

Freetown Conservation Commission
Minutes of the Monday, October 22, 2018 Meeting
Town Hall – Assonet, Mass.

2018 NOV -6 PM 4:09

J. Brown

Present: Keven Desmarais, Christopher Mather, Janine Robidoux, Charles Sullivan, and Maria Ternullo.

Absent: None.

Call to order: Keven Desmarais called the meeting to order at 7:00 p.m.

Notice of Intent – 13 Estelle Avenue, East Freetown

Mr. Desmarais called the public hearing to order. A motion was made by Mr. Sullivan, seconded by Mr. Mather, to waive the reading of the public hearing notice. The motion carried unanimously.

David Fredette of Fredette Engineering Services was present, along with property owner Tom Luiz. Mr. Fredette explained that they have filed a comprehensive Notice of Intent to repair historic seawalls and piers, locate docks, upgrade the septic system and landscaping, and take into account all past existing and presently-proposed disturbances on the property. Mr. Fredette also explained that his preference is to create a plan of one sheet and several layers as opposed to multiple sheets, accounting for why the plan used various shades. Mr. Fredette stated that where previous structures no longer existing, Mr. Luiz demonstrated through photographs or anecdotal evidence where they had been. He summarized by reiterating that this plan is for all structures ever on the property, historically and currently, as well as for all currently-planned future projects.

Mr. Desmarais asked how the docks would sit on the piers. Mr. Fredette stated the docks were removable and would sit on pads. Mr. Desmarais asked if it would be pads or corkscrews, and Mr. Luiz stated it would be pads as the docks are removed every year.

Mr. Desmarais asked the mechanics behind putting in the proposed 10x40 boat ramp. Mr. Fredette stated the ramp would be pre-cast on-site and pushed into the water.

Mr. Desmarais asked for siltation control to be depicted on the plan. Discussion then turned to the machinery that would be used at the site, and to the footings and construction for the retaining walls. Mr. Fredette addressed the potential methods and materials for building or rebuilding the walls.

Mr. Desmarais asked if the abutter present had any questions, and he replied that he did not.

The clerk noted the D.E.P. had not yet issued a file number. In addition, those present felt it would be better if more members were able to go out and view the property before coming to any conclusions.

A motion was made by Mr. Sullivan, seconded by Mrs. Ternullo, to continue the public hearing to Monday, November 26, 2018, at 7:00 p.m. at the Town Hall. The motion carried unanimously.

Notice of Intent – 15 Memorial Drive, East Freetown

Mr. Desmarais called the public hearing to order. A motion was made by Mr. Sullivan, seconded by Mrs. Ternullo, to waive the reading of the public hearing notice. The motion carried unanimously.

Nathan Ketchel was present from Garcia, Galuska, DeSousa, the engineering firm representing the Town of Freetown for the proposed new police station at the corner of Chace Road and Memorial Drive. Mr. Ketchel stated that his firm had inadvertently neglected to advertise the hearing in the newspaper.

A motion was made by Mr. Sullivan, seconded by Mr. Mather, to continue the public hearing to Monday, November 5, 2018, at 4:00 p.m. at the Town Hall. The motion carried unanimously.

Continued Abbreviated Notice of Resource Area Delineation –

0 Chace Road ("Gurney Farm"), East Freetown

Mr. Desmarais called the public hearing back to order. Azu Etoniru of E. T. Engineering Enterprises, Inc., was present along with property owner Jeff DeMoranville to resume discussion. The peer review report was received from Environmental Partners, who found "that the wetland resource areas and associated buffer zones are accurately delineated in the field and therefore are accurately represented on the Plan. ... The boundary of the 100-year floodplain should be shown on the Plan in order to complete the delineation of the resource areas on the site and before the Freetown Conservation Commission issues their Order of Resource Area Delineation." Mr. Etoniru showed where the requested information had been added to the plan.

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to close the public hearing. The motion carried unanimously. A motion was then made by Mr. Mather, seconded by Mrs. Ternullo, to approve the delineation as updated and shown on plans dated October 18, 2018. The motion carried unanimously.

The signed Order of Resource Area Delineation was given to Mr. Etoniru to record.

At this time, Mr. Mather left the meeting.

Continued Notice of Intent – 170 South Main Street (Riverfront Business Park), Assonet

Mr. Desmarais called the continued public hearing back to order. It was noted that the applicant requested another continuance, to November 26th. A motion was made by Mr. Sullivan, seconded by Mrs. Ternullo, to continue the public hearing to Monday, November 26, 2018, at 7:00 p.m. at the Town Hall. The motion carried unanimously.

Request for Certificate of Compliance – 173 Chace Road, East Freetown

Mr. Desmarais stated he had walked the site and found the work to be in substantial compliance. It was noted that this property had gone through several plans over nearly twenty years, and the present owner was trying to wrap up what a previous owner had started. A motion was made by Mr. Sullivan, seconded by Mrs. Ternullo, to issue a complete Certificate of Compliance. The motion carried unanimously.

The signed Certificate of Compliance was given to the homeowner, Jorge DaSilva, to record.

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

The clerk noted that the Enforcement Order had been returned undeliverable to the address on file, but was sent to a second address and the return receipt was then returned signed. No other contact had been made to date. Mr. Desmarais noted that where the order had been returned initially, that had reduced the time for response. Consensus was to send a letter requiring the property owner to contact the Conservation Commission by 4:00 on Monday, November 5th, to indicate how he will address the Enforcement Order.

Old Business

Mr. Desmarais reported that the information requested from Brandon Cardoza and his engineer regarding 4 Cleveland Avenue in East Freetown had been submitted, which brought this item to a close. No other items were discussed under this heading.

New Business

No items were discussed under this heading.

Bills & Minutes

Bills paid since the previous meeting were recounted. The minutes of September 24, 2018 were received.

Other Business Properly Before the Commission

None.

Meeting Adjourned

A motion was made by Mr. Sullivan, seconded by Mrs. Ternullo, to adjourn at 8:12 p.m. The motion carried unanimously.

This is a True Record by me.

Attest: 
Michael T. McCue, Senior Clerk