



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

Robert Rocha, Chairman  
Everett Philla, Vice- Chairman  
Heidi Pelletier  
Evelyn Bouley  
Paul Valente  
Richard Pimentel  
Ryan Rezendes

Merilee Kelly, Conservation Agent  
Joann DeMello, Senior Clerk

2021 MAY - 2 A 2:14  
RECEIVED

**MINUTES OF MAY 25, 2021  
CONSERVATION COMMISSION MEETING**

**Present:** Robert Rocha, Chairman  
Everett Philla  
Evelyn Bouley  
Heidi Pelletier  
Richard Pimentel  
Ryan Rezendes

**Absent:** Paul Valente

Merilee Kelly, Agent  
Joann DeMello 6:09 p.m.

Dan Gioiosa, SITEC / CEC, Inc.  
Carla Williams, resident  
Sue Fernandes, resident

- I. **Meeting called to order at 6:02 p.m. held via zoom.**
- II. **Minutes for approval:** Joann on vacation. E. Philla made a motion to table the May 11, 2021 minutes to the next meeting. E. Bouley seconded the motion. Motion passed 6-0.
- III. **Meeting Mail:** None.
- IV. **Appointments:** None.
- V. **Old Business:**

**NOI – P.J. Keating Company / 72 South Main Street SE 001-0558** - A Notice of Intent was filed by P.J. Keating Company for property located at 72 South Main Street, Map 15, Lots 15 – 18. The applicant proposes to grade the eastern slopes of the existing

silt piles located at the rear of the P.J. Keating quarry property. Applicant is represented by Douglas Vigneau of P.J. Keating Company. Plan name is Site Plan of Land at 72 South Main Street in Acushnet, MA, dated December 21, 2020. E. Philla made a motion to repost the hearing to June 8, 2021. R. Pimentel seconded the motion. Roll call vote: Everett, Ryan, Rick, Heidi, Evelyn and Chairman Rocha – Yes. Motion passed 6-0.

**VI. New Business:**

**RDA – Carla Williams / 1150 Main Street** A Request for Determination was filed by Carla Williams for property located at 1150 Main Street, Map 7, lot 11H. The applicant proposes to construct a 27' round above ground pool within the 100' buffer zone to a bordering vegetated wetland. Plan name is As-Built Septic Plan dated October 24, 1996. The Commission conducted a site visit on Saturday. Agent Kelly said the pool is in the buffer zone but decent amount away from wetlands. Agent Kelly suggested the pool water not be drained downhill. Mr. Williams said they will be using a cartridge filter system. E. Philla made a motion to issue a negative determination. H. Pelletier seconded the motion. Roll call vote: Everett, Ryan, Rick, Heidi, Evelyn and Chairman Rocha – Yes. Motion passed 6-0.

**NOI – Scott Raymond / 37 Wood Duck Road SE001 – 0565** A Notice of Intent was filed by Scott Raymond for property located at 37 Wood Duck Road, Map 1, lot 27H. The applicant proposes to install a 40' X 60' garage with associated grading and tree clearing within the 100' buffer zone to a bordering vegetated wetland. Applicant is represented by Dan Gioiosa of SITEC/CEC Inc. Plan name is Site Plan – 37 Wood Duck Road, Acushnet, Massachusetts dated April 30, 2021. The Commission conducted a site visit on Saturday. Dan Gioiosa emailed the green cards. Mr. Gioiosa was present on zoom to discuss this project. Mr. Gioiosa said the drainage will be away from the garage doors and silt fence will be utilized. Some tree clearing is proposed to open up the back yard for future solar panel installation. Agent Kelly suggested turning the garage around, this would make it further away from the wetland. Mr. Gioiosa said it's an estate lot which has different setbacks. Agent Kelly asked how much new pavement is needed. Mr. Gioiosa said approximately a 12 X 40 area. Agent Kelly asked about stormwater concerns? Mr. Gioiosa said he is not concerned as a natural grade exists. Chairman Rocha asked when will work begin? Mr. Gioiosa said as soon as it's recorded. Chairman Rocha asked if any materials will be stockpiled? Mr. Gioiosa said they will be clearing and doing a bit of grading, not much soil to stockpile. H. Pelletier made a motion to issue a positive order of conditions. R. Pimentel seconded the motion. Roll call vote: Everett, Ryan, Heidi, Rick, Evelyn and Chairman Rocha – Yes. Motion passed 6-0.

**VII. Discussion:**

**VIII. Agent Updates:**

- **4 Wilfred Lane** – Enforcement Order follow up. Alex Weisheit, Town Counsel sent a letter to Mr. Addo requesting he file with the Commission and remove the fill. Agent Kelly said as of today, he has not replied to the letter. E. Philla said he does not see any activity going on at the property. Another neighbor spoke with Agent Kelly and said Mr. Addo is now parking on the wetland and he also does not see any activity on the property.

- **Fernandes – 21 Evergreen Drive** – Chairman Rocha said Mr. Koska of Michael J. Koska & Associates spoke with him and Mr. Koska suggested the replication area at the end of the Isolated Land Subject to Flooding that's away from the house. R. Rezendes asked about the fill and replication process. Chairman Rocha said no more alterations can happen – just replication will be allowed. Mrs. Fernandes is on zoom and said she also spoke with Mr. Koska. R. Rezendes also asked about mosquito guidance for the property owner. Chairman Rocha suggested that Mr. Koska calculate the ISLF that has been lost and replication to 1.5 times the lost amount. R. Pimentel made said motion. R. Rezendes seconded the motion. Roll call vote: Everett, Ryan, Heidi, Rick, Evelyn and Chairman Rocha – Yes. Motion passed 6-0. Discussion about the drainage pipe that is located on 23 Evergreen Drive, owner Jonathan Gomes. Chairman Rocha read aloud Mr. Gomes letter. Letter is as follows:

Hello Ms. Kelly,

As follow up to the April 13<sup>th</sup> and May 11<sup>th</sup> conservation meetings, in particular to what Ms. Fernandes stated on the May 11th meeting. We did have a conservation committee member come to my home on May 14<sup>th</sup> after I reached out to the committee and invited anyone to come and see the pipe in question. I need to clarify that we never received a letter about the pipe from the town or invited to this meeting once our property was mentioned. It is only one pipe from one gutter and not multiple pipes as Ms. Fernandes stated. It only deflects rain water from one gutter when it rains (I have a video if needed). I don't appreciate being slandered during a public meeting. I thought taking the high road of approaching them to resolve this particular conflict that they created based on their own assumptions. After I viewed the April 13<sup>th</sup> meeting, I approached the Fernandes family and did not think by doing so it would be viewed as "audacity" rather a show of respect to speak to a neighbor directly.

We did strategize with the conservation member to find a solution and that we had planned to install a rain barrel. The conservation member indicated that that was an excellent idea and provided us with the link to purchase a rain barrel from Great American Rainbarrel Company through community initiative which is currently out of stock but we will be taking action as quick as possible.

After hearing both town broadcasts, to be pulled into this situation and accused of the "calling the town", is very disheartening to say the least. Creating tension between next door neighbors unnecessarily is not healthy nor what our community should be about. We now have to live next to neighbors who have stated to this board that "we" are the cause of their distress to deflect from their own actions.

Ms. Kelly and the Conservation board members, I would like this message to be read and recognized as your next conservation meeting approaches, as I will be unavailable to be present. We have also lived in this community for 15 years, raised our children and plan on remaining.

Thank you

Jonathan Gomes  
23 Evergreen Drive  
Acushnet Mass, 02743

The pipe / downspout will be directed into the rain barrel. Chairman Rocha asked Mrs. Fernandes if she had any comments. She replied I just want them to follow through and do what they are supposed to do.

- Agent Kelly mentioned most of the solar farm projects recently filed have not yet started any work.
- Chairman Rocha asked about the status of violation letter across from PJK property – North Entrance. Agent Kelly sent it to Mr. Cardoso, but he is not the owner. Ryan looked it up and it is owned by Janet Robichaud. Agent Kelly to get a letter out tomorrow. Rick asked who found this violation. Chairman Rocha said he received an email from Patrick Hannon, Asst. Health Agent. Joann will add it to the site visit schedule.
- Agent Kelly said the State of Emergency regarding Covid-19 has ended. Are the members ready to get back to in-person meetings? Yes they are ready.
- Ryan would like Agent Kelly to visit Labonte Street for potential violations. Agent Kelly said she would get out there tomorrow.

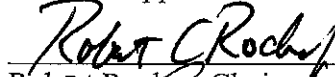
**Meeting adjourned at 7:13 p.m.**

A motion to adjourn was made by H. Pelletier. The motion was seconded by E. Bouley. Motion passed 6-0.

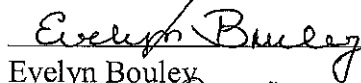
Respectfully submitted:

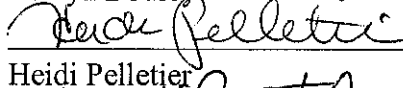
Joann DeMello, Senior Clerk  
Acushnet Conservation Commission

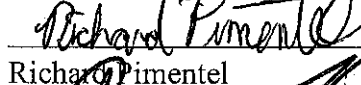
Minutes Approved:

  
Robert Rocha - Chairman

  
Everett Philla - Vice Chairman

  
Evelyn Bouley

  
Heidi Pelletier

  
Richard Pimentel

  
Ryan Rezendes  
absent

Paul Valente

Date signed: June 22, 2021

2021 JUN - 2 A 3:14  
RECEIVED