

**Freetown Conservation Commission**  
Minutes of the Thursday, February 12, 2015 Meeting  
Town Hall, 3 North Main Street, Assonet, Mass.

**Present:** Keven Desmarais, Janine Robidoux, Charles Sullivan, and Maria Ternullo

**Absent:** Christopher Mather (and two vacancies)

**Call to order:** Keven Desmarais called the meeting to order at 7:30 p.m.

**Minutes of Previous Meeting**

The minutes of January 5th were received. A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to accept the minutes as read. The motion carried unanimously.

**Continued Public Hearing – Notice of Intent – 19 Cliff Drive, Assonet**

The applicant was absent. The clerk stated the applicant's previous representative had indicated he was no longer involved with the project, and that a telephone message had been left with the number on file for the applicant but was not returned. Mr. Desmarais said he would attempt to stop at the home and speak with the applicant.

A motion was made by Mrs. Ternullo, seconded by Mr. Sullivan, to continue to hearing to February 23rd. The motion carried unanimously.

**Request for Extension of Order of Resource Area Delineation – 0 Copicut Road, Assonet**

Mr. Desmarais stated that the previous ORAD was set to expire on February 27, 2015. It was noted that the property was reviewed extensively in advance of the current ORAD issued in 2012, and that no development had happened nor significant alteration made to the property since that time. A motion was made by Mrs. Robidoux, seconded by Mr. Sullivan, to extend the ORAD until February 27, 2018. The motion carried unanimously.

**Request for Determination of Applicability – 0 Crapo Lane, East Freetown**

Property owner, Phil Rose, was present and explained the situation at his property on the corner of Crapo Lane and Flagg Swamp Road. A tree service was engaged to clear the property for construction of a dwelling, and they accidentally cleared into the buffer zone. He stated that the stumps and underbrush in this location had not been disturbed and would be left to re-grow. Mr. Desmarais confirmed that Mr. Rose contacted him immediately upon discovering the issue and had been very cooperative.

Mr. Rose stated the area to be developed is actually downhill of the wetlands, so there should be no chance of runoff or contamination. Mr. Desmarais recommended some sort of fence or barrier be placed to ensure that any future owner of the property recognize the boundary of the buffer zone and not re-clear or mow into the area that is being left to grow in. Mr. Rose stated he would be amenable to doing this.

A motion was made by Mr. Sullivan, seconded by Mrs. Ternullo, to issue a negative determination #3, that the work will encroach on the wetlands but will not be detrimental or create issues, with the following conditions:

1. That a fence be erected at buffer zone to ensure the area inadvertently cleared is allowed to re-grow without interference and likewise to ensure that no future mowing or property maintenance encroach into the buffer zone as a whole.

The motion carried unanimously.

#### **Requests for Determination of Applicability – 18 and 20 Marie's Way, East Freetown**

At the request of the applicant, these RDAs were postponed to February 23rd.

#### **Request for Determination of Applicability – 92 Howland Road, Assonet**

Property owner, Neil Cesario, was present and presented the project being proposed. The property is one of the house lots sold off by the cranberry bogs on Howland Road. Mr. Cesario and his wife are looking to add a garage and in-law apartment to the west side of their home, which will encroach minimally into the buffer zone for Slab Brook. The addition had to be made to the west side of the home due to a "sight easement" across the easterly side of their property. The project was approved by the Zoning Board of Appeals the previous night. Mr. Desmarais noted that the area to be built on was already a maintained lawn, and that any clearing or significant disturbance had been carried out many years prior.

A motion was made by Mr. Sullivan, seconded by Mrs. Ternullo, to issue a negative determination #3, that the work will encroach on the wetlands but will not be detrimental or create issues. The motion carried unanimously.

#### **Payment of Bills**

A motion was made by Mrs. Ternullo, seconded by Mr. Sullivan, to pay outstanding bills. The motion carried unanimously. Among the bills was one for engineering related to the Lamb's Village project, and the clerk was instructed to keep tabs on this account and notify the developer to contribute more funds if the amount available reached or dipped below \$500.00.

#### **Site Visits**

No site visits were scheduled.

#### **Meeting Adjourned**

A motion was made by Mrs. Robidoux, seconded by Mrs. Ternullo, to adjourn at 8:15 p.m. The motion carried unanimously.

This is a True Record by me.

Attest: Michael T. McCue  
Michael T. McCue, Senior Clerk

