



DARTMOUTH CONSERVATION COMMISSION
RECEIVED DARTMOUTH TOWN HALL - ROOM 103 - 7:00 P.M.
MINUTES - Tuesday, June 23, 2015

2015 AUG 12 PM 3 20

ATTENDANCE:

Present: Chairman Michael Kehoe, Richard Mallen, Patricia Sweriduk, Richard Golen, Michael O'Reilly, Environmental Affairs Coordinator, and Tina Cabral, Administrative Clerk.

Absent: Vice-Chair Jacquelyn McDonald and Kyle Ross

Mr. Kehoe convened the meeting at 7:10 P.M.

ADMINISTRATIVE:

- Approval of the minutes of May 26, 2015 was unanimously accepted by those Commissioners present.
- Executive Session Minutes of June 9, 2015 received for reading.
- Minutes of the June 9, 2015 meeting received for reading.
- Approval of the field trip reports of the June 9, 2015 meeting was unanimously accepted by those Commissioners present.

FIELD TRIP REPORTS:

1. A Request for Certificate of Compliance from Francis & Elizabeth Gray, File#15-2200 Re: Map 105, Lots 67 & 69 on 7 Birchfield Road (Seawall) (N. Douglas Schneider & Associates, Inc.)

Ms. Sweriduk motioned to waive the reading of the public meeting notice, with Mr. Mallen seconding the motion. Mr. Kehoe invited Mr. O'Reilly to comment on this request.

Mr. O'Reilly commented that a letter from an engineer was received and all work has been completed in compliance and recommends the issuance of a certificate of compliance.

With nothing further to be added, Ms. Sweriduk motioned to issue a certificate of compliance, with Mr. Mallen seconding the motion.

2. Request for Certificate of Compliance from Edward & Peggy Barry, File#15-2199 Re: Map 105, Lots 67 & 69 on 11 Birchfield Road (Seawall) (N. Douglas Schneider & Associates, Inc.)

Ms. Sweriduk motioned to waive the reading of the public meeting notice, with Mr. Mallen seconding the motion. Mr. Kehoe invited Mr. O'Reilly to comment on this request.

Mr. O'Reilly commented that a letter from an engineer was received and all work has been completed in compliance and recommends the issuance of a certificate of compliance.

With nothing further to be added, Ms. Sweriduk motioned to issue a certificate of compliance, with Mr. Mallen seconding the motion.

3. Request for Certificate of Compliance from Birchfield Farms, Inc. File#15-2198 Re: Map 105, Lot 69 on Birchfield Road and Guernsey Way (Stone groin) (N. Douglas Schneider & Associates, Inc.)

Ms. Sweriduk motioned to waive the reading of the public meeting notice, with Mr. Mallen seconding the motion. Mr. Kehoe invited Mr. O'Reilly to comment on this request.

Mr. O'Reilly commented that a letter from an engineer was received and all work has been completed in compliance and recommends the issuance of a certificate of compliance.

With nothing further to be added, Ms. Sweriduk motioned to issue a certificate of compliance, with Mr. Mallen seconding the motion.

4. Request for Certificate of Compliance from Benjamin Baker & Town of Dartmouth, File#15-1987 Re: Map 117, Northerly of #14 on Hill Street and Water Street (Retaining Wall) (N. Douglas Schneider & Associates, Inc.)

Ms. Sweriduk motioned to waive the reading of the public meeting notice, with Mr. Mallen seconding the motion. Mr. Kehoe invited Mr. O'Reilly to comment on this request.

Mr. O'Reilly commented that a letter from an engineer was received and all work has been completed in compliance and recommends the issuance of a certificate of compliance.

With nothing further to be added, Ms. Sweriduk motioned to issue a certificate of compliance, with Mr. Mallen seconding the motion.

5. Request for Certificate of Compliance from Joao Patricio, File#15-1176 Re: Map 15, Lot 30-14 on 35 Plains Field Drive (single family home) (Sitec, Inc.)

Ms. Sweriduk motioned to waive the reading of the public meeting notice, with Mr. Mallen seconding the motion. Mr. Kehoe invited Mr. O'Reilly to comment on this request.

Mr. O'Reilly commented that a letter from an engineer was received and all work has been completed in compliance and recommends the issuance of a certificate of compliance.

With nothing further to be added, Ms. Sweriduk motioned to issue a certificate of compliance, with Mr. Mallen seconding the motion.

6. Request for a Partial Certificate of Compliance from Joao Patricio, File#15-645 Re: Map 15, Lot 30-14 on 35 Plains Field Drive (roadway) (Sitec, Inc.)

Ms. Sweriduk motioned to waive the reading of the public meeting notice, with Mr. Mallen seconding the motion. Mr. Kehoe invited Mr. O'Reilly to comment on this request.

Mr. O'Reilly commented that a letter from an engineer was received and all work has been completed in compliance and recommends the issuance of a certificate of compliance.

With nothing further to be added, Ms. Sweriduk motioned to issue a certificate of compliance, with Mr. Mallen seconding the motion.

Respectfully Submitted,
For The Commission,
Tina Cabral

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SAMC REALTY TRUST
NOTICE OF INTENT
FILE 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 a Notice of Intent from SAMC Realty Trust on land located at Map 164, Lot 21 at 710 State Road in Dartmouth. The hearing was held on Tuesday, June 23, 2015 in Room 103 in the Dartmouth Town Hall at 400 Slocum Road in Dartmouth.

Present were Chairman Michael A. Kehoe, Vice-Chair Jacquelyn McDonald, Richard Mallen, Patricia Sweriduk, Kyle Ross, Richard Golen, Michael O'Reilly, Environmental Affairs Coordinator, and Tina Cabral Administrative Clerk.

ABSENT:

Mr. Kehoe convened the hearing. It was voted to waive the reading of the public hearing notice. Mr. Kehoe invited the applicant/representative to comment on the project.

Sitec, Inc: The applicant is proposing to construct a 6,000 s.f. single story commercial building on the subject property with a paved parking facility and supporting utility systems. The subject property is a 40,000 s.f. parcel of land located on the north side of State Road between Illinois Avenue and Maine Avenue. Previous development on the property included a wood framed structure in the southwest corner of the site and a mortared stone building in the northwest corner. The site slopes from northwest to southeast toward Route 6. The proposed parking lot will include a bituminous concrete surface, 34 parking stalls and sidewalks. The building will be served by municipal water and sanitary sewer service. The onsite soil has been classified by the U.S.D.A Natural Resources Conservation Service as a hydrologic group A soil. The sequence of the major activities will include: install all erosion and sediment control measures per the submitted plans. The contractor will implement the use of widely accepted principles for erosion and sediment control during construction; removal of existing structures, pavement/brush and topsoil; installation of utilities, drainage, and retention ponds system; construct building, sidewalks, parking, stabilize site with landscaping; and construction sequence may vary to minimize disturbance on site. In addition to the perimeter controls, erosion control may be accomplished using temporary measures such as tracking, seeding or mulching, spraying of liquid stabilizers or any combination of these measures. If necessary, temporary stormwater basins or diversion dikes and swales will be constructed to improve water quality. Only minor stockpiling of soils will be allowed on site. Soil stockpiles will be ringed with hay bales or covered in extreme conditions. All waste materials will be disposed of offsite in accordance with all applicable local, State and Federal regulations. Construction will commence in a phased manner. All control measures will be inspected at least once each week and following any storm even of .5 inches of precipitation or greater. All measures will be maintained in good working order; if repair is necessary; it will be initiated within 24 hours of report. Built up sediment will be removed from erosion control when it has reached one-third the height of the fence or bale. Silt fence will be inspected for depth of sediment. Temporary or permanent seeding and planting will be inspected for bare spots, washouts and healthy growth. A maintenance and inspection report will be made after each inspection. All hazardous waste materials will be disposed of in a manner specified by local, state and federal regulations and in accordance with any manufacturers recommendations. All concrete washings will be disposed of in a designated area from wetlands and any property line. When the concrete hardens it will be removed from the site. Access to the retention ponds will be available from the upland portion of the site.

Mr. Kehoe invited Mr. O'Reilly to comment on his review of this project. Mr. O'Reilly commented that he has reviewed all documents and commented that this matter was also reviewed by Mr. Gus Raposo, Stormwater Consulting Services who has forwarded a letter dated June 15, 2015 to Mr. O'Reilly with the following comments: (1) The Construction Phase Pollution Prevention and Erosion and Sediment Control Plan must be included in the "Final Construction Documents-Plans and Technical Specifications"; (2) The Operation and Maintenance Plan for the Recharge System and Detention Pond must be included in the "Final Construction Documents-Plans and Technical Specifications"; (3) Construction Sequence/Sequence of Major Activities of the Construction Erosion and Sediment Control Plan should

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be included on the "Final Construction Plans" and "Construction Documents"; (4) Access to the ponds for maintenance should be shown on the Site Plans; (5) The location and a construction detail of the temporary crushed stone construction entrance must be added to the plans; (6) Memorandum Page 3 (Section 20.703) Front Recharge Calculation 13,500 C.F. should be 13,500S.F.; (7) Addendum to Stormwater Report Checklist-Groundwater Recharge-Recharge Volume required should be 965 C.F. not 595 C.F.; and (8) Drainage Calculations-Addendum to Stormwater Report Checklist-Standard No. 3-Groundwater Recharge Time Required to dewater the recharge volume. Mr. O'Reilly suggested that the Commission recommend to continue this hearing so that the applicant may revised Plans to reflect Mr. Raposo's suggestions.

Mr. Kehoe invited public comment. No public comment. It was voted to close the public hearing.

With nothing further to be added, Ms. Sweriduk motioned to CONTINUE the public hearing until Tuesday, July 14, 2015, with Mr. Mallen seconding motion.

Respectfully submitted,
For The Commission,
Tina Cabral

ITEMS FOR DISCUSSION:

A) New Business: No New Business.

B) A&A Jewelers, File#15-2180 Re: Map 167, Lot 102 on 279 State Road-Request to extend paved parking area to the west to include approximately 700 s.f. of bituminous pavement (Sitec, Inc.) *Steve Gioiosa of Sitec, Inc. was present and explained to the Commission that A&A Jewelers are seeking an amendment to the order of conditions to include work shown on a new plan which they intend to submit for filing. The paved parking area to the west would include approximately 700 square feet of additional bituminous pavement. A special permit and variance have been granted by the Zoning Board of Appeals. The Commission unanimously voted that the applicant submit an Amendment to the Order of Conditions with pertinent Plans for filing with the Conservation office.*

C) Violation on Antone Vincent property at Map 28, Lot 71 and Map 24, Lot 13 on Rock O'Dundee Road. *The Commissioners had a site visit at the said property to view the violation. After a lengthy discussion, the Commission unanimously voted the following violation against Antone Vincent "Harvesting of trees and/or timber management within 100 feet of a bordering vegetated wetland (310 CMR 10.55) and riverfront area (310 CMR 10.58); Alteration of bordering vegetated wetlands and 100 foot buffer zone (310 CMR 10.02 (2) (B) to access tree harvesting area."*

MEETING ADJOURNED: 8:55 P.M.