



The Commonwealth of Massachusetts
Town of Acushnet
Conservation Commission
122 Main Street, Acushnet MA 02743
Tel: 508.998.0202 Fax: 508.998.0203

Robert Rocha, Chairman
Ted Cioper, Vice-Chair
Marc Brodeur
Everett Philla
Heidi Pelletier
Evelyn Bouley

Merilee Kelly, Conservation Agent
Christine Lagasse, Senior Clerk

MINUTES OF May 24, 2017 CONSERVATION COMMISSION MEETING

Present: Robert Rocha
Ted Cioper
Everett Philla
Evelyn Bouley

Absent:
Marc Brodeur
Heidi Pelletier

Merilee Kelly, Agent
Christine Lagasse, Senior Clerk

I. Meeting called to Order at 6:00 P.M.

II. Minutes for approval:

April 26, 2017 - A motion was made by Everett Philla to approve the minutes of April 26. The motion was seconded by Evelyn Bouley. Motion passed 4-0.

III. Meeting Mail: (none)

IV. Appointments: (none)

V. Old Business:

There is still an opening on the Commission for a new member; anyone interested should send a letter of interest to either the Selectmen or Conservation Agent Merilee Kelly.

VI. New Business:

RDA – Rose / 74 Nestles Lane – A Request for Determination of Applicability was filed by Phil & Debbie Rose for property located at 74 Nestles Lane, Map 2, Lot(s) 3T. The applicant proposes to raze the existing dwelling and construct a new single family house and garage with associated grading within the 100-foot buffer zone to a bordering vegetated wetland. The applicant would like to know whether the work depicted on plan(s) referenced is subject to the Wetlands Protection Act. The applicant is represented by Grady Consulting, LLC. Plan name is “Site Plan 74 Nestles Lane”. Revised plan dated May 11, 2017.

Kevin Grady of Grady Consulting explained the work to be done at 74 Nestles Lane. He explained that the bordering vegetated wetlands were delineated by consultant John Zimmer. Mr. Grady then indicated on the plan the thirteen (13) wetlands flags in the rear of the property; he indicated that the front half of the property was developed, with grass and trees. Mr. Grady stated that the existing structure on the property will be taken down, and a new dwelling is to be built in its place. He also said that there will be no removal of any trees or woodland vegetation. All work is located more than 50 feet away from any resource area. Total disturbance will be less than 5,000 square feet. Grass will be re-planted in the disturbed areas. The existing septic system will remain, and re-tie in to the existing utilities.

Agent Kelly questioned if the septic system had been tested. Mr. Grady responded that it had, and passed the Title 5 inspection. She also asked if the boat on the property will be removed, and Mr. Grady stated that he did not know for sure but the property owner will be cleaning up the property as he has a potential buyer. Agent Kelly stated that it was a straight forward project.

A motion was made by Everett Philla to issue a Negative determination; it was seconded by Ted Cioper. Motion passed 4-0.

NOI – Dubois / 100 Perry Hill Road (SE001-0518) – A Notice of Intent was filed by Russell Dubois for property located at 100 Perry Hill Road, Map 9, Lot(s) 18. The applicant proposes to construct a 28' by 30' garage as an accessory structure to the existing single family dwelling within the 200-foot riverfront area to a stream. Plan name "Sketch to Accompany Notice of Intent, Lot 9 Perry Hill Road, Acushnet, Massachusetts". Plan dated 5-11-17.

Russell Dubois of 100 Perry Hill Road explained the project, is a residential two (2) car garage to be built. Mr. Dubois explained that the stream has been determined to be intermittent stream so it did not fall into the River Protection Act, and only has a 100-foot buffer zone. Mr. Dubois explained the drawn plan and positioning of the garage to the Commission. He also stated that where the property slopes off he will install a wing wall and the elevation will remain the same.

Agent Kelly questioned if any trees will be coming down. Mr. Dubois responded by saying that one of the trees will be trimmed. Agent Kelly mentioned that recently she had been out at the property for a Certificate of Compliance project. She explained that there was an intermittent stream that runs next to the house lot. She explained to the Commission that it is a simple project. Agent Kelly stated that silt fencing is to be placed on the stream side. Mr. Rocha questioned if the garage will be on a foundation or slab. Mr. Dubois responded that it will be on a foundation. Mr. Rocha also wanted to know if anything will be stock-piled in the process of building the garage. Mr. Dubois said no.

A motion was made by Evelyn Bouley to issue a positive Order of Conditions with the condition that a silt fence be installed on the stream side, and was seconded by Everett Philla. Motion passed 4-0.

NOI – Eversource Energy / 143 Peckham Road (SE001-0517) – A Notice of Intent was filed by Eversource Energy for property located at 143 Peckham Road, Map 2, Lot(s) 3C & 3D. The applicant proposes to improve the access road around the existing LNG facility through minor grading and placement of a new crushed gravel road surface. A portion of the work is within the 100 foot buffer zone to a bordering vegetated wetland. The applicant is represented by Tighe & Bond. Plan name "Eversource Energy LNG Facility Acushnet, Massachusetts Access Road Upgrades". Plan dated November 2016.

Amanda Crouch-Smith from Tighe & Bond and Denise Bartone from Eversource Energy were present to explain the project located at 143 Peckham Road to the Commission.

Amanda explained there is a paved access drive off Peckham Road and that currently there is an unpaved access road 10-12 feet wide since inception of the LNG Facility. She explained it is really eroded, bumpy and gets muddy during rainy days. She said there is a portion of boarding vegetated wetlands between the entry drive and Peckham Road. Amanda explained that Eversource is seeking to maintain, and conduct some minor improvements on the existing access road. It will require some re-grading to smooth it out, as the road is not on a level safe surface for operational vehicles to do their security and maintenance checks. Amanda pointed out to the Commission what the colored lines on the plan were. She

Agent Kelly commented that the fill on the property has been there for a while, and the septic system is already there, which means that the Board of Health has already approved it. Agent Kelly feels that Conservation must have signed off on it quite some time ago. Robert Rocha also commented that there is a lot of fill there since 1986-1988. Mr. Rocha said that this went back to when the property owner was Richard Ellis. Mr. Rocha commented that for paper trail purposes the plan did not indicate where the flag line is. Agent Kelly feels that the wetland line is probably where the property drops off. Agent Kelly questioned Mr. Murray if the septic system will be removed. Mr. Murray responded by saying he probably will if he grades everything off to his property as the north side of the property is higher than the south side.

Mr. Rocha stated that the work is happening next to the wetlands part of the property, so he would like to have a silt fence or barrier installed prior to any grading being done. Mr. Murray stated that he has hired Russell Dubois to do the work.

A motion to issue a negative determination with the condition that silt fencing or a barrier be installed prior to any work being done was made by Everett Philla and was seconded by Ted Cioper. Motion passes 3-0 with 1 abstaining.

Agent Updates:

- Received notice for 15 Morse's Lane from Lawyer announcing foreclosure date of June 6, 2017
- Received Right of 1st Refusal for property on Morse's Lane, property will be sold for \$500,000 (add property to next site visit)
- Received Notice of Assignment of right of first refusal to Buzzards Bay Coalition for 28 acres on Mattapoisett Road. BBC to purchase the property
- Policy on Chapter Land. Brian Noble sent out the policy. Agent Kelly explained the new policy to the Commission on Chapter 61, 61A & 61B
- Rain barrel project with the BBAC did not go well as far as getting the barrels distributed. There were 15 barrels short in the delivery, people showed up to get their barrel with their receipt and there was not a barrel for them. Agent Kelly stated that there are 3 rain barrels for sale that were being used for displays in the towns participating in the program. \$64.00 for unpainted barrels and \$69.00 for the painted barrels
- Agent Kelly read the report from Oxbow Engineering on the turtle project off Mendall Road
- Received 2 letters from Mosquito Control on the areas to be treated
- Acushnet Town Hall and Parting Ways Building changing hours from June 3rd thru September 5; we will be open late Tuesday nights and closed on Fridays

Agent Updates (con't)

- UNIPAY – discussion on online pay system for ConCom fees, the Commission decided not to use this system for application fees
- The annual Town Meeting is on June 5, 2017
- Letter of comments from the Executive Office of Energy & Southcoast Rail
- Discussion on changing day for site visits. Commission decided to keep site visits on Saturdays
- Pollinator Garden – need volunteers for mulching the pollinator beds
- Everett Philla commented that on the East end of Hamlin Street there still is big pile of trash. He mentioned that it looks like demolition debris. He also indicated it looked as if someone had drilled holes and backfilled with concrete on the bridge itself.

VII. Future Business:

- The next meeting of the Conservation Commission will be on Wednesday, June 14, 2017




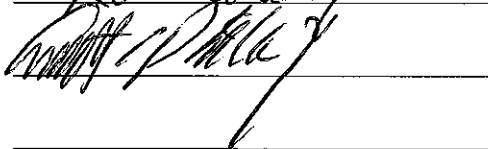
VIII. Meeting adjourned at 6:53 P.M.

A motion to adjourn was made by Ted Cioper. The motion was seconded by Everett Philla. Motion passed 4-0.

Respectfully submitted:

Christine Lagasse, Senior Clerk
Acushnet Conservation Commission

Minutes Approved:

Date: 6-14-17