

**DARTMOUTH CONSERVATION COMMISSION  
DARTMOUTH TOWN HALL- ROOM 103 - 7:00 P.M.  
AGENDA - TUESDAY, OCTOBER 22, 2013**

Next scheduled Dartmouth Conservation Commission meeting: Tuesday, November 05, 2013 at 7 p.m. - in Room 103

**APPROVAL** of the minutes of September 10, 2013 meeting

**RECEIVE** the minutes of September 24, 2013 meeting

**APPROVAL** of the field trip report of the September 24, 2013 meeting

**FIELD TRIP REPORTS**

1. A Request for Determination of Applicability from No Fossil Fuel Dartmouth Solar, LLC re: Map 32 Lot 54, Map 37 Lots 35, 39, 40, 41 and map 33 Lot 71 on 756 Fisher Road (solar array)(Site Design)
2. A Request for Determination of Applicability from Nelson DeSousa re: Map 33 Lot 60 on 37 Pembroke Drive (landscaping)(Nelson DeSousa)
3. A Request for Determination of Applicability from Palmer River Development re: Map 160 Lot 122-11 on Clarendon Street (Single Family Home)(Thompson Farland)
4. A Request for Determination of Applicability from Palmer River Development re: Map 160 Lot 122-10 on Clarendon Street (Single Family Home)(Thompson Farland)
5. A Request for an Extension permit from Jayesh Patel re: Map 165 Lot 1, Map 164 Lot 52 on State Road **File 15-1888** (renovate Commercial Building) (Jayesh Patel)
6. A Request for Certificate of Compliance from Gerald Jordan re: Map 7 Lot 16 on 192 Mishaum Point Road **15-2093** (pier) (Boucher & Heureux)
7. A Request for Certificate of Compliance from Jose Verissimo re: Map 113 Lot 54-10 on Elm Street **15-2147** (Single Family Home) (Sitec, Inc)
8. A Request for Certificate of Compliance from Jose Verissimo re: Map 142 Lot 39 on Myles Standish Drive **File 15-2176** (Single Family Home) (Sitec, Inc)
9. A Request for Partial Certificate of Compliance from Walter Fanfara re: Map 189 Lot 49 on 32 Village Drive **File 15-01** (roadway) (Sitec, Inc)

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**PUBLIC HEARINGS**

1. **CONTINUED PUBLIC HEARING-** DPM Development re: Map 143 Lot 214-216 on Kraseman Street **File 15-2206** (single family home) (Sitec, Inc) **Request to withdraw**
2. **PUBLIC HEARING ON AMENDED ORDER OF CONDITIONS-** Matthew Parsons Map 66 Lot 2-4 on 1306 Reed Road **File 15-2185** (addition ) (Prime Engineering)



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DARTMOUTH TOWN CLERK

**DARTMOUTH CONSERVATION COMMISSION  
DARTMOUTH TOWN HALL - ROOM 103 - 7:00 P.M.  
MINUTES - TUESDAY, OCTOBER 22, 2013**

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

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. Kehoe, chair convened the meeting at 7:08 PM.

Approval of the minutes of September 10, 2013 was unanimously accepted by those Commissioners present.

No quorum on October 8, 2013

Minutes of the September 24, 2013 meeting received for reading.

Approval of the field trip report of the September 24, 2013 meeting was unanimously accepted by those Commissioners present.

**Discussion regarding Conservation Commission public hearing schedule for November, December and January 2014-** Discussion ensued amongst the Commission and staff about the upcoming public hearing schedules. The following dates were determined by the majority of the Commission present: Tuesday, November 5<sup>th</sup>, Tuesday, November 19<sup>th</sup>, Monday, December 02<sup>nd</sup>, Tuesday, December 10<sup>th</sup>, and Monday, January 06, 2014.

**Discussion regarding land donation on Map 42 Lot 30 on Chase Road-** Mr. O'Reilly wanted to place this on the agenda about this piece of property off of Chase Road owned by Mr. Demoranville that links to some Conservation Commission property. Mr. Demoranville would like to donate to this to the Commission which is part of a settlement. Due to some issues with lot lines DNRT isn't interested in this parcel, so Mr. Demoranville would like to donate it to the Conservation Commission. Mr. O'Reilly has worked with Mr. Hardman from Site Design on the lot lines. This is a 25 acre parcel that would be donated to the Commission. Mr. Demoranville would also help pay for some of the trails and a parking area which he would like to name after two of his late children. Nothing further at this time required by the Commission.

**Discussion regarding Jared DeAndrade re: Map 166 Lot 56 on 19 Greystone Avenue-proposed drain layout-** Richard Rheume from Prime Engineering was present to represent Jared DeAndrade. Mr. Rheume explained the colors and showed the 92 and 93 contours he had located on the plan. They are proposing to remove the fill in that area shown on the plan, so it can run naturally towards the street. Mr. Kehoe asked if this restores it to the condition prior. Mr. O'Reilly stated it will prevent the flooding from encroaching on the neighbor's property as long as it is constructed properly. Any additional run off should run away from the neighbor's house. Mr. Kehoe stated at the last meeting the Commission was accused of not allowing them to restore. Mr. Rheume stated this restores it to its original grades. Mr. Kehoe wants to make sure this plan restore it completely. Mr. O'Reilly stated no wetlands were altered. Mr. Kehoe wants to make sure it restored because Mr. DeAndrade stated he would restore it. Mr. Rheume commented that he put his stamp on the plan that it also solves the

drainage problem. Ms. Mc Donald asked what it does to the abutter's property. Mr. Rheume explained the contours go downhill. Mr. Rheume explained with it being filled in; in the past it was diverting the water. Ms. McDonald asked if they would be taking the fill out. Mr. Rheume agreed. Mr. Kehoe asked if the abutter Ms. Castanheira was satisfied. Attorney Hannon who is representing Ms. Castanheira stated no, they took restoration literally. Attorney Hannon stated the plan is relying on contours of 2011 after the alterations were made. Attorney Hannon mentioned some trees that had been removed. Attorney Hannon submitted an affidavit from Ms. Castanheira to be considered. Ms. Castanheira commented that she had photos. Mr. Mallen asked if Mr. Rheume had seen this information. Mr. Rheume stated he had not. He sat down with them a couple of weeks ago and it seemed like they were satisfied. Mr. Rheume would like a continuance due to the new information submitted. Attorney Hannon stated they didn't leave satisfied and no one agreed on the plan. Mr. Kehoe feels Mr. Rheume suggestion to continue is a good one. It would allow him an opportunity to review the information. Mr. Kehoe asked Mr. Rheume for clarification. The contours he got were from the west where there was no work done and he extrapolated them on the other side. Mr. Rheume agreed, so they know they have the right points. Mr. O'Reilly asked wasn't the main issue the water. Ms. Castanheira agreed this was the main issue. She had an engineer look at the plan. Ms. Castanheira commented she has pictures of the fill going further than what is shown and pictures of a sump pump that Mr. DeAndrade tried to bury. She will send the pictures to Mr. O'Reilly. Mr. Kehoe commented that the Commission is not here to solve Ms. Castanheira's drainage problems. This is due to a violation and if Mr. DeAndrade solves this problem then if Ms. Castanheira still has water problems then it's not the Commission problem. Ms. Castanheira asked about all the trees he took down. Mr. Kehoe stated its restoration and after he restores it and you still have problems; you have a problems. The Commission can only make him restore. Mr. Kehoe suggested they all sit down and figure out what restoration is; otherwise the Commission will determine what the restoration will be. Ms. Castanheira stated the plan doesn't show any vegetation of what there is going to be. Mr. Kehoe stated that is why he asked if this was a restoration plan and was told it was a restoration. There will be a planting schedule if there was any alteration of the vegetation in the jurisdiction areas. Mr. Kehoe isn't going to ask Mr. DeAndrade to do anything more than restoring the area.

**Discussion regarding Friedland & Youman, PC representing Joan and Roger Mendoza 31 Pembroke Drive regarding neighbor at 37 Pembroke Drive-** Mr. O'Reilly explained he heard from Attorney Youman that the engineer who was representing his client had passed away. Attorney Youman asked that they have some additional time, so they could give time to the engineer to get someone else time to review this issue. Nothing further at this time required by the Commission.

**Discussion regarding Non-compliance of Order of Conditions 15-1888 on 618 State Road-** This matter was handled during the extension request. See Field Trip Report.

**Discussion regarding alteration violation - Victor Reis - Map 62, Lot 13 on Hixville Road -** Mr. O'Reilly explained the survey has been complete. Now the Notice of Intent needs to be filed. Mr. O'Reilly will follow-up on this matter.

**Discussion regarding 5 Lakewood Road -addition -** Mr. O'Reilly explained this had been before the Commission at a previous meeting. The applicant would like to propose a minor change to the foundation of 2 feet and it will be further away from the resource area, and no grade change. Mr. O'Reilly would suggest that at the time of the issuance of a Certificate of Compliance an as-built be submitted. It was an unanimous decision of the Commission present to allow the 2 foot extension.

**Discussion regarding DEP Landfill Meeting on the Superseding Order of Conditions-** Mr. O'Reilly informed the Commission he met two weeks ago with Attorney Brian Cruz, Town Counsel Anthony Savastano, Christine LeBlanc the Consultant for the Town at the DEP office to present the Commission's case on the landfill. Mr. O'Reilly explained a site visit wasn't conducted because DEP knows this site. Mr. O'Reilly explained DEP takes their comments under advisement, and then issues their determination.

**Discussion regarding Parcel A "Thomas Henry Heights", Dartmouth, MA Owner: Brady Estates, LLC -** Mr. O'Reilly explained Attorney Jay Williams had dropped off the title release for "Thomas Henry Heights". Attorney Kehoe perused the document and had some concern with a statement about a deed from 1888. Discussion ensued about this document and the deed from 1888. Attorney Kehoe stated he would contact Attorney Williams about this matter. Nothing further from the Commission at this time.

With nothing further to discussed, Mr. Kehoe entertained a motion to adjourn the public meeting. Ms. McDonald motioned to adjourn the public hearing at 8:15PM 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**  
**DPM DEVELOPMENT**  
**15-2206**

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 DPM Development who wishes to construct a single family home on land located at Map 143 Lot 214-216 on Kraseman Street in Dartmouth. The hearing was held on Tuesday, October 22, 2013 in Room 103 of the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

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

ABSENT: Patricia Sweriduk, Jennifer Brindisi

Mr. Kehoe, chair convened the hearing at 7:18 p.m. It was voted to waive the reading of the public hearing notice.

A letter from the applicant's representative has been received requesting withdrawing the application.

Mr. Kehoe entertained a motioned to accept the applicant's request to withdraw. Ms. McDonald motioned to accept the applicant's request to withdraw with Mr. Mallen seconding.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING OF MINUTES OF**  
**MATTHEW PARSONS**  
**FILE 15-2185**

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 Matthew Parsons who wishes to AMEND an Order of Conditions, **File 15-2185**, on land located at Map 66, Lot 2-4 at 1306 Reed Road in Dartmouth. The hearing was held on Tuesday, October 22, 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, Richard Golen, Kyle Ross, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

**ABSENT:** Patricia Sweriduk, Jennifer Brindisi

Mr. Kehoe, chair convened the hearing at 7:19 p.m. It was voted to waive the reading of the public hearing notice. Plan project number 1777-01-01 dated August 29, 2013.

Richard Rheaume from Prime Engineering was present to represent the applicant. Mr. Rheaume explained this had been to the Commission before and his client would like to reconfigure the driveway and the garage.

Mr. O'Reilly doesn't have an issue with the proposed plan.

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

With nothing to be further Ms. McDonald motioned to issue an Amended Order of Condition with Mr. Mallen seconding the motion. It was an unanimous decision.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**ROBERT ANDERSON AND MARGARET HAND**  
**15-2208**

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 Robert Anderson and Margaret Hand who wishes to upgrade a sewage disposal system on land located at Map 23 Lot 58 on 160 Horseneck Road in Dartmouth. The hearing was held on Tuesday, October 22, 2013 in Room 103 of the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Jennifer Brindisi

Mr. Kehoe, Chair convened the hearing at 7:21 p.m. It was voted to waive the reading of the public hearing notice.

Alan Heureux from Boucher and Heureux was present to represent the applicant. Mr. Heureux explained this is to upgrade an existing septic system at the edge of the Riverfront area and in the buffer zone to a Coastal Bank. There will be minimal clearing and grading in the buffer zone to the wetlands. Mr. Heureux explained they tried to get the septic system to be in compliance with Title V within the buffer zone to the Coastal Bank.

Mr. O'Reilly explained this is an upgrade to a substandard septic system. Mr. O'Reilly was glad Mr. Heureux explained about the compliance to the Coastal bank and this is an allowed use.

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

With nothing further to be added, Ms. McDonald motioned issue an Order of Conditions with Mr. Mallen seconding the motion.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**MICHAEL AND JERALYN FERNANDES**  
**15-2160**

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 Michael and Jeralyn Fernandes who wishes to construct a pier, gangway, & float on land located at Map 105 Lot 86 on 47 East Avenue in Dartmouth. The hearing was held on Tuesday, October 22, 2013 in Room 103 of the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

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

**ABSENT:** Patricia Sweriduk, Jennifer Brindisi

Mr. Kehoe, Chair convened the hearing at 7:26 p.m. It was voted to waive the reading of the public hearing notice.

A request from the applicant's representative asking for a four week continuance has been received.

With nothing further to be added, Ms. Mc Donald motioned to continue public hearing until Tuesday, November 19, 2013 at 7 PM with Mr. Mallen seconding the motion.

Respectfully submitted,

Donna Farias  
Administrative Clerk



**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**DEPARTMENT OF PUBLIC WORKS**

**15-**

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 Department of Public Works who wishes to repair a culvert on land located at Map 34 on Russells Mills Road in Dartmouth. The hearing was held on Tuesday, October 22, 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, Richard Golen, Kyle Ross, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

**ABSENT:** Patricia Sweriduk, Jennifer Brindisi

Mr. Kehoe, chair convened the hearing at 7:27 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 11901.140 dated 6/24/2013 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

Walter Galuska from Tibbetts Engineering Corp was present to represent the applicant. Mr. Galuska explained this filing is due to an inspection done by MassDOT. Mr. Galuska explained the proposed work would involve repairs to the existing twin stone arch culverts and parapet walls. Guardrails will be added to the west side and bituminous paved section of sidewalk will be rebuilt. Mr. Galuska explained the river flow will need to be diverted to be able to access and do the stone work. The repairs will include cleaning, patching sections of exposed reinforcing steel contained in the concrete roof slab, replacing missing stones, and resetting loose stones with epoxy resin. Mr. Galuska mentioned they are still waiting for a file number, comments from both Natural Heritage, and Division of Marine Fisheries.

Mr. O'Reilly feels this is a straight forward project which was required by MassDOT. Mr. O'Reilly asked if any work would take place in the surround area. Mr. Galuska stated no.

With nothing further to be added, Ms. McDonald motioned to continue the public hearing until Tuesday, November 5, 2013 at 7 PM with Mr. Mallen seconding the motion.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**DARTMOUTH CONSERVATION COMMISSION**  
**PUBLIC HEARING MINUTES OF**  
**DEPARTMENT OF PUBLIC WORKS**

**15-**

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 Department of Public Works who wishes to repair a culvert on land located at Map 28 on Rock O'Dundee Road in Dartmouth. The hearing was held on Tuesday, October 22, 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, Richard Golen, Kyle Ross, Michael O'Reilly, Environmental Affairs Coordinator, and Donna Farias, Administrative Clerk.

**ABSENT:** Patricia Sweriduk, Jennifer Brindisi

Mr. Kehoe, chair convened the hearing at 7:31 p.m. It was voted to waive the reading of the public hearing notice. Plan file number 11901.140 dated 6/24/2013 of site were displayed. Certified mail receipts showing proof of abutter notification were submitted for the file.

Walter Galuska from Tibbetts Engineering Corp was present to represent the applicant. Mr. Galuska stated this project like the previous was due to an inspection done by MassDOT. The proposed work will repair three existing elliptical corrugated metal pipe culverts. This will improve the channel protection of the two spillways. Guardrails will be installed on the east side of Rock O'Dundee Rd. The work will require the water flowing from the Russells Mills Pond to enter one spillway at a time. Mr. Galuska explained the repairs to the culvert must be cleaned of collected sediments and debris. The culvert pipe will then be power washed and welded patches will be installed where necessary. The sidewalls of the pipe will be grout filled and approved by the engineer. Vegetation along the walls will be cut and removed to eliminate a source of debris entering the culvert pipes. The stalks of the vegetation will be treated with herbicide. Mr. Galuska mentioned they are still waiting for a file number, comments from both Natural Heritage, and Division of Marine Fisheries.

Mr. O'Reilly is concerned with the fish way and there will be no structural changes to the fish way. Mr. Galuska stated there would be no structural changes. Mr. O'Reilly asked if the apron would be at grade. Mr. Galuska agreed.

With nothing further to be added, Ms. McDonald motioned to continue the public hearing until Tuesday, November 5, 2013 at 7 PM with Mr. Mallen seconding the motion.

Respectfully submitted,

Donna Farias  
Administrative Clerk

**Dartmouth Conservation Commission**  
**October 22, 2013**  
**Field Trip Reports**

1. A Request for Determination of Applicability from No Fossil Fuel Dartmouth Solar, LLC re: Map 32 Lot 54, Map 37 Lots 35, 39, 40, 41 and map 33 Lot 71 on 756 Fisher Road (solar array)(Site Design)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly stated this was for a solar array which is outside of the Conservation Commissions jurisdiction. There are quite a bit of wetlands shown on the plan which are not being verified. Mr. O'Reilly would recommend a negative determination and would recommend a condition noting field location of wetlands delineation flags on lots 37-34, 37-35, 37-37 & 37-38 have not been verified with this application and additional wetland resource areas may exist beyond the scope of the proposed project.

**DECISION:** Ms. McDonald motioned to issue a **NEGATIVE 3** determination according to Mr. O'Reilly conditions with Mr. Mallen seconding the motion.

2. A Request for Determination of Applicability from Nelson DeSousa re: Map 33 Lot 60 on 37 Pembroke Drive (landscaping)(Nelson DeSousa)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly stated he has been to this site on numerous occasions. The applicant has done some minor landscape activities and built a shed which is exempt. Mr. O'Reilly would recommend the issuance of a negative determination.

**DECISION:** Ms. McDonald motioned to issue a **NEGATIVE 3** determination with Mr. Mallen seconding the motion.

3. A Request for Determination of Applicability from Palmer River Development re: Map 160 Lot 122-11 on Clarendon Street (Single Family Home)(Thompson Farland)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly explained the work is in the buffer zone to an isolated wetland under the bylaw and would recommend an issuance of a negative determination.

**DECISION:** Ms. McDonald motioned to issue a **NEGATIVE 3** determination with Mr. Mallen seconding the motion.

**Dartmouth Conservation Commission**  
**October 22, 2013**  
**Field Trip Reports**

4. A Request for Determination of Applicability from Palmer River Development re: Map 160 Lot 122-10 on Clarendon Street (Single Family Home)(Thompson Farland)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly explained this is the same as the previous request and would recommend an issuance of a negative determination.

**DECISION:** Ms. McDonald motioned to issue a **NEGATIVE 3** determination with Mr. Mallen seconding the motion.

5. A Request for an Extension permit from Jayesh Patel re: Map 165 Lot 1, Map 164 Lot 52 on State Road File 15-1888 (renovate Commercial Building) (Jayesh Patel)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly noticed work being done and knew the plan maybe expired. Mr. O'Reilly came back to the office to view the plan and the order. The order had just expired even with the tolling period. Mr. O'Reilly sent a letter to the owner and contractor who he has since spoken too. Mr. O'Reilly stated due to the circumstances he would recommend an extension. Mr. O'Reilly feels things maybe being done according to the plan but would recommend an as-built of the site. Mr. Kehoe would like to see an as-built of the site to this point before the Commission issues an extension. Mr. O'Reilly stressed that he didn't put a stop work on the project because of the importance of getting the plantings done. Mr. Kehoe would like to see an as-built and a letter from all three that they will adhere to the 2006 plan and any deviations there will be enforcement. Mr. Kehoe entertained a motion that an as-built of the site and a letter from the owner and contractors that they will strictly adhere to the 2006 plan be submitted before the Commission will extend the permit for an additional three years. It was an unanimous decision of the Commission present.

6. A Request for Certificate of Compliance from Gerald Jordan re: Map 7 Lot 16 on 192 Misham Point Road 15-2093 (pier) (Boucher & Heureux)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly explained a letter has been received by an engineer requesting a Certificate of Compliance. Mr. O'Reilly explained this has been before the Commission two weeks ago for an amendment and the Commission is aware of the conditions. Mr. O'Reilly would recommend an issuance of a certificate of compliance.

**DECISION** Ms. McDonald motioned to **GRANT** a Certificate of Compliance with Mr. Mallen seconding the motion.

**Dartmouth Conservation Commission**  
**October 22, 2013**  
**Field Trip Reports**

7. A Request for Certificate of Compliance from Jose Verissimo re: Map 113 Lot 54-10 on Elm Street **15-2147** (Single Family Home) (Sitec, Inc)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly explained a letter has been received by an engineer requesting a Certificate of Compliance. Mr. O'Reilly conducted a site visit and would recommend an issuance of a certificate of compliance.

**DECISION** Ms. McDonald motioned to **GRANT** a Certificate of Compliance with Mr. Mallen seconding the motion.

8. A Request for Certificate of Compliance from Jose Verissimo re: Map 142 Lot 39 on Myles Standish Drive **File 15-2176** (Single Family Home) (Sitec, Inc)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly explained a letter has been received from an engineer requesting a Certificate of Compliance. Mr. O'Reilly conducted a site inspection and the wetland replication area had been relocated. It is Mr. O'Reilly's opinion that the plantings are adequate and the relocation is fine. Mr. O'Reilly would recommend an issuance of a certificate of compliance.

**DECISION** Ms. McDonald motioned to **GRANT** a Certificate of Compliance with Mr. Mallen seconding the motion.

9. A Request for Partial Certificate of Compliance from Walter Fanfara re: Map 189 Lot 49 on 32 Village Drive **File 15-01** (roadway) (Sitec, Inc)

Absent: Patricia Sweriduk, Jennifer Brindisi

Mr. O'Reilly explained this Partial Certificate of Compliance is to release a parcel that was part of a roadway project and there are no wetlands and buffer zone on the property. This property was part of the original order. Mr. O'Reilly would recommend a partial certificate of compliance.

**DECISION** Ms. McDonald motioned to **GRANT** a Partial Certificate of Compliance with Mr. Mallen seconding the motion.