



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 NOVEMBER 10, 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

I. Meeting called to order at 6:00 p.m.

II. Minutes for approval:

A motion was made by E. Philla to approve the minutes of October 13, 2021. R. Pimentel seconded the motion. Motion passed 4-0.

III. Meeting Mail: None.

IV. Appointments: None.

V. Old Business:

R. Rezendes made a motion to open the public hearing – continued. E. Philla seconded the motion. Motion passed 4-0.

(Continued Public Hearing) NOI – Ray White / 211 Middle Road SE 001-0569

A Notice of Intent was filed by Ray White for property located at 211 Middle Road, Map 23, Lots 29, 29A, and 29B. The applicant proposes construction of two (2) 7,200 sq. ft. self-storage buildings and a 3,200 sq. ft. commercial building with associated parking lot, grading, drainage, utilities and landscaping within 100 ft. of a bordering vegetated

wetland. The applicant is represented by Nyles Zager of Zenith Consulting Engineers, LLC. Plan name is "Site Plan for 211 Middle Road Acushnet, Massachusetts" dated December 17, 2020. A DEP file number has been received. Agent Hannon said Beals & Thomas will be used for peer review and reminded the Commission that no hazardous material to be stored in the buffer zone was discussed at the last meeting. R. Pimentel made a motion to issue a positive order of conditions with the condition that no hazardous material to be stored within the 100 foot wetlands buffer zone. E. Philla seconded the motion. Motion passed 4-0. E. Philla made a motion to close the hearing, seconded by R. Pimentel. Motion passed 4-0

Enforcement Order – Ernest Addo – 4 Wilfred Lane

Agent Hannon would like to refer this DEP for an investigation and enforcement. DEP officials were at the property but no one answered the door. R. Pimentel made a motion to approve DEP to investigate and enforce. E. Philla seconded the motion. Motion passed 4-0.

VI. New Business:

R. Rezendes made a motion to open the public hearing. E. Philla seconded the motion. Motion passed 4-0.

(Public Hearing) RDA – Estate of Doris Cloutier / 134 Peckham Road - A Request for Determination was filed by Catherine Charpentier, for the Estate of Doris Cloutier for property located at 134 Peckham Road, Map 16, Lot 80. The applicant proposes to install a Title 5 compliant septic system using an Eljen GSF leaching facility in accordance with DEP approvals for remedial use within the 100 ft. buffer zone to a bordering vegetated wetland. The applicant is represented by Rick Charon of Charon Associates, Inc. Plan name is "Plan of Site & Repair of Subsurface Sewage Disposal" for the Estate of Doris Cloutier dated September 30, 2021. Rick Charon, Engineer was not present at this meeting. Agent Hannon said he conducted a site visit and suggested an erosion control barrier be installed between the wetland and the septic system. Agent Hannon to inspect the erosion control after installation and after work has been completed. R. Rezendes made the motion to issue a negative determination with the condition that the erosion control barrier be inspected after installation and after work has been completed. R. Pimentel seconded the motion. Motion passed 4-0. R. Rezendes made a motion to close the hearing, seconded by E. Philla. Motion passed 4-0.

VII. Discussion:

- Horse Rescue on Conservation Land – Agent Hannon received a call from a resident wishing to establish a Horse Rescue on Conservation Land. The land was not owned by the Town. Agent Hannon suggested they could research some of the Town owned property. Agent Hannon would like to walk some of the open space parcels 1 piece at a time.
- Stormwater Fees – Agent Hannon will submit a fee schedule for the next meeting.
- Boy Scouts – Troup 11 is interested in taking care of the pollinator garden. Heather Dionne will do a presentation in the future.
- Permitting Software – Agent Hannon now has an Ipad. The software update had some glitches. Office computers are in, still need programs installed.

VIII. Agent Updates: Given during above discussion session.

Chairman Rocha announced the Commission will enter into Executive Session to discuss the following matter - 72 South Main Street – PJ Keating Co. v. Acushnet Conservation Commission, Bristol Sup. Ct. Docket No. 21CV00051C

Executive Session pursuant to G.L. c. 30A, Section 21(a)(3) to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body, and the Chair so declares that having a discussion in open session would have a detrimental effect on the Town's litigating position.


Not to re-convene in Open Session.

Roll call vote: Everett, Ryan, Rick – Yes. Chairman Rocha is a yes.

Public Meeting adjourned at 6:18 p.m.

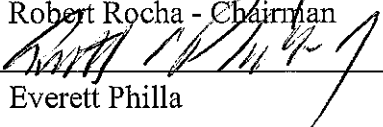
A motion to adjourn the public meeting was made by E. Philla. The motion was seconded by R. Pimentel. Motion passed 4-0.

Respectfully submitted:


Joann DeMello, Senior Clerk
Acushnet Conservation Commission

Minutes Approved:

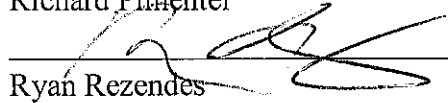

Robert Rocha - Chairman


Everett Philla
absent

Evelyn Bouley
absent

Heidi Pelletier


Richard Pimentel


Ryan Rezendes
absent

Paul Valente

Date signed: December 8, 2021

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