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

**MEETING MINUTES - Tuesday, June 24, 2014**

Next scheduled Dartmouth Conservation Commission meeting: Tuesday, July 08, 2014 at 7 p.m. - in Room 103

**Attendance**

Absent- Richard Golen, Jennifer Brindisi

Present- Michael Kehoe, Jacquelyn McDonald, Richard Mallen, Patricia Sweriduk, and Kyle Ross.

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

- *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve the minutes of May 27, 2014.*

**RECEIVE** the minutes of June 09, 2014 meeting

- *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to receive the minutes of June 09, 2014.*

**APPROVAL** of the field trip report of June 09, 2014 meeting

- *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve the field trip report of June 09, 2014.*

**FIELD TRIP REPORTS**

1. A Request for Determination of Applicability from Richard Rheaume re: Map 165, Lot 138 on 585 State Rd. Dartmouth, MA. (Wetland Delineation) (Prime Engineering Inc.)
  - Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
  - Wetland Delineation
  - Michael O' Reilly recommends a positive determination for the purposes of a wetland delineation.
  - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve a positive determination for Richard Rheaume re: Map 165 Lot 138, on 585 State Road.*
2. A Request for Determination of Applicability from Scott Barrow re: Map 24, Lot 10-1 & 9 on (lot 1) Potomska Road. (Single Family Home) (Prime Engineering)
  - Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
  - Single Family Home
  - Minor amount of grading within the 50 foot of Buffer Zone
  - Most of work located outside of Buffer Zone



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- *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve a negative determination for Scott Barrow re: Map 24, Lot 10-1 & 9 (lot 1) located at Potomska Road.*
3. A Request for Determination of Applicability from Long Built Homes re: Map 65, Lot 27-1 on Old Fall River Rd. Dartmouth, MA. (Single Family Dwelling) (Sitec, Inc.)
    - Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
    - Minor grading, roof drains and well associated with Single Family Home
    - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve a negative determination for Long Built Homes re: Map 65 Lot 27-1 located at Old Fall River Road.*
  4. A Request for Determination of Applicability from Margaret Cote & Gerard Martin re: Map 66, Lot 2-103 on 15 Mockingbird Path, Dartmouth, MA. (above ground pool) (Cote & Martin)
    - Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
    - Tree removal for above ground pool
    - A-1 previously done by Michael O'Reilly
    - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve a negative determination for Margaret Cote & Gerard Martin re: Map 66 Lot 2-103 located at 15 Mockingbird Path.*
  5. A Request for Determination of Applicability from Andy Hanner re: Map 68, Lot 28 on 581 Faunce Corner Rd. in Dartmouth, MA. (Split-Level Behavioral Center) (Little John Engineering)
    - Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Kyle Ross
    - Most of work outside of Buffer Zone
    - Due to this being such a large project there may be some impact to the buffer zone
    - The plan shows a 20 foot temporary construction easement
    - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve a negative determination for Andy Hanner re: Map 68 Lot 28 located at 581 Faunce Corner Road.*



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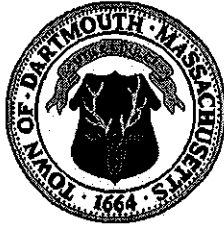
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6. A Request for Determination of Applicability from Lisa A. Sylvia Castanheira re: Map 166 Lot 46 on 22 Althea Ave. in Dartmouth, MA. (Fence, removing trees and reseed) (Ken Ferreira Engineering)
  - Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
  - Reinstallation of fence which was removed when drain was installed
  - Regard and reseed of lawn
  - Damaged tree removed
  - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to approve a negative determination for Lisa Sylvia Castanheira re: Map 166 Lot 46 located at 22 Althea Avenue.*

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**PUBLIC HEARINGS**

1. **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>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
  - A request to continue until July 8, 2014, was made by the applicant's representative
  - Restoration plan being finalized
  - Commission wants a certified letter informing the applicant needs to submit plan for Wednesday, July 3, 2014 by 3:00 PM or further legal action will take place
  - Jim Marsh counsel for the applicant will relay message to the applicant
  - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduck, it was unanimously voted to continue the public hearing until July 8, 2014.*
  
2. **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
  - Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
  - A request to continue the public hearing was made by the applicant
  - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted to continue the public hearing until July 8, 2014.*



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3. **PUBLIC HEARING-** Jason and Jennifer Couto re: Map 73 Lot 28, 28-1 & 27 located at High Hill Rd. in Dartmouth, MA. (Two Single Family Dwellings) (Ken Ferreira Engineering)
- Motion to Waive the Reading 1<sup>st</sup>: Jacquelyn McDonald 2<sup>nd</sup>: Patricia Sweriduk
  - Two lot single family home subdivision
  - Top of Bank shown
  - Only 3% of the work is within the River Front
  - Common driveway
  - Single family homes to be serviced by a sewage disposal system and well
  - Wetlands were delineated by Michael O'Reilly
  - Erosion Control will be implemented
  - Michael O'Reilly
    - Debris removed from site
    - Project complies with River Front
    - No direct impact on wetlands
  - Hedges will be a buffer or act as a demarcation
  - No file number issued by DEP
  - *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduck, it was unanimously voted to continue the public hearing until July 8, 2014.*

**ITEMS FOR DISCUSSION:**

- A) In the Matter of Margaret Reichenbach: Recommended Final Decision. (S15-2058)
- Mr. O'Reilly informed the Commission the Recommended Final Decision was received
  - Commissioner still needs to sign
  - Discussion on possible further appeals
- B) Taxes for Assessor's Parcel Map 34, Lot 5-4 - Paskamansett Park - Russells Mills Road
- The Commission acquired ownership of a 3.3 acre parcel from abutter to expand the Paskamansett Park
  - The Assessor brought to Mr. O'Reilly attention there are outstanding taxes of \$897.27
  - State Law that would allow the Conservation Commission to abate those taxes.
  - Mr. O'Reilly prepared a letter to be signed by the chair to abate the portion of the taxes for FY 14



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- *After a motion was made by Jacquelyn McDonald and seconded by Patricia Sweriduk, it was unanimously voted (5-0) to have the chair sign the letter to abate the taxes in the amount of \$897.27 re: Map 34 Lot 5-4 for the Paskamansett Park.*

C) **New Business** - This time is being reserved for topics that the chair did not reasonably anticipate would be discussed.

At 7:32 p.m. Michael Kehoe, Chair entertained a motion to close the meeting. Jacquelyn McDonald- yes, -Patricia Sweriduk - yes, Richard Mallen - yes, Kyle Ross - yes.

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Respectfully submitted by: Donna Farias  
Administrative Clerk