

**DARTMOUTH CONSERVATION COMMISSION
DARTMOUTH TOWN HALL - 7:00 P.M. in Room 103
AGENDA - TUESDAY, JANUARY 8, 2013**

Next scheduled Dartmouth Conservation Commission meeting: Tuesday, January 22, 2013 at 7
p.m. - in Room 103

RECEIVE the minutes of November 27, 2012 meeting

APPROVAL of the field trip report of the November 27, 2012 meeting

No Quorum December 18, 2012

FIELD TRIP REPORTS

1. A Request for Determination of Applicability from Marjorie Greenwood re: Map 25 Lot 15 on 105 Rock O' Dundee Rd (sewage disposal repair) (Prime Engineering)
2. A Request for Determination of Applicability from Joseph & Dulce Ganhadeiro re: Map 61 Lot 69 on 1080 Reed Road (garage) (Sitec Inc)
3. A Request for Determination of Applicability from Robert and Jane Sylvia re: Map 23 Lot 58-1 on 150 Horseneck Road (alteration on abutting lot) (Robert Sylvia)
4. A Request for a Certificate of Compliance from C.I.L Realty of Massachusetts, Inc. re: Map 53 Lot 1-6 on 36 Azalea Drive **File 15-2046** (SFH) (Sitec, Inc)
5. A Request for a Certificate of Compliance from Jay & Lois Horowitz re: Map 25 Lot 51-12 on 20 Wild Pepper Lane **File 15-1155** (SFH) (Robert Berube, P.E.)

ITEMS FOR DISCUSSION:

- A. New Bedford Airport variance and conservation restriction
- B. Peter's Creek Reserve Conservation Restriction

-
1. **CONTINUED PUBLIC HEARING-** Eric & Jessica Medeiros re: Map 153 Lot 20 on 50 Whiteweed Drive **File 15-2174**(clearing) (Sitec, Inc)
 2. **CONTINUED PUBLIC HEARING-** Jose Verissimo re: Map 142 Lot 39 on Myles Standish Drive **File 15-2176** (single family home) (Sitec, Inc.)
 3. **PUBLIC HEARING -** Patrick Carney re: Map 113 Lot 20 & 20-1 on Rockland Farm **File 15-2178** (grading) (Sitec, Inc.)
 4. **CONTINUED PUBLIC HEARING-** Jordan Busch re: Map 118 Lot 114 on 36 Swift Road **File 15-2172**(pier) (Prime Engineering)
 5. **PUBLIC HEARING AMENDED ORDER OF CONDITIONS-** Roberta and James Gates re: Map 14 Lot 7 on 452 Potomska Road **File 15-2138** (proposed gangway) (Prime Engineering)
 6. **PUBLIC HEARING-** Barbara Purdy re: Map 25 Lots 1-11 and 1-12 on Purdy Lane **File 15-2177** (gravel roadway) (Prime Engineering)
 7. **PUBLIC HEARING ON AMENDED ORDER OF CONDITIONS** Pal Realty Trust re: Map 77 Lot 39-1 on High Hill Road **File 15-2017** (subdivision) (Ferreira Engineering)

(Please be advised this agenda is subject to change. We advise you to call that afternoon of the schedule meeting for any updates to this agenda.)

RECEIVED
2013 FEB 14 AM 10:57
DARTMOUTH TOWN CLERK

**DARTMOUTH CONSERVATION COMMISSION
DARTMOUTH TOWN HALL - 7:00 P.M. in Room 103
MINUTES - TUESDAY, JANUARY 08, 2013**

Present Michael Kehoe, Chairperson, Jacquelyn McDonald, Vice-chair, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk

ABSENT: Richard Golen

Ms. McDonald, Vice-chair convened the meeting at 7:09 p.m.

Received the minutes of the November 27, 2012 meeting was received for reading.

Approval of the field trip report of the November 27, 2012 meeting was unanimously accepted by those Commissioners present.

Mr. Kehoe joined the meeting at 8:00 p.m.

Discussion regarding New Bedford Airport variance and conservation restriction- Mr. O'Reilly attended a meeting a couple of weeks ago regarding the New Bedford Airport variance. They have an existing vegetation improvement for the runway safety area. The airport has opted to go directly to DEP for the variance for the work that will occur in Dartmouth. This is a result of runway improvements, and secondly they had a limited project filing for the existing runway. The Commission had asked them to check with the Army Corps regarding the conservation restriction to make sure it was being handled properly. Mr. O'Reilly stated this is not a runway expansion but just improvements.

Discussion regarding Peter's Creek Reserve Conservation Restriction- Mr. O'Reilly explained DNRT currently owns 20 acres on Little River, and there is an additional 9 acres which the Buzzards Bay Coalition will hold the conservation restriction. So, all 29 acres will be owned by DNRT. Mr. O'Reilly explained the Municipal Certification is certifying that conservation restriction is in keeping with the open space plan. Ms. McDonald motioned to sign the municipal Certification with Mr. Mallen seconding. Ms. Brindisi recused herself from the voting and discussion on this matter.

With nothing further to discussed, Mr. Kehoe, Chairperson entertained a motion to adjourn the public meeting. Ms. McDonald motioned to adjourn the public hearing at 8:25 p.m. with Ms. Brindisi seconding. It was an unanimous decision of those present.

Respectfully submitted,

Donna Farias
Administrative Clerk

DARTMOUTH CONSERVATION COMMISSION
PUBLIC HEARING MINUTES OF
ERIC AND JESSICA MEDEIROS
15-2174

There was a Conservation Commission hearing held in accordance with the provisions of the Dartmouth Wetlands Protection Bylaw and M.G.L., 131, § 40, the Wetlands Protection Act, on the Notice of Intent of Eric and Jessica Medeiros who wishes to do clearing on land located at Map 153 Lot 20 on 50 Whiteweed Drive in Dartmouth. The hearing was held on Tuesday, January 8, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

Present were Jacquelyn McDonald, Vice Chairperson, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

ABSENT: Michael Kehoe, Chairperson, Richard Golen

Ms. McDonald, Vice-chair convened the hearing at 7:22 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 11-4983 dated December 11, 2012 of site were displayed.

Steven Gioiosa from Sitec, Inc was present to represent the applicant. Mr. Gioiosa explained they had been before the Commission previously, and has since revised the plan. Mr. Gioiosa explained the existing wetland area shall be planted with winterberry, high bush blueberry, and six Leyland Cypresses will be planted along the limit of work. There is a note on the plan stating if any trees are to be removed they must be tagged and the conservation agent will be notified prior to removal. There will be no grade changes. If there is any disturbance of the soil during clearing of brush or tree removal there maybe some material brought in and leveled. Mr. Gioiosa mentioned if grass clippings are stored onsite they must be kept a minimum of 20 feet from the wetlands. The grass seed to be used to establish lawn will be a shade tolerant mix.

Mr. O'Reilly explained this addresses all the issues brought up at the last meeting. Mr. O'Reilly explained not all the commission members were present at all the meetings. Mr. O'Reilly suggested they listen to the tape and certify in writing they have listened to the previous meeting so they will be able to act on this the next time.

Attorney Matthew Thomas who is representing the applicant reiterated to the commission if they could listen and certify so this doesn't prolong it any longer.

James Hoffman an abutter is concerned with the 5 foot buffer. Mr. Hoffman wants to know what percentages of applicants are awarded 5 feet. Ms. McDonald explained it depends on the project.

With nothing further to be added, Ms. Sweriduk motioned to continue the public hearing until January 22, 2013, at 7:00 p.m. with Mr. Mallen seconding.

Respectfully submitted,

Donna Farias
Administrative Clerk

DARTMOUTH CONSERVATION COMMISSION
PUBLIC HEARING MINUTES OF
JOSE VERISSIMO
15-2176

There was a Conservation Commission hearing held in accordance with the provisions of the Dartmouth Wetlands Protection Bylaw and M.G.L., 131, § 40, the Wetlands Protection Act, on the Notice of Intent of Jose Verissimo who wishes to construct a single family home on land located at Map 142 Lot 39 on Myles Standish Drive in Dartmouth. The hearing was held on Tuesday, January 8, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

Present were Jacquelyn McDonald, Vice Chairperson, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

ABSENT: Michael Kehoe, Chairperson, Richard Golen

Ms. McDonald, Vice-chair convened the hearing at 7:33 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 96-1209 dated November 29, 2012 of site were displayed.

Steven Gioiosa from Sitec, Inc was present to represent the applicant. Mr. Gioiosa explained this is for a single family home. They did file with Natural Heritage & Endangered Species Program and received certification there are no issues. His client has reduced the foot print and pulled the garage forward to limit the impact on the wetlands. The alteration to the wetlands was 500 square feet, and has been reduced to 140 square feet. Mr. Gioiosa has also included comments from the DPW on this plan.

Attorney Matthew Thomas who is representing the applicant reiterated to the commission if they could listen and certify so this doesn't prolong it any longer.

With nothing further to be added, Ms. Sweriduk motioned to continue the public hearing until January 22, 2013, at 7:00 p.m. with Mr. Mallen seconding.

Respectfully submitted,

Donna Farias
Administrative Clerk

DARTMOUTH CONSERVATION COMMISSION
PUBLIC HEARING MINUTES OF
PATRICK CARNEY
15-2178

There was a Conservation Commission hearing held in accordance with the provisions of the Dartmouth Wetlands Protection Bylaw and M.G.L., 131, § 40, the Wetlands Protection Act, on the Notice of Intent of Patrick Carney who wishes to do some grading on land located at Map 113 Lot 20 & 20-1 on Rockland Farm in Dartmouth. The hearing was held on Tuesday, January 8, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

Present were Jacquelyn McDonald, Vice Chairperson, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

ABSENT: Michael Kehoe, Chairperson, Richard Golen

Ms. McDonald, Vice-chair convened the hearing at 7:38 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 10-4757 dated November 20, 2012 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

Steven Gioiosa from Sitec, Inc was present to represent the applicant. Mr. Gioiosa explained the location of the site, as well as, the location of the resource areas. Mr. Gioiosa stated the applicant is still working with an architect for the single family home. They would like to get the grading plan approved so they may approach FEMA regarding the flood plain. Mr. Gioiosa explained it is a three step process. First you get the permit with the commission, do the grading and stabilize the area, and lastly file with FEMA. There are no structures proposed at this time. Ms. Sweriduk asked about how much fill. Mr. Gioiosa figured about 5 feet, but had not analyzed the quantity. Ms. Brindisi asked what the surface area was? Mr. Gioiosa stated ½ acre. Ms. Brindisi asked if procedurally the commission should wait for FEMA. Mr. Gioiosa stated FEMA would want to see an approve plan. Mr. O'Reilly stated they would bring the fill in, and bring it above the flood plain. Mr. O'Reilly explained FEMA has certain requirements of types of fill. Mr. O'Reilly feels this plan conforms to the performance standards.

Ms. Sweriduk motioned to close the public hearing with Mr. Mallen seconding the motion.

With nothing further to be added, Ms. Sweriduk motioned to issue a Standard Order of Conditions according to the plan submitted, and follow FEMA requirement for the fill with Mr. Mallen seconding the motion and Ms. Brindisi opposing.

Respectfully submitted,

Donna Farias
Administrative Clerk

DARTMOUTH CONSERVATION COMMISSION
PUBLIC HEARING MINUTES OF
Jordan Busch
15-2172

There was a Conservation Commission hearing held in accordance with the provisions of the Dartmouth Wetlands Protection Bylaw and M.G.L., 131, § 40, the Wetlands Protection Act, on the Notice of Intent of Jordan Busch who wishes to construct a pier on land located at Map 118 Lot 114 on 36 Swift Road in Dartmouth. The hearing was held on Tuesday, January 8, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

Present were Jacquelyn McDonald, Vice Chairperson, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

ABSENT: Michael Kehoe, Chairperson, Richard Golen

Ms. McDonald convened the hearing at 7:49 p.m. It was voted to waive the reading of the public hearing notice. Plans accompanying the petition of Jordan Busch dated December 10, 2012 of site were displayed.

Richard Rheume was present to represent the applicant. Mr. Rheume had previously been in front of the commission for a proposed pier. They had a diver go down and delineate the eel grass beds due to comments from Marine Fisheries. The pier has now been move, so not to impact the eel grass beds. Mr. O'Reilly stated this is a good thing that we have a large mapped eel grass bed, and the pier is now avoiding direct impact to the bed.

Ms. Brindisi motioned to close the public hearing with Mr. Mallen seconding the motion.

With nothing further to be added, Mr. Mallen motioned to issue a Standard Order of Conditions according to the plan submitted with Ms. Brindisi seconding.

Respectfully submitted,

Donna Farias
Administrative Clerk

DARTMOUTH CONSERVATION COMMISSION
PUBLIC HEARING OF
Roberta and James Gates
FILE 15-2138

There was a Conservation Commission hearing held in accordance with the provisions of the Dartmouth Wetlands Protection Bylaw and M.G.L., Ch. 131, § 40, the Wetlands Protection Act, on the request from Roberta and James Gates who wishes to AMEND an Order of Conditions, **File 15-2138**, on land located at Map 14, Lot 7 at 452 Potomska Road in Dartmouth. The hearing was held on Tuesday, January 8, 2013 in Room 103 in the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

Present were Jacquelyn McDonald, Vice-Chairperson, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

ABSENT: Michael Kehoe, Chairperson, Richard Golen

Ms. McDonald convened the hearing at 7:55 p.m. It was voted to waive the reading of the public hearing notice. Plan project vegetation removal received on December 5, 2012. Certified mail receipts showing proof of abutter notification were submitted for the file.

Richard Rheume from Prime Engineering was present to represent the applicant. Mr. Rheume is requesting an amended order to allow removal of invasive vegetation near the house. Mr. Rheume has spoken with Mr. O'Reilly who explained you can't remove any vegetation within 100 feet of river. So, they are looking to remove bittersweet and other invasive plants 100 to 200 feet off of the river. Mr. O'Reilly addressed the type of landscape plan that was submitted. Mr. O'Reilly would like to see plans that reference the resource area, show the riverfront area and you don't have to move back and forth between plans. Ms. Sweriduk also commented on the difficulty of the plans before them. Mr. Rheume stated he will modify the plan showing the resource areas and where the clearing will occur. Mr. Rheume asked for a one month continuance.

With nothing further to be added, Ms. Sweriduk motioned to continue the public hearing until Tuesday, February 12, 2013 with Ms. Brindisi seconding.

Respectfully submitted,

Donna Farias
Administrative Clerk

DARTMOUTH CONSERVATION COMMISSION
PUBLIC HEARING MINUTES OF
Barbara Purdy
15-2177

There was a Conservation Commission hearing held in accordance with the provisions of the Dartmouth Wetlands Protection Bylaw and M.G.L., 131, § 40, the Wetlands Protection Act, on the Notice of Intent of Barbara Purdy who wishes to construct a gravel roadway on land located at Map 25 Lot 1-11 and 1-12 on Purdy Lane in Dartmouth. The hearing was held on Tuesday, January 8, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

Present were Michael Kehoe, Chairperson, Jacquelyn McDonald, Vice Chairperson, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

ABSENT: Richard Golen

Mr. Kehoe convened the hearing at 8:01 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 12740101 dated December 5, 2012 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

Richard Rheume from Prime Engineering was present to represent the applicant. There is an existing roadway through some wetlands to access the agricultural fields. Ms. Purdy purchased some land from a subdivision to access the fields, and would like to put a gravel roadway. At the narrowest point of the roadway they are proposing a stream crossing. They are going to have an arch span so they may have an open bottom culvert to have the stream bed undisturbed. They are also proposing to do some replication up stream for the disturbance of the stream crossing. Mr. O'Reilly asked if the other access was going to be abandoned but feels it conforms to the performance standards. Mr. Rheume stated it would be abandoned.

Ms. McDonald closed the public hearing with Mr. Mallen seconding the motion.

With nothing further to be added, Ms. Sweriduk motioned to issue a Standard Order of Conditions according to the plan submitted with Ms. McDonald seconding.

Respectfully submitted,

Donna Farias
Administrative Clerk

DARTMOUTH CONSERVATION COMMISSION
PUBLIC HEARING OF
Pal Realty Trust
FILE 15-2017

There was a Conservation Commission hearing held in accordance with the provisions of the Dartmouth Wetlands Protection Bylaw and M.G.L., Ch. 131, § 40, the Wetlands Protection Act, on the request from Pal Realty Trust who wishes to AMEND an Order of Conditions, **File 15-2017**, on land located at Map 77, Lot 39-1 at High Hill Road in Dartmouth. The hearing was held on Tuesday, January 8, 2013 in Room 103 in the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

Present were Michael Kehoe, Chairperson, Jacquelyn McDonald, Vice-Chairperson, Patricia Sweriduk, Richard Mallen, Jennifer Brindisi, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

ABSENT: Richard Golen

Mr. Kehoe, Chair convened the hearing at 8:06 p.m. It was voted to waive the reading of the public hearing notice. Plan project number FE3333 dated November. Certified mail receipts showing proof of abutter notification were submitted for the file.

Paul Bourgeois and Elsie Soares owners of the property were present. There was a previous order of condition issued for a two lot subdivision. Mr. Bourgeois and Ms. Soares have been to the planning board to rescind the two lot subdivision, and make it a single lot. They are planning on building a single family home with a twelve foot wide gravel roadway with no other changes to the plan. Mr. O'Reilly feels this meets the performance standards for isolated land subject (ILSF) to flooding under the bylaw. Mr. O'Reilly explained the bylaw has a buffer zone to ILSF.

Ms. McDonald motioned to close the public hearing with Ms. Sweriduk seconding.

With nothing further to be added, Ms. Sweriduk motioned to issue a Standard Order of Conditions occurring to the plan with Ms. McDonald seconding.

Respectfully submitted,

Donna Farias
Administrative Clerk

• **Dartmouth Conservation Commission**
January 8, 2013
Field Trip Report

1. A Request for Determination of Applicability from Marjorie Greenwood re: Map 25 Lot 15 on 105 Rock O' Dundee Rd (sewage disposal repair) (Prime Engineering)

ABSENT: Michael Kehoe, Richard Golen

Ms. Sweriduk motioned to waive the reading of the public hearing notice with Mr. Mallen seconding.

Mr. O'Reilly explained this is for a substandard sewage disposal repair. Mr. O'Reilly would recommend a negative determination.

DECISION Ms. Sweriduk motioned to issue a **NEGATIVE 3** determination with Mr. Mallen second the motion.

2. A Request for Determination of Applicability from Joseph & Dulce Ganhadeiro re: Map 61 Lot 6-9 on 1080 Reed Road (garage) (Sitec Inc)

ABSENT: Michael Kehoe, Richard Golen

Ms. Sweriduk motioned to waive the reading of the public hearing notice with Ms. Brindisi seconding.

Mr. O'Reilly explained this is an application for a garage in the buffer zone. The Commission had issued a Certificate of Compliance at a previous meeting. Mr. O'Reilly would recommend a negative determination for the garage addition.

DECISION Ms. Sweriduk motioned to issue a **NEGATIVE 3** determination with Mr. Mallen second the motion.

3. A Request for Determination of Applicability from Robert and Jane Sylvia re: Map 23 Lot 58-1 on 150 Horseneck Road (alteration on abutting lot) (Robert Sylvia)

ABSENT: Michael Kehoe, Richard Golen

Ms. Sweriduk motioned to waive the reading of the public hearing notice with Ms. Brindisi seconding.

Mr. O'Reilly explained a request was made by Mr. Sylvia on the Pacheco property. This is the second time this has been heard. There is activity that needs permitting, so Mr. O'Reilly would recommend a positive determination.

Mr. Gioiosa who is representing Mr. Sylvia is concerned there has been unpermitted activity. Mr. Gioiosa spoke with Mr. Hardman who is representing the Pacheco's. Mr. Hardman indicated there has been a plan submitted showing the work encroaching on the Riverfront. Mr. Sylvia's concern is there has been action taken and ignored by the

Dartmouth Conservation Commission
January 8, 2013
Field Trip Report

owner. Mr. Sylvia is looking for a more aggressive approach to get the Pacheco's to file something, so Mr. Sylvia can look at the information, and see if it will have some bearing on his property.

Mr. O'Reilly explained a positive determination had been issued with an enforcement order for the stairs on the coastal bank. Everything else on the property is permitted. Mr. O'Reilly explained Mr. Pacheco passed away, so they gave them some time. Mr. O'Reilly had contacted the Pacheco's representative 6-7 weeks ago letting them know the after-the-fact notice of intent need to be filed.

Mr. Hardman who is representing the Pacheco's clarified the only violation was the stairs down the coastal bank. Mr. O'Reilly agreed. Mr. Hardman has been authorized to do this work. Ms. McDonald asked what does that do for this request? Mr. O'Reilly stated nothing, the commission issued a positive determination stating work has alleageable been done. Mr. Mallen asked Mr. Hardman how long it would be before he would file. Mr. Hardman stated within the week. Ms. Brindisi asked has a preliminary plan been submitted. Mr. O'Reilly responded a comprehensive plan that the commission had asked for has been done and will also be submitted with the after-the-fact notice of intent. Ms. Sweriduk asked why there is a request before the commission. Mr. Gioiosa explained his client is concerned activities have occurred and they aren't permitted. There was a filing by Mr. Sylvia a year ago and nothing has been done. Mr. Gioiosa states a representative or family members could have followed through on Mr. Pacheco's behalf. They want to make sure any standard Mr. Sylvia would be held to; other people would be held too.

Mr. O'Reilly explained plans were produced but Mr. Sylvia claimed that a barn on the site is within the 200 foot riverfront. Within the past year there have been a couple of plans showing the barn not within the riverfront. Everything will be address in the after-the-fact notice of intent.

Mr. Sylvia stated he had viewed the as-built at the Building Department and the barn is built on the 200 foot setback, so anything southeast of it is a violation. Mr. Sylvia's determination was made by reviewing the building department plans.

DECISION Ms. Sweriduk motioned to issue a **POSITIVE 3** determination with Ms. Brindisi second the motion.

4. A Request for a Certificate of Compliance from C.I.L Realty of Massachusetts, Inc. re: Map 53 Lot 1-6 on 36 Azalea Drive **File 15-2046** (SFH) (Sitec, Inc)

ABSENT: Michael Kehoe, Richard Golen

Mr. O'Reilly explained a letter had been received by an engineer, and he did conduct a site visit and everything was in order. Mr. O'Reilly would recommend the issuance of a certificate of compliance.

Dartmouth Conservation Commission
January 8, 2013
Field Trip Report

DECISION Ms. Sweriduk motioned to **GRANT** the issuance of a certificate of compliance with Mr. Mallen second the motion.

5. A Request for a Certificate of Compliance from Jay & Lois Horowitz re: Map 25 Lot 51-12 on 20 Wild Pepper Lane **File 15-1155** (SFH) (Robert Berube, P.E.)

ABSENT: Michael Kehoe, Richard Golen

Mr. O'Reilly explained a letter had been received by an engineer, and he did conduct a site visit and everything was in order. Mr. O'Reilly would recommend the issuance of a certificate of compliance.

DECISION Ms. Sweriduk motioned to **GRANT** the issuance of a certificate of compliance with Mr. Mallen second the motion.