



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

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**MINUTES OF JUNE 22, 2021
CONSERVATION COMMISSION MEETING**

Present:	Robert Rocha, Chairman Everett Philla Heidi Pelletier Richard Pimentel Ryan Rezendes Evelyn Bouley Merilee Kelly, Agent Joann DeMello Luke Legere, PJK Counsel Douglas Vigneau, PJK Environmental Compliance Manager Charles Caron, Caron Environmental James Tetreault, Thompson-Liston Associates, Inc. Robert Robinson, PJK Vice President Aggregates Michael Warner, PJK Site Manager Patrick Hannon, Assistant Health Agent Jeffrey Blake, Town Counsel Michael Toohill, Coneco Engineers and Scientists Sue Fernandes, resident Barry Montella, resident	Absent:	Paul Valente
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- I. **Meeting called to order at 6:01 p.m. held via zoom.**
- II. **Minutes for approval:** A motion was made by E. Philla to approve the minutes of May 25, 2021. E. Bouley. Motion passed 6-0.

III. **Meeting Mail:** Eversource Vegetation Management Information – Tree work will begin from the river to the quarry up to the North End of Town. There will be no interruptions to residents or businesses.

Bristol County Mosquito Control will be doing ditch maintenance at Clem's Way.

IV. **Appointments:** None.

V. **Old Business:** None.

VI. **New Business:**

(Continued Public Hearing) 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. Additional plan filed – plan to show areas of silt deposition in wetlands at 72 South Main Street in Acushnet, MA dated April 23, 2021. Chairman Rocha read aloud a request from Patrick Hannon, Asst. Board of Health Agent, regarding full size plans for review and comment for the Board of Health and Soil Board. Doug Vigneau replied that at the last meeting he specifically asked if PJK needed to provide any documentation or plans. Mr. Vigneau said the reply was the Commission can email the plans. Chairman Rocha asked Agent Kelly if a full size plan was received. Agent Kelly said she did not request full size plans, not much had changed from the original plan. P. Hannon also stated the public hearing was not held in compliance with the open meeting laws regarding the date of publication. Discussion ensued regarding open meeting laws in regards to the hearing re-post and proper advertisement procedures. Attorney Blake suggested the parties need to agree to a time and date certain for a continuance of the hearing. Attorney Legere stated that PJK willing to accept the risk to close this hearing. Attorney Blake explained closing the hearing and then 21 days to deliberate the decision at a posted meeting. Charles Caron, Agent Kelly and Michael Toohill visited the 3 areas of concern; the main area of concern is to remove the stockpile before restoration begins. Overall they are in agreement with the restoration plan. Chairman Rocha asked the Commission for comments or questions. R. Rezendes inquired about the ramifications regarding the ad/hearing procedure. Attorney Blake said that the permit may be subject to challenge, DEP may issue a superseding Order of Conditions. Chairman Rocha asked about the plan to regrade/stabilize and move the pile outside of the buffer zone. James Tetreault replied that the plan has no changes as of April 23, 2021. E. Philla made a motion to close the public hearing. R. Rezendes seconded the motion. Motion passed 6-0. H. Pelletier made a motion to issue a positive Order of Conditions regarding the cleanup and restoration plan in draft format. E. Philla seconded the motion. Motion passed 6-0. Attorney Blake explained the next steps to proceed to vote on the Order of Conditions at a public meeting to be held at a time and date certain for deliberation and discussion.

VII. Discussion:

- **4 Wilfred Lane** – Enforcement Order update – Agent Kelly said Mr. Addo came into the office to file an RDA to clean up fill & construction debris. Chairman Rocha asks where is he bringing the debris? E. Philla said Mr. Addo had a dump truck on the property. Mr. Montella called about tree cutting – chainsaw running. Contentious situation between neighbors. Chairman Rocha requested the patio measurements to be included in the RDA filing. Agent Kelly to call Mr. Addo and explain what the Commission is requesting. Pat Hannon, Asst. Board of Health Agent said there is a concern of solid waste. Solid waste needs to be delivered to a licensed site.
- **Fernandes – 21 Evergreen Drive** – Agent Kelly said Michael Koska- Engineer called and is not ready for this meeting. Mrs. Fernandes mentioned they are communicating with Mr. Koska.

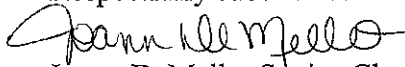
VIII. Agent Updates:

- Agent Kelly printed out the priority Habitant Map; if anyone has comments they can be left at the Natural Heritage website.
- Chairman Rocha thanked Agent Kelly for her time and dedication to the Commission over the past 15 years.
- Chairman Rocha stated the next meeting will be held on July 7, 2021 at 7:00 p.m. at the Conservation Commission Office located at 130 Main Street, Acushnet, MA. This meeting will be held regarding discussion and deliberations for PJ Keating - Order of Conditions.

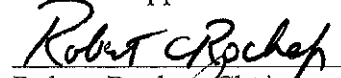
Meeting adjourned at 7:29 p.m.

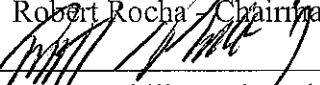
A motion to adjourn was made by E. Bouley. The motion was seconded by H. Pelletier
Motion passed 6-0.

Respectfully submitted:


Joann DeMello, Senior Clerk
Acushnet Conservation Commission

Minutes Approved:


Robert Rocha – Chairman


Everett Philla – Vice Chairman

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Evelyn Bouley

Heidi Pelletier

Richard Pimentel

Richard Pimentel

Ryan Rezendes

absent

Paul Valente

Date signed: August 11, 2021

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