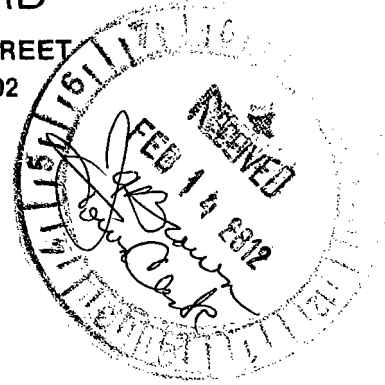




FREETOWN SOIL CONSERVATION BOARD

TOWN HALL 3 NORTH MAIN STREET
ASSONET, MASSACHUSETTS 02702



Soil Conservation Board Minutes of the Meeting January 17, 2012

Meeting held at the Freetown Elementary School, Activities Rm., Bullock Rd.,
East Freetown

Present: Paul Sadeck, Chairman; Lisa Pacheco; Jean Fox; Maria Ternullo; Keven
Desmarais

Meeting called to order at 6:50.

Chairman Sadeck read the Public Hearing Notice regarding an application to remove 66,750 cubic yards loam/sand or gravel at 136 - 138 Middleboro Rd., East Freetown, MA which has been filed by owner Whitney Academy to remove 66,750 cubic yards of surplus material.

The green abutter's cards were presented checked and verified by K. Desmarais.

Representatives for the project: David Klenert, Engineering Operations Manager from Collins Civil Engineering Group, Inc.; Bill Logan from W R Logan; George Harmon, Executive Director of Whitney Academy.

Mr. D. Klenert presented the plan showing the existing conditions. The project consists of removing 66,750 cubic yards bringing the grade down to elevation 90. The sale of the gravel will fund the project to construct a little league baseball field and a soccer field. The plan will increase the existing pond to double its' size. Tree cutting will be 20 feet from the property line and 50 feet from the street (Palmer Court) which will be in the north /northeast side of the property. Drainage proposed to meet storm water management regulations.

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Chairman asked if any of the members have any questions. Mr. Desmarais presented the question as to what is the proposed flow of truck traffic and if it will meet the conditions governing the soil conservation. Question answered by Mr. Logan, who's company will be removing the material. The flow of trucks will enter and exit from the front of the entrance along Middleboro Rd. The hours of operation will be Monday – Friday 7:00 am to 4:00 pm.

Chairman asked if anyone from the public had any questions. Mr. Medeiros an abutter asked if he could see the plan showing the tree line and the proposed cutting of the trees and its proximity to his driveway. Mr. Klenert assured him that there will be a 20 feet buffer zone from the property line and a 50 feet buffer zone from the Palmer Court Ext. Mr. Medeiros also question if the increase in the size of the pond will affect swallow wells in the area. Mr. Klenert explained the pond will be feed by the stone settlement basins and natural run off which will be recycled to maintain the proposed little league field and soccer field. The Board's opinion was to have the applicant file with the Conservation Commission. Motion made by Mr. Desmarais to continue the public hearing to February 13th at 6:30 pm. Seconded by Ms. Ternullo. All in favor.

Town Counsel, Attorney Mark Reich, reviewed the Affidavit of Service from Anderson & Kreiger regarding the matter of Edward Quinn, et al vs Cape Cod Aggregate Corp., ; Freetown Soil Conservation Board. Atty. Reich informed the Board that he has been in contact with the other defendant and he will be sending a letter stating the Board will be taking a passive defense. Cape Cod Aggregate has more at stake and Town Counsel will not be filing a motion.

Board reviewed the minutes of meeting October 17, 2011. Motion Ms. Fox to approve the minutes. Seconded by Mr. Desmarais. All in favor.

Board reviewed the minutes of the meeting October 24, 2011. Motion Mr. Desmarais to approve the minutes. Seconded by Ms. Ternullo. Ms. Fox abstained. Minutes were approved.

Board reviewed the minutes of the meeting November 7, 2011. Motion Mr. Desmarais to approve the minutes. Seconded by Ms. Ternullo. All in favor.

Attorney Reich commented on the 3 Open Meeting Law complaints brought against the Board stating the third complaint made by Ms. Dugan was not filed in a timely manner.

Motion made by Mr. Desmarais to adjourn at 7:38 pm. Seconded by Ms. Ternullo. All in favor.