Gagne, Jr. – 172 Summer Street – ANRAD – SE60-1319

Mr. Gary Gagne, Jr of 172 Summer Street was present.

Ms. Brooke Monroe of Pinebrook Consulting was present.

Ms. Munroe gave a brief update on the property.

Mr. Evans stated that the status of flags B26-B27 had not been determined.

Ms. Monroe agreed to the consultants' changes.

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 Resource Area Delineation.

Mr. Habershaw seconded the motion. Motion passes.

2. Gagne, Jr. – 172 Summer Street – NOI – SE60-1320

Mr. Gary Gagne, Jr of 172 Summer Street was present.

Ms. Brooke Monroe of Pinebrook Consulting was present.

Mr. Gagne, Jr. presented plans.

The commission discussed the width of the driveway. They agreed it could be no wider than 15'. Asked for a tree cutting plan. Also spoke in regards to erosion control on the property. Asked for a removal time frame? Applicant stated 3 weeks. Commission gave him 6 weeks to complete.

Ms. Fagundes of 176 Summer Street was present.

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Ms. Fagundes asked if the wetlands had been cleared. The commission answered no they have not.
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, including a construction narrative, erosion control, and the maximum road width. Drawing C-1 attached.
Mr. Habershaw seconded the motion. Motion passes.

3. Frida, LLC – off Hornbine Rd. – ANRAD – SE60-XXXX
Item was tabled.

4. Dedes – 11 Brenden Way - RDA
Mr. Chris Andrade of InSite Engineering was present.
Mr. Andrade presented plans.
Mr. Evans asked if the pool & patio location would change/
Mr. Andrade stated it might but only by 5' or so.
Mr. Evans made a motion to issue a Negative 3 Determination.
Mr. Choquette seconded the motion. Motion passes.

5. Ruehrwein – 15 Ledge Hill Ln. – NOI – SE60-126
Mr. Chris Andrade of InSite Engineering was present.
Mr. Andrade presented plans.
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.

6. Kozatek – 118 Chestnut Street – RDA
Mr. Mark Mariano of Oakhill Engineering was present.
Mr. Mariano presented plans.
Mr. Materne stated that the wetland line is accurate.
Mr. Evans made a motion to issue a Positive 2A Determination.
Mr. Habershaw seconded the motion. Motion passes.
Mr. Evans made a motion to issue a Negative 3 Determination.
Mr. Habershaw seconded the motion. Motion passes.

7. Waterman – 153 Winthrop Street – NOI – SE60-1327
Mr. Mark Mariano of Oakhill Engineering was present.
Mr. Mariano presented plans.
The commission discussed the possibility of a driveway easement and if the owner had created their own hardship.
Ms. Carol Entin 105 Martin Street was present.
Ms. Entin stated her concerns.
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.

8. McCauley – 3 Locust Ave. – NOI – SE60-1328
Mr. Mark Mariano of Oakhill Engineering was present.
Mr. Mariano presented plans.

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.

9. Albala – 136 Bay State Rd. - RDA

Mr. Brad Fitzgerald of SFG Associates was present.
Mr. Fitzgerald presented plans.
Mr. Materne stated that the wetland line was accurate.
Mr. Evans made a motion to issue a Positive 2A Determination.
Mr. Habershaw seconded the motion. Motion passes.
Mr. Evans made a motion to issue a Negative 3 Determination.
Mr. Habershaw seconded the motion. Motion passes.

General Business

1. Brian Bastarache – Bristol Aggie – Walter Munroe Conservation Area – Discussion

Mr. Materne explained the project.
Mr. Brian Bastarache of Bristol Aggie was present.
The project was discussed at length.
Ms. Carol Entin of 105 Martin St. was present.
Ms. Entin spoke in regards to seed mixes and 3-year seeding cycles.

1. Proposed Wetland Bylaw – Discussion

Ms. Joan Caouette 110 Perryville Rd. was present.
Ms. Caouette asked if the commission could use some of the wording from the proposed bylaw that was presented at the last Town Meeting?
The commission agreed that they would work with whomever wanted to be involved.

2. Thomas – 245 Plain Street – SE60-1307 – Request for COC

Mr. Roach described the property, recommended granting a COC.
Mr. Evans made a motion to issue a Certificate of Compliance.
Mr. Habershaw seconded the motion. Motion passes.

3. DuVally – 7 Park Street – SE60-1143 – Request for COC

Mr. Roach described the property, recommended granting a COC.
Mr. Evans made a motion to issue a Certificate of Compliance.
Mr. Choquette seconded the motion. Motion passes.

4. Schedule Oct. 31st, November & December 2023 – Discussion/Vote

The scheduled was voted on as follows:

October 31st – have a meeting
November 14th – have a meeting
November 28th – no meeting
December 5th – have a meeting
December 19th – have a meeting

Mr. Evans made a motion to approve the above-named meetings.
Mr. Habershaw seconded the motion. Motion passes.

5. Conservation Commissioner Updates

Mr. Materne spoke in regards to a meeting he had with DEP regarding 3-year extension on wetland lines. The wetland lines need to be review prior to issuance of an extension.

6. Agent Updates

There were no updates

Violations

1. Rego – 23 Winthrop St – Enforcement Order

There were no updates.

2. Alves – 29 County St – Enforcement Order

Mr. Roach stated that a letter had been sent.

3. Morrissey – 72 Martin St. – Enforcement Order

Mr. Roach stated that the engineer is going to speak to the owner.

4. 172 Summer Street - Violation

There were no updates.

5. 12 Katie Dr. – Enforcement Order

There were no updates.

6. 370 Winthrop St – Enforcement Order

Mr. Roach will set up a time with the property Town Counsel to speak with Mr. Materne.

7. 203 Moulton St. – Enforcement Order

The commission discussed that a letter be sent out letting the property owner know that there will be \$50.00/day fines.

PUBLIC HEARINGS

10. Frida, LLC – off Hornbine Rd. – ANRAD – SE60-XXXX

The applicant requested a continuance.

ADJOURNMENT

Mr. Evans made a motion to adjourn.

Mr. Habershaw seconded the motion. Motion passes.

Meeting adjourned at 8:54 pm.

For the Conservation Commission

Robert Materne, Chairman



David Evans, Vice-Chairman