

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: October 8, 2013
Date of Transcription: October 9, 2013
Transcribed by: Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

2. ROLL CALL

Selectmen Present: Peter W. Teitelbaum, Chairman
Alan H. Slavin, Clerk
Stephen M. Holmes, Absent
Patrick G. Tropeano
Judith Whiteside

Also present: Derek Sullivan, Town Administrator
Rich Bowen, Town Counsel

3. ANNOUNCEMENTS

a. Introduction of Veterans Day Parade Grand Marshall
Mr. White introduced Jim Bruce as the Grand Marshall. Mr. Bruce thanked everyone and stated that he is honored, proud and humble to have this duty.

b. Presentation of Citation for Mark Lindsay
The board presented Mr. Lindsay with a certificate of recognition and thanked him for his years of service.

Selectman Whiteside wanted to remind people to drive carefully now that the leaves and pine needles are falling and when the roads are wet they become slippery.

Selectman Whiteside wanted to commend the residents who worked on the Jefferson Shores Pumping Station.

Selectman Whiteside wanted to congratulate Charlemya Erasme on winning the Harvard Book Prize.

Tickets are available for the Murder Mystery to benefit the Library. The cost for the tickets is \$30.

A retirement party is planned for Mark Lindsay at the Redman Hall on October 19th from 6-11pm. The cost for the tickets are \$30.

SELECTMEN/SEWER COMMISSIONERS MEETING - 10-08-13 (CONT'D)

CEDA will be having a forum on Thursday, October 24th at 5:30 pm.

National Grid will be repaving a portion of Onset Avenue on Friday, October 11th at 7am.

The Wareham Historical Society will have a presentation on October 21st at 7pm in the Methodist Meeting hall.

A fundraiser for the summer of 2014 Celebration will be held at the Eastern Bank on Wednesday, November 6th from 5:30pm-7:30pm. Tickets cost \$20.

The Board of Health will be outlawing the sale of synthetic marijuana at smoke shops.

Chairman Teitelbaum held a moment of silence to honor Chief Howard Andersen who passed away this week.

Town Meeting will be held on October 28th and 29th at 7pm at the Wareham High School Auditorium.

4. CITIZENS PARTICIPATION

None

5. CONSENT AGENDA

- a. Authorization to sign bills and documents, etc.
 - i. Law office of Richard Bowen, dated September 30, 2013 in the amount of \$15,000.

MOTION: Selectman Whiteside moved to authorize payment to Law office of Richard Bowen in the amount of \$15,000. Selectman Slavin seconded.

VOTE: 4-0-0 (Unanimous)

- b. Appointment of Certified Weighers.

MOTION: Selectman Slavin moved to appoint Steven Rivard as a Certified Weigher to a term to expire no later than June 30, 2014. Selectman Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

MOTION: Selectman Slavin moved to appoint Michelle Munroe as a Certified Weigher to a term to expire no later than June 30, 2014. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

- c. Approval of meeting minutes of September 24, 2013

MOTION: Selectman Slavin moved to approve the meeting minutes of September 24, 2013. Selectman Whiteside seconded.

VOTE: 3-0-1 (Selectman Tropeano abstained)

6. LICENSES & PERMITS

- a. Application for a One-day Beer & Wine license from Wareham Library Foundation, Inc., c/o Kerry Mello, 59 Marion Road, Wareham, MA for a Murder Mystery in the Library Fundraiser on November 22, 2013 from 6:30pm-9:30pm.

Present before the board: Kerry Mello

Ms. Mello spoke about the fundraiser planned at the Library and was seeking a one day wine & beer license.

MOTION: Selectman Slavin moved to approve the application for a one-day beer & wine license from the Wareham Library Foundation, Inc., c/o Kerry Mello, 59 Marion Road, Wareham, MA for a Murder Mystery Fundraiser on November 22, 2013 from 6:30-9:30pm. Selectman Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

- b. Application for (8) One-day Beer & Wine license from Buzzards Play Productions, Inc., c/o Janice Rogers, 3065 Cranberry Highway, E. Wareham for the following dates: October 11th, 19th, 24th, 25th, 26th, 31st, and November 1st and 2nd of 2013.

Present before the board: Mr. Rogers

MOTION: Selectman Slavin moved to approve the application for (8) one-day beer & Wine license from Buzzards Play Productions, Inc., c/o Janice Rogers, 3065 Cranberry Highway, E. Wareham for the following dates: October 11th, 19th, 24th, 25th, 31st, and November 1st and 2nd of 2013. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

7. SEWER BUSINESS

- a. Funding source for contract 2 (waiting for audit by DOR)
b. Vote on the Sewer Usage rate.

MOTION: Selectman Slavin moved to set the EDU rate of \$596.00 for this billing cycle. Selectman Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

- c. Reconsideration of Sewer Betterment Abatement for 2 Preservation Lane, Map 54, Lot P31 in the amount of \$18,000

The abatement was included in a list at a prior meeting and denied in error. This is an unbuildable lot.

MOTION: Selectman Slavin moved to rescind the prior vote of the board not to provide the abatement for 2 Preservation Lane, Lot P31 in the amount of \$18,000. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

SELECTMEN/SEWER COMMISSIONERS MEETING - 10-08-13 (CONT'D)

MOTION: Selectman Slavin moved to approve the Sewer Betterment Abatement for 2 Preservation Lane, Map 54, Lot P31 in the amount of \$18,000. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

- d. Abatement request for 6 Shore Avenue, Account #738787, Map 50D, Lot 475 in the amount of \$596.00.

This home was demolished in 2011 and they are in the process of rebuilding and currently do not have occupancy permit.

MOTION: Selectman Slavin moved to approve the Abatement request for 6 Shore Avenue, Account #738787, Map 50D, Lot 475 in the amount of \$596.00. Selectman Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

- e. Abatement request for 145 Onset Avenue, Account #735993, Map 2, Lot 105 in the amount of \$298.00.

This water was shut off since 2005 however they cannot issue an abatement that far back.

MOTION: Selectman Slavin moved to approve the abatement request for 145 Onset Avenue, Account # 735993, Map 2, Lot 105 in the amount of \$298.00. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

- f. Abatement request for 3137 Cranberry Highway, Account # 7367245, Map 8, Lot 1025A in the amount of \$980.92.

This building has been demolished; it was the White Pines Motel.

MOTION: Selectman Slavin moved to approve the abatement request for 3137 Cranberry Highway, Account # 7367245, Map 8, Lot 1025A in the amount of \$980.92. Selectman Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

- g. Discussion of Grease Ordinance Proposal
Mr. Campinha explained the Grease Ordinance policy. He stated that he has also brought this before the Board of Health.

- h. Any other sewer business.

8. TOWN BUSINESS

- a. Discussion on guidance to Town Administrator for the next year.
- b. 7:30 p.m. continue evidentiary hearing on Murphy's Towing, 2648 Cranberry Highway, Wareham, MA application to be added to the Town of Wareham's tow rotation list.

SELECTMEN/SEWER COMMISSIONERS MEETING - 10-08-13 (CONT'D)

Present before the board: Lt. Walcek

Attorney Bowen did swear in Lt. Walcek prior to the hearing.

Lt. Walcek read into record the memo from Acting Police Chief Kevin Walsh (as attached).

MOTION: Selectman Slavin moved to enter the correspondence in the administrative record. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

Lt. Walcek was asked how many incidents require a tow truck per year. Lt. Walcek stated that approximately they are called about 700 times. Some discussion ensued about the rotation list. The Attorney for Murphy's feels that the town should honor the request from Murphy's to be added to the tow list.

MOTION: Selectmen Slavin moved to close the hearing. Selectmen Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

MOTION: Selectman Slavin moved to find that four tow companies have provided services for the Wareham Police Department on a rotating scheduled for several years and that current tow list that consists of Depot Auto, Marc's Auto, J&R Towing & Vaughn's Towing. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

Selectman Tropeano feels that the board should add Murphy's towing to the list and not put a limit on tow companies. Selectman Whiteside said that the current acting Police Chief did recommend not adding any more companies to the list. Selectman Slavin stated that he is basing his decision on today's recommendations and not back to previous recommendations. Chairman Teitelbaum agrees with Selectman Slavin and stated that the current recommendation from the Chief is not to add another company to the list.

MOTION: Selectman Slavin moved that adding a fifth Tow Company to the existing rotation list is not necessary because the current number of companies does provide sufficient and efficient towing services to the Wareham Police Department. Selectman Whiteside seconded.

VOTE: 2-1-1 (Selectman Tropeano opposed, Selectman Whiteside abstained)

MOTION: Selectman Slavin moved that although the tow list had more than four tow companies in the past the current number of four has proven to be fully suffice to protect public safety and convenience and manageable for the Wareham Police Department. Selectman Whiteside seconded.

SELECTMEN/SEWER COMMISSIONERS MEETING - 10-08-13 (CONT'D)

VOTE: 2-1-1 (Selectman Tropeano opposed, Selectman Whiteside abstained)

MOTION: Selectman Slavin moved to deny the request to be added to the tow list. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

c. Continued discussion and vote re: Social Media Policy
The board didn't have the correct copy of the policy and will take this up at the next meeting.

d. Vote to accept amended Audit Committee Guidelines
Mr. Heaney was before the board at the last meeting to discuss the guidelines.
MOTION: Selectman Whiteside moved to accept the Audit Committee Guidelines. Selectman Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

e. Continued discussion re: Warrant Articles and favorable action votes.
Article #13 – Feasibility Study at Wareham High School for potential Partial Roof project.

MOTION: Selectman Whiteside moved no action on article # 13. Selectman Slavin seconded.

VOTE: 4-0-0 (Unanimous)

Article #14 – Appropriation Transfers
This is needed to transfer \$20,000 into the Planning budget to hire a full time Planner.
MOTION: Selectman Slavin moved favorable action on article #14. Selectman Whiteside seconded.

VOTE: 4-0-0 (Unanimous)

Article #15 Fund ratified union contracts
MOTION: Selectman Tropeano moved favorable action on article # 15. Selectman Slavin seconded.

VOTE: 4-0-0 (Unanimous)

f. Update on the volunteer Appreciation Dinner.
The board is looking to have an appreciation dinner on December 6th.

g. Vote to authorize the Chairman to sign the Compliance Certificate
Re: 29 Carleton Street, Onset, MA
Present before the board: Ms. Arruda & Ms. Neading
Attorney Bowen stated that Attorney Whitten stated that CHAPA had not followed the rules on this unit. Ms. Arruda had a contract to sell the house at \$172,000. Attorney Bowen advised that the board should wait to hear from CHAPA before releasing the unit.

h. Any other Town business not reasonably anticipated 48 hours prior to

SELECTMEN/SEWER COMMISSIONERS MEETING - 10-08-13 (CONT'D)

the posting of this meeting.

9. TOWN ADMINISTRATORS REPORT

Mr. Sullivan stated he hired a consultant to perform an audit on the Health Care Trust Fund. He went over the figures in the fund.

Mr. Sullivan met with the Executive Director of Government Affairs from South Coast Health Systems at Tobey Hospital. He said they will be holding quarterly meetings and working on a project that would help everyone in the town.

The Department Heads have turned in their budget for the upcoming fiscal year. He noted that this is 6 weeks ahead of schedule.

Mr. Sullivan, Selectman Slavin and Elsa Miller attended a DOR seminar in Randolph.

10. LIAISON REPORTS

Selectman Slavin asked Mr. Sullivan about the Graduate Student from UMASS. Mr. Sullivan stated that he has been working with Guy at the WPCF working on an EDU audit.

Selectman Slavin attended the Bridgewater State University job fair. He stated that they did receive a few applications for internships.

Selectman Slavin attended a MMA presentation in Franklin, the topic of discussion was Capital Planning.

11. ADJOURNMENT

MOTION: Selectman Slavin moved to adjourn. Selectman Tropeano seconded.

VOTE: 4-0-0 (Unanimous)

12. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

Respectfully submitted

Janet Wilson

Department Assistant

The foregoing minutes were submitted to the Board of Selectmen/Sewer Commissioners on: 11-5-13

Attest:

Alan H. Slavin, Clerk

SELECTMEN/SEWER COMMISSIONERS MEETING - 10-08-13 (CONT'D)

Date Signed: 11-5-13

Date sent to the Town Clerk: 11-7-13

Attachment 10/8/13
meeting minutes



Richard M. Stanley
Chief of Police

Wareham Police Department

2515 Cranberry Highway
Wareham, Massachusetts 02571
www.warehampolice.com



Phone: (508) 295-3180
Fax: (508) 291-8652

To: Derek Sullivan, Town Administrator
From: Kevin Walsh, Acting Chief of Police
Date: September 22, 2013
Subject: Tow Companies

RECEIVED
2013
TOWN
ADMIN'S OFFICE

For the past several years, four tow companies have provided services for the Wareham Police Department on a rotating schedule that is in place to ensure fair and equitable standards for the involved businesses. The current tow list, which consists of Depot Auto, Marc's Auto Service, J&R Towing, and Vaughn's Towing, has served the Wareham Police Department well during the past years, and we look forward to continued partnerships with these businesses.

The four current tow companies assigned to provide services to the Wareham Police Department have done so in a professional and cooperative manner during their respective tenures, while cooperating with each other at various times and situations to provide the best and most reliable services in a timely and efficient manner. Although situations involving the four tow companies have arisen at various times during the years, the issues have been addressed, mediated, and resolved with the goal of providing and maintaining professional services.

At this time, adding a fifth tow company to the existing rotating list does not appear to be necessary, as the current number of companies continue to provide sufficient and efficient services to the Wareham Police Department. Adding a fifth company to the existing list would require further administrative actions, including scheduling arrangements and business inspection services. Although the tow list consisted of more than four companies in the past, the current number of four has proven to be manageable and equitable for the Wareham Police Department and the involved companies.

Therefore, it is my opinion that the current tow list is sufficient in number to professionally provide the services needed by the Wareham Police Department. Should the number of companies assigned to the tow list diminish, an additional company could certainly be considered, but to add a company at this point in time is not necessary, notwithstanding the respectable and upstanding business practices of any other interested company.

MINUTES OF MEETING OF WAREHAM CONSERVATION COMMISSION

Date of Meeting: May 1, 2013

I. CALL MEETING TO ORDER

The meeting was called to order at 7:17 P.M.

II. ROLL CALL

Members Present: John Connolly, Chairman
Sandy Slavin
Mark Carboni
Joe Leggett
David Pichette, Agent

Members Absent: Louis Caron
Donald Rogers
Ken Baptiste

III. PRELIMINARY BUSINESS

There were no items under Preliminary Business.

IV. PUBLIC HEARINGS

A. RDA – Kurt & Jennifer Chisser

The public hearing notice was read into the record.

Present before the Commission: Jennifer Chisser

Brief discussion ensued re: the green abutter card notifications. Ms. Chisser stated she can bring them into the office tomorrow.

Mr. Pichette described the project. The property is located at 23 Parkwood Dr. The project involves the construction of a deck in the buffer zone to a coastal bank. An 8x16 ft. deck is to be constructed over an existing concrete block enclosure area along the existing dwelling. The deck will be supported by four sono-tube footings. Also proposed are a set of stairs to get from the deck to the lower level along the side of the dwelling to access the side of the dwelling. The property slopes to the road side of the house to the wetlands. All work will be done by hand. He recommended approval of the project w/ consideration of having the green abutter notification cards being turned in tomorrow or the Commission can continue the hearing.

Mr. Carboni stated typically, the Commission requires everyone submit the green cards so there is no gray area. Brief discussion ensued how to proceed.

No-one from the audience spoke for or against the project.

MOTION: Ms. Slavin moved to close the public hearing for Kurt & Jennifer Chisser. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

MOTION: Ms. Slavin moved to grant a Negative Determination #2 for Kurt & Jennifer Chisser w/ the stipulation that all green abutter card notifications are received by the Commission. Mr. Leggett seconded.

VOTE: Unanimous (4-0-0)

B. RDA – Alexander G. Urquhart

The public hearing notice was read into the record.

Present before the Commission: Alexander Urquhart

Mr. Urquhart submitted the green abutter notification cards.

Mr. Pichette described the project. The property is located at 20 First Ave. (Weweantic Shores). The project involves the construction of an addition & deck in the buffer zone to coastal bank & salt marsh & w/in a coastal flood zone. A 14x14 ft. addition will be constructed on the side of the dwelling which is currently a paved driveway. There will be a poured concrete foundation. Also proposed is a 12x14 deck on the rear of the dwelling supported by sono-tube footings. The deck is approx. 90 ft. from the edge of the wetland & on lawn area. The site is in a flood zone, Zone AE elevation 15. Silt fence will be installed between the resource area & the work. He recommended approval of the project w/ a Negative Determination #2.

No-one from the audience spoke for or against this project.

MOTION: Ms. Slavin moved to close the hearing for Alexander G. Urquhart. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

MOTION: Mr. Carboni moved to grant a Negative Determination #2 for Alexander G. Urquhart. Ms. Slavin seconded.

VOTE: Unanimous (4-0-0)

C. NOI – Paul Daghir, c/o G.A.F. Engineering, Inc.

The public hearing notice was read into the record.

Present before the Commission: Brian Grady, G.A.F. Engineering, Inc.
Ken Michaels, K&M Building

Mr. Pichette described the project. The property is located at 91 Agawam Lake Shore Dr. The project involves the demolition of an existing dwelling & the reconstruction of a new dwelling. This is in the buffer zone to wetland along Agawam Mill Pond. An existing 22x33 ft. cottage will be removed & a new 26x38 ft. dwelling w/ a 10x26 ft. deck is proposed. The new dwelling will be set back further from the water vs. the existing cottage. The existing cottage is approx. 18 ft. from the edge of the pond. The proposed new dwelling will be approx. 34 ft. from the edge of the pond. A new septic system will be installed & be approx. 92 ft. from the edge of the pond. The septic system will be raised & have a Keystone block retaining wall around the leach field. He asked about dewatering for the new foundation. If this will be happening, conditions will need to be put into the OOC for this. Silt fence is proposed between the work & resource area. He recommended haybales also be utilized. A DEP file number has not been assigned. Thus, he recommended a continuance to May 15, 2013.

Brief discussion ensued re: the height of the raised septic.

No-one from the audience spoke for or against the project.

MOTION: Ms. Slavin moved to continue the public hearing for Paul Daghir to May 15, 2013. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

V. CONTINUED PUBLIC HEARINGS

A. NOI – Deborah & Calvin Bourne, c/o G.A.F. Engineering, Inc.

Present before the Commission: Brian Grady, G.A.F. Engineering, Inc.

Mr. Grady asked to have this hearing tabled temporarily so he can get things in order.

MOTION: Ms. Slavin moved to table the continued public hearing for Deborah & Calvin Bourne. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

VI. EXTENSION REQUESTS

There were no extension requests.

VII. ENFORCEMENT ORDERS

A. Best Friends Preschool – 237 Sandwich Road

No discussion was held on this matter.

B. Tom Carbonara – 47 Rose Point Avenue

Present before the Commission: Tom Carbonara
Mrs. Carbonara

Mr. Pichette stated at the last meeting, an issue was brought up re: a dock that was being built at 47 Rose Point Ave. w/ no review by the Commission. The Carbonara's are here to discuss the matter.

Mr. Pichette stated he did some research on this property. He found that there had been a dock at this property that was permitted by the Commission in 1996. Mr. Carbonara stated when he purchased the house, he had a surveyor's plan done. He stated when the property was advertised, it was advertised that there was an approved dock by the Town.

Mr. Pichette stated even if there had been a dock there previously & it needed to be rebuilt, it would have to come before the Commission. He understands the Carbonara's did not know this because they just moved there. Ms. Carbonara stated they were told that if the actual footprint of the dock wasn't changed it would be o.k. Mr. Carbonara stated his insurance company asked him to make the dock safe.

Mr. Pichette stated it looks like Mr. Carbonara is building the dock well, but the issue is the dock wasn't permitted by the Commission. Mr. Pichette discussed the procedure the Carbonara's need to follow re: the permitting process.

VIII. CERTIFICATES OF COMPLIANCE

A. Jim Hogan – 2 Nicholas Drive

Mr. Pichette stated the owner is requesting a COC for a house construction. (He displayed pictures of the site). The initial plan had a certain limit of work at the site. He noted the fence line. He stated some land behind the fence was cleared because when the project was initially done, the contractor put the haybales in, but in the wrong location. The contractor was then told to move the haybales & the contractor added a second row & left the first row of haybales. He feels there was confusion as to where the limit should have been. The owner put the fence in (which wasn't done by the builder) to comply w/ the conditions. The owner recently replanted High Bush blueberry plants throughout the disturbed area. The owner is trying to sell the property. He feels the owner has done the best he can to meet the conditions.

Brief discussion ensued re: if the new owners understand the limit of work area. Mr. Pichette stated in the COC there are conditions re: this.

MOTION: Ms. Slavin moved to grant a Certificate of Compliance for Jim Hogan w/ the two stipulations that the _____. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

IX. ANY OTHER BUSINESS/DISCUSSION

A. Discussion: Westgate Conservation Area

1. Parking Area Construction
2. Authorization To Spend

B. Discussion: Swifts Beach

C. Discussion: Bills

To be handled later in the meeting.

D. Discussion: A.D. Makepeace – Plan Change – Rosebrook Place

Present before the Commission: Tom Murdock, A.D. Makepeace Co.
_____, Beals & Thomas

Mr. Pichette stated work has commenced on the Rosebrook Place project. When he was at the site reviewing the plantings, he noticed the plants being used were not the approved plants that were on the plan. He asked representatives to come in to explain the modifications & to have the Commission decide if an amended OOC would be needed to reflect the modifications.

Mr. Murdock stated nothing was done intentionally. They were operating under the Special Permit that allows for flexibility in the overall site plan.

_____(Beals & Thomas Rep.) stated they have plans that show what the site grading & drainage was as approved by the Commission vs. what is now being considered. The plan overlays so as to show the differences. He stated the project was originally approved in 2011. As tenants have come in, they have asked for some changes to what was approved. It was stated to the ZBA that what they were being showed are what they felt would be there, but again, as tenants have come in, changes have been needed.

The Commission & the representatives proceeded to review the new plans w/ the overlay & any changes/modifications that have been made, including drainage, parking at the hotel, etc.

Mr. Connolly suggested there be new plans on file. Mr. Pichette stated that is the question for the Commission; should there be an amended OOC to reflect the new plan so the new plan is consistent w/ the OOC or just accept/be provided w/ the new plan. The amended OOC would formally accept the new plan. He feels due to the size & scope of this project should have an amended OOC. Brief discussion ensued.

MOTION: Ms. Slavin moved to remove item V. Continued Public Hearings – A. NOI – Deborah & Calvin Bourne, c/o G.A.F. Engineering, Inc. from the table. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

Present before the Commission: Brian Grady, G.A.F. Engineering, Inc.

Mr. Pichette described the project. The property is located at 75 Edgewater Dr. This project was granted an emergency permit to re-construct a seawall at this site that was caving in. The wall reconstruction was done & the Commission had asked that this be followed up w/ an NOI application down the road. In doing the construction, additional trap rock was placed out in front of the new poured wall which went above & beyond what had existed there previously. The Commission regarded this as a violation & have been trying to get this addressed. This NOI proposes the removal of the additional stone back to the mean high water. A DEP file number has not been assigned & no comments have been received as of yet from Natural Heritage & potentially the Div. of Marine Fisheries. He recommended the hearing be continued.

Mr. Connolly stated he has mixed feelings about this matter. He understands the rocks go out a bit past the wall, but he feels the extra rocks could be useful. Mr. Grady stated the rip-rap will remain up against the wall & will be covering the footing that was exposed. Mr. Pichette stated a large volume of stone was added that wasn't approved. Discussion ensued.

Mr. Pichette doesn't feel filling in the beach w/ stone should be allowed. If taken out, quite a bit of stone will be removed. Mr. Grady discussed that keeping some stone up against the wall is important & he also discussed what stone could be removed.

MOTION: Ms. Slavin moved to continue the public hearing for Deborah & Calvin Bourne to May 15, 2013. Mr. Leggett seconded.

VOTE: Unanimous (4-0-0)

E. Discussion: CEDA Main Streetscape Project

Present before the Commission: Brian Grady, G.A.F. Engineering, Inc.

Mr. Pichette stated the next phase has commenced on the Main St. Streetscape Project. The issue is this phase of the project did not come before the Commission for review &

approval. CEDA had felt the whole project had been formally approved, but it wasn't. G.A.F. Engineering will be submitting an application for this phase. Brief discussion ensued.

Ms. Slavin suggested the work be able to continue, the project be reviewed by the Commission on 5/15/13, & there may be a risk that changes will have to be made based on the Commission's review. The Commission members concurred.

F. Discussion: Chapter 61 Property – A.D. Makepeace Co. – Charlotte Furnace Road

Mr. Pichette stated this request is to remove a 7-acre parcel at the end of Charlotte Furnace Road. Brief discussion ensued re: the advantage and/or disadvantages for the Town re: this property.

MOTION: Ms. Slavin moved the Commission notify the BOS that it is the Commission's recommendation to turn down the purchase of the Chapter 61A property – A.D. Makepeace Co. – Charlotte Furnance Road. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

G. Discussion: Requests to Install Data Collection Instruments

Mr. Pichette stated there have been two requests from two separate organizations. The Buzzards Bay Coalition is looking to install a stream gauge data collection system at the Fearing Hill Rd. bridge on the Weweantic River. These instruments will be clamped to the i-beam on the bridge & it will measure water velocity, volume, etc.

Mr. Connolly expressed concern re: vandalism to the instruments. Mr. Pichette stated the Town/Commission will not be liable for any vandalism.

Mr. Pichette stated the Woods Hole Oceanographic Institute wants to place an electromagnetic field detection instrument at Great Neck. This would be w/in an upland area. A pit would need to be dug to put the instrument in. He is meeting w/ them on Friday to make sure they are putting it on upland. They still need to be approved by MA Audubon.

MOTION: Ms. Slavin moved the Commission give permission for the Buzzards Bay Coalition to place a gauge on the Fearing Hill Road bridge. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

NOTE: The meeting went back to item IX. Any Other Business/Discussion – C. Discussion – Bills.

Mr. Pichette stated a bill has been received for a police detail the Commission authorized to pay for re: the tree removal in Minot Forest.

MOTION: Mr. Carboni moved to pay the bill re: police detail work relative to the tree removal work in Minot Forest. Ms. Slavin seconded.

VOTE: Unanimous (4-0-0)


NOTE: Brief discussion ensued re: placing a discussion on the next agenda relative to the standard conditions for application of fertilizer.

X. ADJOURNMENT

MOTION: Ms. Slavin moved to adjourn the meeting. Mr. Carboni seconded.

VOTE: Unanimous (4-0-0)

Date signed: 11-6-13

Attest: 
John Connolly, Chairman
WAREHAM CONSERVATION COMMISSION

Date copy sent to Town Clerk: 11/7/13