



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

Patrick Hannon, Conservation Agent
Joann DeMello, Senior Clerk

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**MINUTES OF AUGUST 11, 2021
CONSERVATION COMMISSION MEETING**

Present: Robert Rocha, Chairman
Everett Philla
Ryan Rezendes
Richard Pimentel

Absent: Paul Valente
Evelyn Bouley
Heidi Pelletier

Patrick Hannon, Agent

Joann DeMello

Helder & Susan Fernandes, residents

I. Meeting called to order at 6:00 p.m. in person and via zoom.

II. Minutes for approval:

A motion was made by E. Philla to approve the minutes of June 22, 2021. R. Rezendes seconded the motion. Motion passed 4-0.

A motion was made by E. Philla to approve the minutes of July 7, 2021. R. Pimentel seconded the motion. Motion passed 4-0.

No voting quorum on the July 14, 2021 minutes, table to next meeting.

III. Meeting Mail: Natural Heritage and Endangered Species program. The 15th Edition Natural Heritage Atlas is available.

IV. Appointments:

V. Old Business:

VI. New Business:

(Public Hearing) RDA – Ernest Addo / 4 Wilfred Lane A Request for Determination was filed by Ernest Addo for property located at 4 Wilfred Lane, Map 24, Lot 23F. The applicant proposes to remove fill and construction debris from the buffer zone to the bordering vegetated wetland. Mr. Addo was not present at this meeting. Discussion continued regarding the fill and patio areas. Agent Hannon suggested a positive determination regarding the filling of the bordering vegetated wetland and a negative determination for the patio area. R. Pimentel made a motion to issue a positive determination for the filling of the bordering vegetated wetland. E. Philla seconded the motion. Motion passed 4-0. E. Philla made a motion to issue a negative determination on the construction of the patio with the condition that the applicant shall provide an as-built plan of the patio area depicting the buffer zone and file the plan with the Commission and the Bristol County Registry of Deeds. R. Pimentel seconded the motion. Motion passed 4-0. Chairman Rocha read aloud a letter dated August 6, 2021 by abutter Barry Montella, requesting the soil and water be tested for contaminants. Agent Hannon explained when Mr. Addo files a Notice of Intent a licensed professional will evaluate and test the soil and water before the fill removal process. A letter was received from Mr. Addo requesting site visit notification to him regarding inspections. Agent Hannon said he does not enter his property and the street is deemed a public way. When a Notice of Intent is filed the Agent has the right to enter during normal business hours.

Motion to close the public hearing was made by E. Philla. R. Rezendes seconded the motion. Motion passed 4-0.

VII. Discussion:

- **21 Evergreen Drive** - Agent Hannon met with Mr. Fernandes regarding the Isolated Land Subject to Flooding (ILSF). Agent Hannon suggested a silt sock be installed and no further encroachment to the ILSF. An as-built plan needs to be provided of the stabilized area, ILSF and related buffer zone, plan needs to be recorded at the Bristol County Registry of Deeds. Agent Hannon will do an inspection upon completion of this work. Agent Hannon will send a letter to Mr. & Mrs. Fernandes and their engineer regarding the negative determination. R. Rezendes made a motion to issue a letter to accept revised plans from their Engineer, including a no activity zone, as-built plan to be recorded at the Bristol County Registry of Deeds. R. Pimentel seconded the motion. Motion passed 4-0.
- **88 Wing Lane** – Agent Hannon did a site visit and mentioned to the Commission the filing should have been a NOI. Groundwater is at the surface, there are panels that have water underneath them. Agent Hannon mentioned the basin was built without stormwater review and a permit, the Planning Board was unaware this was in their by-law and had not been peer reviewing the plans. Agent Hannon said boulders were dumped over the silt fence in the wetland. Agent Hannon called the Engineer and asked if the project was filed with Natural Heritage, the Engineer did not know of Natural Heritage. Agent Hannon also mentioned under the Stormwater by-law projects with basins will need a financial surety bond, he spoke with the Treasurer,

Catherine Muller, and she did not have any bonds on file for basin projects. Doug Pimentel, the town Planner is following up.

- **Discussion on use of Buffer Zone** – Agent Hannon mentioned that some of the past approved projects are only 10' or less to the buffer zone. Agent Hannon spoke about a few projects that are ongoing and those projects should have been filed as a Notice of Intent. DEP file numbers have not been placed on site. Discussion on Stormwater review continued. R. Rezendes made a motion to have the Conservation Commission take on Stormwater review. R. Pimentel seconded the motion. Motion passed 4-0.

R. Rezendes asked about Members ID's and how to enforce the Mass-DEP file# sign on the property. Agent Hannon said it is a requirement for the Mass-DEP file # to be visible on the property in the Order of Conditions and this Commission does have an initial meeting in the field before work begins.


VIII. Agent Updates:

- New computers are coming this week.

Meeting adjourned at 7:00 p.m.

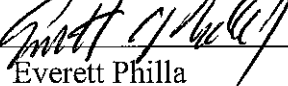
A motion to adjourn was made by E. Philla. The motion was seconded by R. Rezendes. Motion passed 4-0.

Respectfully submitted:


Joann DeMello, Senior Clerk
Acushnet Conservation Commission

Minutes Approved:


Robert Rocha, Chairman


Everett Philla


absent

Evelyn Bouley

absent

Heidi Pelletier


Richard Pimentel


Ryan Rezendes

absent

Paul Valente

Date signed: August 25, 2021