

MINUTES OF MEETING OF WAREHAM CONSERVATION COMMISSION

Date of Meeting: December 17, 2014

I. CALL MEETING TO ORDER

The meeting was called to order at 7:04 P.M.

II. ROLL CALL

Members Present: John Connolly, Chairman
Sandy Slavin, Vice Chairman
Ken Baptiste, Clerk
Joe Leggett
Donald Rogers
Mike Baptiste, Associate Member
Bill Smith, Associate Member
Liz Lydon, Associate Member
David Pichette, Agent

Member Absent: Mark Carboni

III. PRELIMINARY BUSINESS

A. Approval of meeting minutes: November 19, 2014

MOTION: Ms. Slavin moved to approve the meeting minutes of November 19, 2014. Mr. K. Baptiste seconded.

VOTE: Unanimous (5-0-0)

IV. PUBLIC HEARINGS

A. RDA – Bonnie Herzog, c/o JC Engineering, Inc.

The public hearing notice was read into the record.

Present before the Commission:

Mr. Pichette described the project. The property is located at 172 Sandwich Road. The project involves upgrading a septic system w/in a coastal flood zone. An existing system is to be replaced w/ a new Title V system w/in coastal flood zone AE elevation 14. A new leach field is proposed & the existing septic tank will remain in use. The work is not w/in the buffer zone to any other resource areas. No grade changes are proposed. He recommended the issuance of a Negative Determination #2.

MOTION: Ms. Slavin moved to close the public hearing for Bonnie Herzog. Mr. Leggett seconded.

VOTE: Unanimous (5-0-0)

MOTION: Mr. K. Baptiste moved to grant a Negative Determination #2 for Bonnie Herzog. Mr. Rogers seconded.

VOTE: Unanimous (5-0-0)

B. NOI – Gary Mills, c/o G.A.F. Engineering, Inc. – SE76-2330

The public hearing notice was read into the record.

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

Mr. Pichette described the project. The property is located at 31 Bourne Point Road. The project involves the demolition of an existing dwelling & grading w/in a coastal bank, in the buffer zone to a coastal beach & a coastal dune, & w/in a coastal flood zone. The project site is also w/in the estimated habitat of rare & endangered species. An existing 28x52 dwelling is to be demolished & removed from the site. Once all materials from the structure have been removed, the resulting hole will be filled in & graded w/ 180 yds. of clean fill material. The proposed grade will be 6:1. Existing septic tanks will be pumped dry, collapsed & abandoned in place. Silt fence is proposed between the work & the coastal dune area. He recommends haybales as well. A DEP file number has been received. No comments have been received from NHESP. He recommended a continuance to January 7, 2015.

MOTION: Ms. Slavin moved to continue the public hearing for Gary Mills to January 7, 2015. Mr. K. Baptiste seconded.

VOTE: Unanimous (5-0-0)

C. NOI – Mark & Christine Rizoli, c/o Braman Surveying & Assoc., LLC – SE76-2329

The public hearing notice was read into the record.

The applicant has requested a continuance to January 7, 2015.

MOTION: Mr. K. Baptiste moved to continue the public hearing for Mark & Christine Rizoli to January 7, 2015. Ms. Slavin seconded.

VOTE: Unanimous (5-0-0)

D. NOI – Hall Keen Real Estate Management & Investment, c/o Site Design Engineering, LLC – SE76-2303

The public hearing notice was read into the record.

Present before the Commission: Dan Malloy

Mr. Pichette described the project. The property is located at 48 Swifts Beach Road. The project involves the stormwater improvements to the existing housing development,

Woods at Great Neck, in the buffer zone to BVW & a coastal bank. Currently, there is no stormwater treatment w/in this development. Everything just sheet flows off the edge of the pavement. The proposal is to construct several detention basins to accommodate stormwater runoff & provide some treatment through infiltration prior to flowing into the wetland. On the east side of the property, a large basin is proposed to handle runoff from paved surfaces & rooftop runoff from the buildings. This basin is not in the buffer zone, but is w/in the coastal flood zone. The overflow discharge from this basin is proposed to be piped behind the basketball court & outletted near the top of the coastal bank. Lastly, at the northeast parking lot corner, there is a proposed catch basin w/ oil water separator with discharge onto the slope of the coastal bank. He asked that an offline leaching basin be made part of the system so that the volume of runoff would be minimized w/ added treatment. Silt fence is proposed between the work & the resource areas. He recommended both silt fence & haybales. A DEP file number has been received. He recommended that the discharge point for the east side basin be pulled back 30 ft. to be outside the 30 ft. no activity zone & the added leaching basin for the other proposed catch basin.

Discussion ensued re: the project, including adding rip/wrap & grass to the proposed outfall & pipe locations.

MOTION: Mr. K. Baptiste moved to close the public hearing for Hall Keen Real Estate Management & Investment. Ms. Slavin seconded.

VOTE: Unanimous (5-0-0)

MOTION: Mr. K. Baptiste moved to grant an Order of Conditions w/ standard conditions & the added condition that rip/wrap & grass be placed at the outfall pipe locations to prevent erosion. Mr. Rogers seconded.

VOTE: Unanimous (5-0-0)

V. CONTINUED PUBLIC HEARINGS

A. NOI – Clean-up of Agawam Mill Pond, Inc. (Mike Linehan) c/o Aquatic Control Technology, LLC – SE76-2326

Present before the Commission:

Mr. Pichette stated this hearing will be continued to January 21, 2015.

B. NOI – Linton Moulding, c/o G.A.F. Engineering, Inc. – SE76-2328

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

Mr. Pichette described the project. The property is located at 38 Warren Point Road. The project involves the removal of trees on a coastal bank & w/in the buffer zone to a coastal bank. 80 trees either on the coastal bank or w/in the buffer zone to the coastal bank are proposed to be removed. 30 of the trees are on the coastal bank or w/in the 30

ft. no activity zone. He recommends limiting the tree cutting activities w/in the coastal bank & the no activity zone. A DEP file number has been received.

MOTION: Ms. Slavin moved to close the public hearing for Linton Moulding. Mr. K. Baptiste seconded.

VOTE: Unanimous (5-0-0)

MOTION: Ms. Slavin moved to grant an Order of Conditions w/ standard conditions & the added condition that three trees initially identified for remove are to be preserved. These would be the two trees identified on the revised plan & the 10" Oak on the 8 ft. contour line for Linton Moulding. Mr. K. Baptiste seconded.

VOTE: Unanimous (5-0-0)

VI. EXTENSION REQUESTS

VII. ENFORCEMENT ORDERS

VIII. CERTIFICATES OF COMPLIANCE

A. George Nolan – 63 Edgewater Drive

MOTION: Mr. K. Baptiste moved to continue the Certificate of Compliance for George Nolan to January 7, 2015. Mr. Rogers seconded.

VOTE: Unanimous (5-0-0)

B. British Landing Condominiums – 45-51 Main Street

MOTION: Mr. K. Baptiste moved to grant a Certificate of Compliance to British Landing Condominiums. Ms. Slavin seconded.

VOTE: Unanimous (5-0-0)

IX. ANY OTHER BUSINESS/DISCUSSION

A. Discussion: Conservation Restriction/Stewardship

There was no discussion.

B. Discussion: Bills

There were no bills.

C. Discussion: Wetland Bylaw

There was no discussion.

D. Discussion: Barry Cosgrove – 49 Blackmore Pond Circle

Discussion ensued re: proposed additional work re: the project approved for Barry Cosgrove. A request was made seeking approval for an alternative methodology for the retaining wall construction. A question was raised as to whether machinery can operate from the beach side during low water conditions.

Discussion ensued re: a boom to be utilized for a hydrolic spill, using plywood on the beach as well as haybales, & no fueling of machinery on the beach.

MOTION: Ms. Slavin moved to allow the alternative methodology to Condition #17 of the Order of Conditions for Barry Cosgrove – 49 Blackmore Pond Circle & further, the added conditions that an oil spill boom be installed to prevent hydraulic leaks into the pond, that plywood mats need to be placed on the beach for machinery to operate on, haybales will need to be installed & there is to be no refueling of machinery on the beach. Mr. K. Baptiste seconded.

VOTE: Unanimous (5-0-0)

E. Discussion: Town Meeting Schedule

The Commission reviewed the schedule.

X. ADJOURNMENT

MOTION: Ms. Slavin moved to adjourn the meeting at 8:30P.M. Mr. K. Baptiste seconded.

VOTE: Unanimous (5-0-0)

Date Signed: 2/4/15

Attest:

accepted 4-0-1
Sandy Slavin *act as chair*
WAREHAM CONSERVATION COMMISSION *Sandy Slavin, chair Pro Tem*

Date copy sent to Town Clerk: 2/5/15

ATRUE COPY
ATTEST

May Ann Scler
TOWN CLERK