

**DARTMOUTH CONSERVATION COMMISSION  
DARTMOUTH TOWN HALL- Room 103 - 7:00 P.M.**

**AGENDA - TUESDAY, JUNE 18, 2013**

Next scheduled Dartmouth Conservation Commission meeting: Tuesday, July 02, 2013 at 7 p.m. - in Room 103

Revised 6/17/2013

**APPROVAL** of the minutes of May 21, 2013 meeting

**RECEIVE** the minutes of June 06, 2013 meeting

**APPROVAL** of the field trip report of the June 06, 2013 meeting

**BILL MACC 2014 dues \$503.00; Gustavo Raposo, P.E. stormwater consultant review for Blue Wave Capital \$2,400**

1. **CONTINUED PUBLIC HEARING**- Blue Wave Capital re: Map 84 Lots 7,8 and 8-18 and Map 85 Lots 7 and 8 off Castaldi Drive **File 15-2196** (Solar array) (Field Engineering Co. Inc.)
2. **CONTINUED PUBLIC HEARING** - A&A Jewelers re: Map 167 Lot 102 on 279 State Road **File 15-2180** (parking lot improvements and stormwater infiltration) (Sitec, Inc)
3. **CONTINUED PUBLIC HEARING**- Saladar Nominee Trust re: Map 104, Lot 6-7 on Smith Neck Road **File 15-2182** (expand kayak storage building) (Prime Engineering) (continuance until July 2, 2013 requested by applicant's representative)
4. **PUBLIC HEARING**- Francis and Elizabeth Gray re: Map 105 Lot 67 and 69 on 7 Birchfield Road **File 15-2200** (remove and replace the existing stone revetment-seawall) (N. Douglas Schneider & Associates, Inc)
5. **PUBLIC HEARING**- Edward and Peggy Barry re: Map 105 Lot 65 and 69 on 11 Birchfield Road **File 15-2199** (remove and replace the existing stone revetment-seawall) (N. Douglas Schneider & Associates, Inc)
6. **PUBLIC HEARING**- Birchfield Farms, Inc re: Map 105 Lot 69 on Birchfield Road and Guernsey Way **File 15-2198** (reconstruct the existing licensed stone groin) (N. Douglas Schneider & Associates, Inc)
7. **PUBLIC HEARING** - New Bedford Regional Airport Commission re: Map 63, Lots 29, 30 & 32 on Faunce Corner Road **File 15-2193** (vegetation removal) (Epsilon Assoc)

**ITEMS FOR DISCUSSION:**

- A) Alteration violation - Victor Reis - Map 62, Lot 13 on Hixville Road
- B) Dartmouth YMCA marked rope course - **add by Michael O'Reilly 6/17/2013**
- C) **New Business** - This time is being reserved for topics that the chair did not reasonably anticipate would be discussed.

RECEIVED  
2013 JUL 31 AM 4:3  
DARTMOUTH TOWN CLERK

**DARTMOUTH CONSERVATION COMMISSION  
DARTMOUTH TOWN HALL- ROOM 103 - 7:00 P.M.  
MINUTES - TUESDAY, JUNE 18, 2013**

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

ABSENT: Patricia Sweriduk, Kyle Ross

Mr. Kehoe, Chair convened the meeting at 7:05 PM.

Approval of the minutes of May 21, 2013 was unanimously accepted by those Commissioners present.

Minutes of the June 06, 2013 meeting received for reading.

Approval of the field trip report of the June 06, 2013 meeting was unanimously accepted by those Commissioners present.

The bills for MACC 2014 dues \$503.00 and Gustavo Raposo, P.E. stormwater consultant review for Blue Wave Capital \$2,400 were approved and signed.

**Discussion regarding Alteration violation - Victor Reis - Map 62, Lot 13 on Hixville Road** - Mr. O'Reilly updated the Commission that he has sent the request to the Town Administrator David Cressman asking for Anthony Savastano Town Counsel to file legal action through the Bristol County Superior Court. Mr. O'Reilly has received emails from the owner stating there have been some medical issues. Mr. O'Reilly stated the Reins' have obtained a Wetland Specialist Scott Goddard from Goddard Consulting, LLC and Site Design will also be staying on. The Commission suggested sending the consultant a letter informing him if he submits a detailed plan to remediate the violation prior to Town Counsel beginning legal action in Superior Court the Commission would instruct Town Counsel to delay the filing.

**Discussion regarding Dartmouth YMCA marked rope course - add by Michael O'Reilly 6/17/2013-** Mr. O'Reilly explained he had met with Derek Heim on site to discuss the removal of some trees. Mr. O'Reilly explained they would like to get a tractor down to the site where the marked rope course but to do so they will need to remove these trees. It was an unanimous decision of the Commission that the Dartmouth YMCA file a Request for Determination of Applicability.

**Discussion regarding emails from abutters about Map 94 Lot 25 on 29 Mattarest Lane -** Mr. O'Reilly mentioned about a series of email from Timothy and Samuel Haydock and the response letter from Site Design to the emails. Mr. O'Reilly stated he has done regular site visits and had pictures of the site. Mr. O'Reilly explained he had spoken to the applicant's representative about getting a Request for Determination of Applicability for some work that had been done but nothing has been submitted. Mr. Kehoe asked Mr. O'Reilly when he had spoken to the applicant representative. Mr. O'Reilly stated he had spoken to him approximately one month ago. Ms. McDonald stated that she hasn't had a chance to review the latest email from Site Design. Mr. Kehoe asked Mr. O'Reilly how often he has been to the site.

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Mr. O'Reilly stated he is out there at least once a week since construction started. Mr. Kehoe asked if the consultant had been forwarded the email. Mr. O'Reilly stated they had. Mr. Kehoe suggested sending the applicant's consultant a letter with a deadline to address the abutters emails and get the Request for Determination of Applicability into this office.

**Updates Cecil Smith Landfill and violation-** Mr. O'Reilly updated the Commission that there will be two public hearing coming up on the Cecil Smith Landfill. They will be to address site conditions and traffic impacts. One meeting is scheduled for Thursday, June 27, 2013 and the other date is Thursday, July 11, 2013. Mr. O'Reilly stated he hasn't heard anything about the water sampling. Mr. O'Reilly stated he had been out on some routine complaint that will be coming before the Commission in the near future.

With nothing further to discussed, Mr. Kehoe entertained a motion to adjourn the public meeting. Ms. McDonald motioned to adjourn the public hearing at 9:18 PM with Mr. Mallen seconding. It was an unanimous decision of those present.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**CONTINUED PUBLIC HEARING MINUTES OF**  
**BLUE WAVE CAPITAL**  
**15-2196**

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 Blue Wave Capital who wishes to construct a solar array on land located at Map 84 Lots 7, 8 and 8-18 and Map 85 Lots 7 and 8 off Castaldi Drive in Dartmouth. The hearing was held on Tuesday, June 18, 2013 in Room 103 in the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Kyle Ross

Mr. Kehoe, Chair convened the hearing at 7:10 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 1946 dated May 30, 2013 of site were displayed.

Richard Riccio from Field Engineering and Michael Howard from Epsilon was present to represent the applicant. Mr. Howard summarized once again for the Commission how they plan to avoid, minimize, and mitigate on this project.

Tom Davis from GNBIF spoke on the benefits.

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

With nothing further to be added, Ms. McDonald motioned to issue a Standard Order of Conditions according to the plan submitted. Mr. O'Reilly suggested the Commission put a special condition the transfer parcel to the Conservation Commission shall be complete prior to the solar generating facility going online. All cost associated with the transfer to property to conservation commission shall be borne by the applicant. Ms. McDonald amended her motion to reflect the Environmental Coordinators comment with Mr. Mallen, Mr. Golen, and Mr. Kehoe approving the motion and Ms. Brindisi opposing the motion.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**CONTINUED PUBLIC HEARING MINUTES OF**  
**A&A JEWELERS**  
**15-2180**

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 A&A Jewelers who wishes to do parking lot improvements and stormwater infiltration on land located at Map 167 Lot 102 on 279 State Road in Dartmouth. The hearing was held on Tuesday, June 18, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk

Mr. Kehoe, chair convened the hearing at 7:22 p.m. It was voted to waive the reading of the public hearing notice. Plan number 12-5083 dated June 14, 2013

Steven Gioiosa from Sitec, Inc was present to represent the applicant. Mr. Gioiosa explained they have submitted a plan showing the location of the sewage disposal system which was found by using the company Radar Solutions. Mr. Gioiosa stated there is good separation to the recharge system.

Mr. O'Reilly has reviewed the information and this is what the Commission is looking for. The plan was just received on Monday, so this will need to be continued due to the five day review period. Mr. O'Reilly has forward a copy of the Plan to the Town Planner as well.

With nothing further to be added, Ms. McDonald motioned to continue the public hearing until Tuesday, July 2, 2013, at 7PM with Mr. Mallen seconding the motion.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**CONTINUED PUBLIC HEARING MINUTES OF**  
**SALADAR NOMINEE TRUST**  
**15-2182**

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 Saladar Nominee Trust who wishes to construct expand kayak storage shed on land located at Map 104 Lot 6-7 on Smith Neck Road in Dartmouth. The hearing was held on Tuesday, June 18, 2013 in Room 103 in the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Kyle Ross,

Mr. Kehoe, chair convened the hearing at 7:25 p.m. It was voted to waive the reading of the public hearing notice.

An email had been received by Richard Rheume from Prime Engineering asked for a two week continuance on behalf of his client.

Ms. McDonald motioned to continue the public hearing until Tuesday, July 02, 2013 with Mr. Mallen seconding the motion.

With nothing further to be added, the public hearing was continued until Tuesday, July 02, 2013 at 7PM.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**FRANCIS AND ELIZABETH GRAY**  
**15-2200**

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 Francis and Elizabeth Gray who wishes to construct, remove and replace existing stone revetment-seawall on land located at Map 105 Lot 67 and 69 on 7 Birchfield Road in Dartmouth. The hearing was held on Tuesday, June 18, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Kyle Ross

Mr. Kehoe, chair convened the hearing at 7:25 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 2458 and 2459 dated May 20, 2013 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

David Davignon, from N. Douglas Schneider & Associates, Inc was present to represent the applicant. Mr. Davignon explained the lot contains a single family home on 1.26 acres. This lots abuts lot 69 owned by Birchfield Farms Inc. The property contains a stone revetment or seawall approximately 183 feet in length which is in poor condition. This project is proposed to be done concurrently with similar work on the property to the north owned by the Barry family. Mr. Davignon explained the project is to remove and replace the existing stone revetment-seawall with a boulder rip-rap seawall with proper slope, bedding material, toe stones, cap stones. The construction will be performed above mean high water and maximum high tide lines thereby not requiring Chapter 91 or Army Corp of Engineer permits. Mr. Davignon further explained there will be the installation of siltation fencing at the northerly and southerly ends of the project. The construction access path shall be constructed beginning at the existing driveway and follow the northerly property line. The lawn will be stripped and gravel bed shall be installed for the weight of the tractor and materials. The materials will be stockpiled in the lawn area as shown on the plan. Work will start at the southerly end and work towards the northerly property line. The existing stone stairs will be replaced with granite stairs in the general location. The applicant also proposes to address drainage issues which exist within the lawn area along the southerly portion of the seawall. The work shall be performed on the upland lawn area with excavator or crane. The disturbed lawn area will be re-graded with a uniform slope similar to preconstruction.

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**FRANCIS AND ELIZABETH GRAY**  
**15-2200**

Mr. O'Reilly asked about the toe of the slope impact to the wall on the south. There are a lot of stones which have been relocated and tumbled to the beach. Mr. O'Reilly suggested the slope be marked out in the field for inspection. This way he can see where the toe of the slope is to avoid potential impacts. Mr. Davignon agreed.

Ron Dipippo 16 Bayview Ave, Holliday Day 10 Bayview Ave, Janet Doe 25 Bayview Ave, Dennis Hannon 22 Bayview Ave, Don White, Jr. 98 Degaris Ave, Robert Walker - spoke on drainage, sand displacement and making Bayview Beach rocky, wave action, beach erosion, when the work would commence and what type of proposed wall

Mr. Davignon explained the wall will be at the same contour and the overland flow will go over the wall. They will not be touching any vegetation on the north side near Bayview. Mr. Davignon explained the wall will not be made of concrete and it will soften the wave action. Mr. Davignon explained the owners could pull it back but they don't want to lose their lawn.

Ms. McDonald motioned to continue this public hearing until Tuesday, July 2, 2013, so Mr. Davignon could mark out the slope in the field with Mr. Mallen seconding.

With nothing further to be added, this public hearing was continued until Tuesday, July 2, 2013, at 7:00 PM.

Respectfully submitted,

Donna Farias  
Administrative Clerk



**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**EDWARD AND PEGGY BARRY**  
**15-2199**

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 Edward and Peggy Barry who wishes to construct, remove and replace existing stone revetment-seawall on land located at Map 105 Lot 65 and 69 on 11 Birchfield Road in Dartmouth. The hearing was held on Tuesday, June 18, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Kyle Ross

Mr. Kehoe convened the hearing at 7:49 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 2458 and 2459 dated May 20, 2013 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

David Davignon from N Douglas Schneider & Associates, Inc was present to represent the applicant. Mr. Davignon explained this project is the same thing as the previous proposal. This lot contains a single family home on 1.41 acres. This project is to be completed concurrently with similar work on the Gray property. This project is to remove and replace the existing stone revetment-seawall with a boulder rip-rap seawall with a proper slope, bedding material, toes stones, and cap stones. The construction will take place above mean high water and maximum high tide lines so no Chapter 91 or Army Corp permits needed. There will be siltation fencing at the north and south ends of the project. The stockpiled materials will be placed in the lawn area of the Gray property. There will be no drainage work for this property because the Barry's had already previously done this work. The projects would be starting sometime in the fall or after the holidays.

Ms. McDonald motioned to continue this public hearing until Tuesday, July 2, 2013, so Mr. Davignon could mark out the slope in the field with Mr. Mallen seconding.

With nothing further to be added, this public hearing was continued until Tuesday, July 2, 2013, at 7:00 PM.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**BIRCHFIELD FARMS, INC**  
**15-2198**

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 Birchfield Farms Inc who wishes to reconstruct the existing Licensed Stone Groin on land located at Map 105 Lot 69 on off Birchfield Road and Guernsey Way in Dartmouth. The hearing was held on Tuesday, June 18, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Kyle Ross

Mr. Kehoe, chair convened the hearing at 7:54 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 2447 dated May 22, 2013 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

David Davignon from N Douglas Schneider & Associates was present to represent the applicant. Mr. Davignon explained this is a community beach parcel for various residents of Birchfield Farms. There is a stone groin and timber pier. This pier is accessed by foot from Birchfield Road and Guernsey Way. They would like to reconstruct the existing licensed stoned groin to maintain said structure in compliance with the conditions of chapter 91 waterways license. There will be an installation of siltation fencing on the north and south ends and an oil boom around the perimeter of the stone jetty. The proposed construction access path shall begin at South Land following the footprint of the existing gravel and grass access lane to the beach. The existing grass area will be stripped and a gravel bed shall be installed to accommodate the weight for tractors. The access path would be approximately 400 ft in length and plywood will be laid on the portion of coastal beach. The materials will be stockpiled in the lawn area adjacent to the access road. The work to repair the groin will be done using excavators or crane within the existing stone groin footprint. Mr. Davignon explained to the Commission the process on how the groin will be removed and replaced in great depth. The coastal beach and lawn area will be restored to match the preconstruction conditions. Mr. Davignon mention there is currently an Osprey nest so work would have to wait until Fall.

Mr. O'Reilly explained there is work being done on an abutting property that Mr. Davignon will need to obtain the signature of. Mr. O'Reilly had spoken with the homeowner Mr. Forbes who has no problem with the project. Mr. Forbes only concern was the roadway would attract people to wanting to go down there. Mr. O'Reilly agreed about Osprey nest which it is illegal to remove and work would have to wait until such time as the Osprey's have left.

Holliday Day 10 Bayview Ave - impact on Bayview Beach not allowing sand to reach their beach making it rocky, what is the depth, Jane Walker - doesn't understand how Birchfield is taking sand from Bayview

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**BIRCHFIELD FARMS, INC**  
**15-2198**

Mr. Davignon clarified about the depth, the length, and will look into how much higher the groin will be.

Mr. Kehoe state all construction will be according to the plan and nothing beyond the plan submitted.

Ms. McDonald motioned to continue this public hearing until Tuesday, July 2, 2013, so Mr. Davignon could mark out the slope in the field with Mr. Mallen seconding.

With nothing further to be added, this public hearing was continued until Tuesday, July 2, 2013, at 7:00 PM.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**NEW BEDFORD REGIONAL AIRPORT COMMISSION**  
**15-2193**

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 New Bedford Regional Airport Commission who wishes to construct a do ongoing vegetation removal work in wetland resource areas associated with the New Bedford Regional Airport Runway on land located at Map 63 Lots 29, 30, and 32 on Faunce Corner Road in Dartmouth. The hearing was held on Tuesday, June 18, 2013 in Room 103 in the Dartmouth town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Kyle Ross

Mr. Kehoe, chair convened the hearing at 8:15 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 15-002 dated October 2012 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

Michael Howard from Epsilon and Alyssa Jacobs from Epsilon was present to represent the applicant. Mr. Howard gave a brief overview of the site and its 37.5 acres of trees that will be removed. Mr. Howard touched on the resource areas that associated with this project. Mr. Howard explained that they have received a variance from DEP and are asking for a waiver under the Dartmouth Wetlands Protection Bylaw for the work to be done. Mr. Howard explained this is a four phase process.

Ms. Jacobs explained there had been some analysis done on the trees and it was found to be an obstruction. Ms. Jacobs explained the removal technique, and the purpose for the removal of the trees. Ms. Jacobs stated that the area will be allowed to re-vegetate. They will be leaving snag trees for the wildlife. Ms. Jacobs stated Natural Heritage has been notified and has issued a no take.

Mr. O'Reilly stated this is the first there has been a request for a waiver under the Bylaw. Mr. O'Reilly read from page 5 & 6 Review of Deficiencies at New Bedford Regional Airport from the Notice of Intent and Public Interest Review & Request for Waiver from Dartmouth Wetlands Bylaw Regulations.

Mr. Robert Mallard from Airport Solutions Group explained about the light clearing Mr. O'Reilly was referring to in the passages he read. Mr. Howard further stated there isn't that much invasive species on the Dartmouth side. Mr. Howard DEP's

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**NEW BEDFORD REGIONAL AIRPORT COMMISSION**  
**15-2193**

variance required up to date control and monitoring plan. In New Bedford there was more earth work that was required for this project. Mr. Howard read for the Commission the conditions DEP has put forth on them for this project for the record.

Mr. O'Reilly asked if New Bedford put any other conditions on their Order of Conditions they received from them. Mr. O'Reilly read condition regarding pesticides. Mr. Howard stated New Bedford put a few new ones. Mr. O'Reilly asked about the stormwater.

Mr. Howard explained with each phase of the project they have to upgrade the stormwater. Mr. Howard stated DEP has asked for an analysis which was done by Airport Solutions Group. They will use fiber rolls instead of haybales and after the one to two growing seasons they will rip open the fiber rolls and spread out the biodegradable material.

Mr. O'Reilly read from page 5 & 6 of the drainage analysis - Discussion of Stormwater Runoff Volume.

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

With nothing further to be discussed, Ms. McDonald motioned to issue a Standard Order of Conditions according to the plan submitted, DEP conditions, and granting a waiver from the Dartmouth Wetland Protection Bylaw with Mr. Mallen seconding the motion. It was an unanimous decision.

Respectfully submitted,

Donna Farias  
Administrative Clerk