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

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DARTMOUTH TOWN CLERK

**MEETING MINUTES - Monday, June 9, 2014**

Next scheduled Dartmouth Conservation Commission meeting: Tuesday, June 24, 2014 at 7 p.m. - in Room 103

**Attendance**

Absent- Michael Kehoe

Present- Jacquelyn McDonald, Richard Mallen, Patricia Sweriduk, Richard Golen, Jennifer Brindisi and Kyle Ross.

**APPROVAL** of the minutes of May 13, 2014 meeting

- *After a motion was made by Patricia Sweriduk and seconded by Richard Mallen, it was unanimously voted (6-0) to approve the minutes of May 13, 2014.*

**RECEIVE** the minutes of May 27, 2014, 2014 meeting

- *After a motion was made by Patricia Sweriduk and seconded by Richard Mallen, it was unanimously voted (6-0) to receive the minutes of May 27, 2014.*

**APPROVAL** of the field trip report of May 27, 2014 meeting

- *After a motion was made by Patricia Sweriduk and seconded by Richard Mallen, it was unanimously voted (6-0) to approve the field trip report of May 27, 2014.*

**VIOLATION**

- 2 East River Drive -violation address
- Owner is Luis Pinto
- Alteration and work in the buffer zone was completed without being permitted.
- No changes were made to the stream bed, no significant affect.
- Loam and seed was spread by Mr. Pinto by request of the Commission.
- A small gravity feed was added to the stream but no pump. (Low flow)
- Two pine trees were also cut down by the owner.
- Michael O'Reilly recommends an after the fact NOI or an enforcement order.
- *After a motion was made by Patricia Sweriduk and seconded by Richard Mallen, it was unanimously voted to approve an after the fact filing with the submission of engineered plans which need to be recorded at the Registry of Deeds.*

**FIELD TRIP REPORTS**

1. A Request for Determination of Applicability from DSDRT re: Map 61 Lots 5, 5-3, 5-4 and 5-5 on Old Reed Road (wetland delineation) (Prime Engineering)
  - Motion to Waive the Reading 1<sup>st</sup>: Jennifer Brindisi 2<sup>nd</sup>: Patricia Sweriduk
  - Wetland Delineation



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- Michael O' Reilly recommends a positive determination.
  - *After a motion was made by Kyle Ross and seconded by Jennifer Brindisi, it was unanimously voted (6-0) to approve a positive determination for DSDRT re: Map 61 Lot 5, 5-3, 5-4 and 5-5 on Old Reed Road.*
2. A Request for Determination of Applicability from Double S Farm, LLC c/o Jeff Douglass re: Map 60, Lot 2 located on 451 Highland Avenue. (Accept BVW as delineated) (Michael K. Koska)
- Motion to Waive the Reading 1<sup>st</sup>: Patricia Sweriduk 2<sup>nd</sup>: Richard Mallen
  - Wetland Delineation Verification
  - Composting Facility
  - An inspection was completed with both the Board of Health and State.
  - 100 ft. berm was built to keep the compost out of the Buffer Zone.
  - *After a motion was made by Patricia Sweriduk and seconded by Jennifer Brindisi, it was unanimously voted (6-0) to approve a positive determination for Double S Farm re: Map 60, Lot 2 located at 451 Highland Avenue.*
3. A Request for a Certificate of Compliance from Borrego Solar Systems located at High Hill Road, Dartmouth, MA. File# 15-2153
- Motion to Waive the Reading 1<sup>st</sup>: Richard Mallen 2<sup>nd</sup>: Jennifer Brindisi
  - Certificate of Compliance Requested
  - *After a motion was made by Kyle Ross and seconded by Richard Golen, it was unanimously voted (6-0) to issue a Certificate of Compliance to Borrego Solar Systems located at High Hill Rd. Dartmouth, MA File#15-2153.*

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**PUBLIC HEARINGS**

1. **CONTINUED PUBLIC HEARING** - Michael & Jeralyn Fernandes re: Map 105 Lot 86 on 47 East Avenue File #15-2160 (pier, gangway & float) (Boucher & Heureux, Inc.)
- Motion to Waive the Reading: 1<sup>st</sup>: Patricia Sweriduk 2<sup>nd</sup>: Richard Mallen
  - The Conservation Commission requests an update from the applicants.
  - This project is a shared dock.
  - *After a motion was made by Jennifer Brindisi and seconded by Richard Mallen, it was unanimously voted to continue the public hearing until July 8, 2014.*



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2. **CONTINUED PUBLIC HEARING** - Reis Asphalt re: Map 62 Lot 10, 12, 13 and 16 on Hixville Road File #15-2212 (After-the-fact alteration of BVW and Buffer zone) (Scott Goddard)
  - Motion to Waive the Reading: 1<sup>st</sup>: Patricia Sweriduk 2<sup>nd</sup>: Richard Mallen
  - A request for continuance was received by Reis Asphalt.
  - The restoration plan is not ready.
  - Michael O'Reilly contacted DEP to follow up on the restoration.
  - *After a motion was made by Patricia Sweriduk and seconded by Richard Mallen, it was unanimously voted to continue the hearing until July 8, 2014.*
  
3. **CONTIUED PUBLIC HEARING-** Notice of Intent from Christopher Crowther re: Map 171 Lot 25 at 47 Lakewood Road in Dartmouth, MA File #15-2223 (Demolish existing dwelling and reconstruct a new single family dwelling) (Boucher & Heureux)
  - Motion to Waive the Reading 1<sup>st</sup>: Patricia Sweriduk 2<sup>nd</sup>: Richard Mallen
  - The Commission was awaiting a File#, which has been issued.
  - *After a motion was made by Richard Mallen and seconded by Patricia Sweriduk, it was unanimously voted (6-0) to approve a Standard Order of Conditions for Christopher Crowther re: Map 171 Lot 25 located at 47 Lakewood Road in Dartmouth, MA.*
  
4. **CONTINUED PUBLIC HEARING** - Notice of Intent from Elizabeth Flynn re: Map 2 Lot 15, Off Little Beach Road (deck, shed, and boardwalk) (Stephen Chmiel) File #15-2224
  - Motion to Waive the Reading 1<sup>st</sup>: Jennifer Brindisi 2<sup>nd</sup>: Kyle Ross
  - Plans were revised per the Commission's request.
  - The plan change was the removal of the coastal dune delineation.
  - *After a motion was made by Richard Mallen and seconded by Richard Golen, it was voted (5-0, 1 Abstention -Patricia Sweriduk) to approve a Standard Order of Conditions per plan dated June 6, 2014.*
  
5. **CONTINUED PUBLIC HEARING** - Notice of Intent from Dartmouth Natural Resources Trust, Inc. re: Map 28 Lot 5 on 109 Slade Corner Road (reconstruct water control structure) (GAF) File #15-2226- Continuance Requested until June 24, 2014.
  - Motion to Waive the Reading 1<sup>st</sup>: Richard Mallen 2<sup>nd</sup>: Patricia Sweriduk
  - A request for continuance was received



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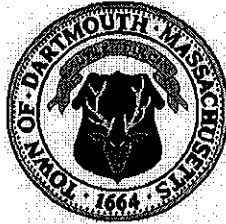
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- *After a motion was made by Patricia Sweriduk and seconded by Richard Mallen, it was voted (5-0, 1 recusal-Jennifer Brindisi) to continue the hearing until June 24, 2014.*
  
- 6. **CONTIUED PUBLIC HEARING-** Notice of Intent from Long Built Homes re: Map 65, portion of Lot 27 on Old Fall River Road (Single Family Home) (Sitec, Inc.) File #15-2225
  - Motion to Waive the Reading 1<sup>st</sup>: Patricia Sweriduk 2<sup>nd</sup>: Richard Mallen
  - This is an OSRD subdivision.
  - It does comply with storm water management.
  - Abutters present were:
    - Richard Ratner
    - Jodi Malteis
    - George Malteis
    - Alfred Beauregard
    - Glenys Wolcott
  - *After a motion was made by Patricia Sweriduk and seconded by Kyle Ross, it was unanimously voted (6-0) to issue a Standard Order of Conditions to Long Built Homes re: Map 65 Lot 27 located at Old Fall River Road.*

**ITEMS FOR DISCUSSION:**

- A) 248 Fisher Road Dartmouth, MA -rifle range in wetland and on Conservation Commission property in Dartmouth, MA
  - The Rile Range located at 248 Fisher Road has completed the restoration. All wetland work, buffer zone and the restored roadway has been finished.
- B) **New Business** – This time is being reserved for topics that the chair did not reasonably anticipate would be discussed.



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Stephaney L. Santiago  
Administrative Clerk

Transcribed by: Stephaney L. Santiago