

MINUTES OF MEETING OF WAREHAM CONSERVATION COMMISSION

Date of Meeting: April 17, 2013

I. CALL MEETING TO ORDER

II. ROLL CALL

Members Present: Ken Baptiste
Sandy Slavin
Louis Caron
Donald Rogers
David Pichette, Agent

III. PRELIMINARY BUSINESS

There was no preliminary business.

IV. PUBLIC HEARINGS

A. RDA – David & Maxine Monroe

The public hearing notice was read into the record.

Mr. Pichette described the project. The property is located at 86 Pinehurst Dr. The project involves the repair of existing stairs that are part of an existing seawall. The stairs at this site which are recessed back into the property, not extending out onto the beach, are proposed to be replaced. The existing concrete side walls & stairs are deteriorating & the proposal is to chip out this material & re-pour a new stairway & wing walls in the same footprint. The new sections would be poured concrete as shown in the plan detail. This is a 4x8 area. There is no other work proposed. He recommends an issuance of a Negative Determination with the condition that all removed material be removed from the site & that no washing of concrete trucks be allowed at the site.

No-one spoke for or against the application.

MOTION: A motion was made & seconded to issue a Negative Determination #2 for David & Maxine Monroe.

VOTE: Unanimous (4-0-0)

B. Amended OOC – Barry Lamkin, c/o G.A.F. Engineering, Inc.

The public hearing notice was read into the record.

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

Mr. Pichette described the project. The property is located at 301 Plymouth Ave. The project involves amending an OOC that was previously issued for a septic system upgrade at this location. The proposed amendment is to revise the plan to also include an addition w/in the buffer zone to White Island Pond. A 10x10 addition is proposed 60 ft. from the edge of the pond. The addition is up-gradient of existing block retaining walls. No grade changes are proposed. Haybales are proposed between the work & the resource areas. He recommends the issuance of the amended OOC to include the revised plan.

No-one spoke in favor or against the application.

MOTION: A motion was made & seconded to approve the Amended OOC for Barry Lamkin.

VOTE: Unanimous (4-0-0)

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

The public hearing notice was read into the record.

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

Mr. Pichette described the project. The property is located at 75 Edgewater Dr. The project involves the removal of stone rip rap material along the base of a seawall which is on a coastal beach, within a coastal flood zone, & within the estimated habitat of rare & endangered species. The seawall was allowed to be reconstructed under an Emergency Order & during that procedure more rip rap than what was approved was placed along the base of the newly constructed seawall covering over the beach area. At the request of the Commission, the proposal is to remove the excess stone material from the beach intertidal area over a length of 150'. This work will be done by hand to place stone into a lift or machine bucket to get the stone off the beach. Excess material shall be removed from the site. A DEP file number has been received & comments from Natural Heritage. He recommends the issuance of the OOC w/ the standard conditions & the added condition that no machinery be on the beach & that stone material be removed from the site. Discussion ensued.

MOTION: A motion was made & seconded to continue the public hearing for Deborah & Calvin Bourne to May 1, 2013.

VOTE: Unanimous (4-0-0)

V. CONTINUED PUBLIC HEARINGS

There were no continued public hearings.

VI. EXTENSION REQUESTS

There were no extension requests.

VII. ENFORCEMENT ORDERS

A. Best Friends Preschool – 237 Sandwich Road

Discussion ensued.

VIII. CERTIFICATES OF COMPLIANCE

A. James & Sue Kallstrom – 29 Prospect Street

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

Discussion ensued re: things done that were not part of the original plan, such as adding of pavers. Mr. Pichette stated the Commission has in front of them what was actually done/built & the applicant is looking for a Certificate of Compliance. He wanted to make the Commission aware of the changes made on the plan.

MOTION: A motion was made & seconded that the Commission accept the As-Built Plan & grant a Certificate of Compliance for James & Sue Kallstrom.

VOTE: Unanimous (4-0-0)

MOTION: A motion was made & seconded to issue a \$100.00 fine to James & Sue Kallstrom for not following the approved site plan.

VOTE: Unanimous (4-0-0)

B. Fannie Mae – 24 Nicholas Drive

Mr. Pichette stated this was for a single family house construction which was done according to plan. He recommended the issuance of a Certificate of Compliance.

MOTION: A motion was made & seconded to grant a Certificate of Compliance to Fannie Mae – 24 Nicholas Drive.

VOTE: Unanimous (4-0-0)

NOTE: Mr. Pichette spoke re: a recent enforcement issue relative to a dock construction in which there were no permits issued from the Commission. It is located down in Rose Point. He distributed pictures of the un-permitted dock. The address is 47 Rose Point Ave. The name is Helen Carbonera. The Commission concurred to have this property owner come in before them.

IX. ANY OTHER BUSINESS/DISCUSSION

A. Discussion: Westgate Conservation Area

1. Parking area construction.
2. Authorization to spend.

Mr. Baptiste stated Mr. Connolly sent a message to let him know re: when the gravel is needed. Mr. Pichette is awaiting another quote for the parking lot area project. If he doesn't receive it, he will review the quotes he already has. Brief discussion ensued re: fencing & a foot bridge that will be constructed.

B. Discussion: Swifts Beach – (Not discussed)

C. Discussion: Bills – (Not discussed)

D. Discussion: Earth Day Event – (Not discussed)

E. Discussion: Chapter 61 Property – Bourne Point Road

Ms. Slavin stated the Town has the right of first refusal to purchase the property & discussed the property briefly. She stated this land is not attached to any other land the Town or Land Trust owns. Brief discussion ensued re: Chapter 61A.

Ms. Slavin stated the BOS is looking for comments from the Commission as to whether or not purchasing it or not.

MOTION: A motion was made & seconded to recommend to the BOS to not purchase the property on Bourne Point Road.

VOTE: Unanimous (4-0-0)

Mr. Pichette will write this letter.

X. ADJOURNMENT

MOTION: Mr. Baptiste moved to adjourn the meeting. Mr. Rogers seconded.

VOTE: Unanimous (4-0-0)

Date signed: 10/2/13

Attest: SS Slavin
John Connolly, Chairman *vice chair*
WAREHAM CONSERVATION COMMISSION

Date copy sent to Town Clerk: 10/3/13