

**Freetown Conservation Commission**  
Minutes of the Monday, April 22, 2019 Meeting  
Town Hall – Assonet, Mass.

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2019 JUN 11 PM 3:50

*J. Brown*

**Present:** Keven Desmarais, Janine Robidoux, and Charles Sullivan.

**Absent:** Christopher Mather and Maria Ternullo.

**Call to order:** Keven Desmarais called the meeting to order at 7:05 p.m.

**Continued Notice of Intent – Gurney Farm, East Freetown**

Mr. Desmarais called the continued public hearing back to order. It was noted that the applicant requested a continuance, to May 13th. A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to continue the public hearing to Monday, May 13, 2019, at 7:00 p.m. at the Town Hall. The motion carried unanimously.

**Notice of Intent – 0 Betty Spring Road, East Freetown**

It was noted that the applicant had not advertised the hearing in the newspaper. A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to continue the public hearing to Monday, May 13, 2019, at 7:00 p.m. at the Town Hall. The motion carried unanimously.

**Request for Determination of Applicability – 38 Huron Avenue, East Freetown**

Elyse Tripp was present from Outback Engineering. Ms. Tripp stated there was no practical alternative to the proposed location for the septic system due to the size of the lot, placement of the house, and proximity of Long Pond. She stated there would be silt fence around the work area to prevent spoils from running off toward the pond.

Mrs. Robidoux asked the size of the lot, and Ms. Tripp responded the lot is approximately 0.14 acre. Mr. Desmarais asked that spoils be guarded against runoff, both to the pond and back to Huron Avenue. It was noted that Huron Avenue is a private road and already not in quality condition. Mr. Desmarais asked if there would be any retaining walls resulting from the work, and Ms. Tripp replied there was no plan for any retaining walls.

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to issue a negative determination #3, with the conditions that spoils be contained between the house and the road, and that siltation control be installed along Huron Avenue as well. The motion carried unanimously.

**Request for Determination of Applicability – 16 East Public Street, Assonet**

Nyles Zager was present from Zenith Consulting Engineers, along with new property owner Chris Cabral. Mr. Zager stated the application was in error in that it named Craig Cabral as the applicant; the applicant should have been listed as Chris Cabral. Mr. Zager stated the only work to fall under jurisdiction of the Conservation Commission would be filling in the cesspool, which is within the flood zone. The remainder of the work would be outside jurisdictional areas. Mr. Desmarais asked if there would be any loaming or seeding of the yard, or if the existing driveway would be repaved. Both Mr. Zager and Mr. Cabral stated possibly. Mr. Desmarais asked if there would be any siltation control for those projects, and Mr. Zager stated there most likely would be if they were undertaken.

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to issue a negative determination #3, with the conditions that siltation control be employed as needed if there was future loaming/seeding of the lawn or paving of the driveway. The motion carried unanimously.

### **Update on Enforcement Order – 41 Water Street (Cudworth's Wharf), Assonet**

The clerk stated the property owner had come to the office with questions about the Request for Determination of Applicability form and about future building potential, and was asked to fill out the form and submit it.

### **Bills & Minutes**

Bills paid since the previous meeting were recounted. The minutes of April 8, 2019, were received. A motion was made by Mr. Sullivan, seconded by Mr. Desmarais, to accept the minutes as presented. The motion carried 2-0-1 with Mrs. Robidoux abstaining.

### **Old Business**

The clerk will be attending a meeting on April 23rd with regard to the South Coast Rail project and future access to the Icehouse Lot.

### **Other Business Properly Before the Commission**

Notification was received from Mike Labossiere and Mary Ellen Hawes regarding the removal of portions of the Hart, Robinson, and Turner lots from the Chapter 61 program to accommodate the subdivision/solar farm project previously approved. A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to decline to exercise the right of first refusal to purchase the property. The motion carried unanimously.

Due to an oversight, the continued hearing for the Austin Bog was omitted from the agenda; however, with no new information to report, on a motion made by Mr. Sullivan, seconded by Mrs. Robidoux, the hearing was again continued, to May 13th at 7:00 p.m. at the Town Hall.

### **Meeting Adjourned**

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to adjourn at 7:43 p.m. The motion carried unanimously.

This is a True Record by me.

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