

**Freetown Conservation Commission**  
Minutes of the Monday, December 17, 2018 Meeting  
Town Hall – Assonet, Mass.

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2019 JAN 15 PM 2:54

**Present:** Keven Desmarais, Janine Robidoux, and Maria Ternullo.

**Absent:** Christopher Mather and Charles Sullivan.

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

**Continued Notice of Intent – 170 South Main Street, Assonet**

Mr. Desmarais noted the applicant requested another continuance. A motion was made by Mrs. Ternullo, seconded by Mrs. Robidoux, to continue the hearing to January 14, 2019, at 7:00 p.m. at the Town Hall. The motion carried unanimously.

**Request for Certificate of Compliance – 78 & 80 Middleboro Road, East Freetown**

John Romanelli was present on behalf of property owner Gil Loranger, who was also present. It was noted that this filing dates back to 2003 and resulted from an Enforcement Order. Mr. Desmarais stated he had visited the property and observed that quite a bit of the work was not complete. Mr. Romanelli stated the intended replication area has a pond, the gravel driveway had not been built, and the removal of fill had not been completed. Mr. Desmarais asked to have the property and features staked to make it apparent as to what is supposed to be where. Discussion ensued on what would be needed to finish the project, and Mr. Desmarais noted that the Order of Conditions is long expired; if significant work is needed, a new Notice of Intent will be necessary. Mr. Romanelli will get out into the field and attempt to have a response and/or filing for the January 14th meeting.

**Request for Determination of Applicability – 22 Keene Road, East Freetown**

Rick Charon was present on behalf of the property owner, Nathan Dellecese. Mr. Charon explained that the intent is to pave the existing gravel driveway, and to add a collection ditch down-grade of the asphalt to prevent runoff into the wetlands.

Mr. Desmarais offered a copy of the meeting minutes from October 5, 2015, where the applicant was informed that by requesting a gravel driveway at that time, he was precluded from paving the driveway later. Mr. Charon believed that that declaration was made because of the design of the gravel driveway, and that the current plans addressed the drainage deficiencies to be faced by paving the driveway. Mr. Charon also noted that as gravel driveways are plowed and replenished, gravel is launched into the wetlands, whereas an asphalt driveway remains in place.

Mr. Charon stated the trench as depicted on the plan should be extended five feet further west to account for the turn of the driveway. He also suggested adding a four-inch pipe in the trench to enhance collection. Mr. Desmarais noted the need for trenches to be maintained so that they do not fill up and become ineffective.

A motion was made by Mrs. Robidoux, seconded by Mrs. Ternullo, to issue a negative determination #3 with the conditions that the trench be extended five feet further west, and that the trench include a four-inch-diameter pipe. The motion carried unanimously.

**Request for Determination of Applicability – 3 Christopher Drive, East Freetown**

Doug Simmons was present to explain his project, which is to build a detached garage and driveway. Mr. Desmarais explained that the work was only slightly within the 100-foot buffer zone. Brief discussion was had

about the driveway crossing into the town's drainage easement, and Mr. Desmarais advised that the corner of the driveway should be removed so as not to interfere with the easement.

Siltation control was not depicted on the plan, but Mr. Simmons agreed to run silt fence on the easterly side of the project from the street south beyond the new garage to protect the drainage easement. Mr. Desmarais asked if the garage would have a basement or rest on a slab, and Mr. Simmons stated it would have a slab to adequate depth for frost, etc. Mr. Desmarais advised that if there were any spoils, they should be stockpiled west of the silt fence.

A motion was made by Mrs. Ternullo, seconded by Mrs. Robidoux, to issue a negative determination #3 with the conditions that a silt fence be run along the east side of the limit of work to protect the drainage easement, and that no work be undertaken within the drainage easement area. The motion carried unanimously.

#### **Request to Extend Order of Conditions – 60 Middleboro Road, East Freetown**

Mr. Desmarais stated the applicant had withdrawn this request as it was deemed premature, but had requested that an updated plan dated December 14, 2018 be accepted. The plan depicts a smaller house. A motion was made by Mrs. Robidoux, seconded by Mrs. Ternullo, to accept the revised plan. The motion carried unanimously.

#### **Request for Determination of Applicability – 54 Braley Road, East Freetown**

Dan Mulloy was present from Site Design Engineering to discuss the work to be done. Mr. Mulloy stated there would be a small triangle of paving for the driveway that would be within the buffer zone. He noted that the remainder of the site was previously-disturbed. A motion was made by Mrs. Ternullo, seconded by Mrs. Robidoux, to issue a negative determination #3. The motion carried unanimously.

#### **Request for Certificate of Compliance – 100 Narrows Road, Assonet**

Mr. Desmarais reported that the work had been done in compliance with the Order of Conditions. A motion was made by Mrs. Ternullo, seconded by Mrs. Robidoux, to issue a Complete Certificate of Compliance. The motion carried unanimously.

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

Mr. Desmarais stated he had not yet heard from Town Counsel. The clerk reported no new information.

#### **Discussion on Seasonal Labor Needs**

Mr. Desmarais discussed the need to have an employee to open and close the gate at Porter Pasture and any other properties that may be gated in the future. He explained that the Cemetery Commission and possibly the Board of Health would also be looking into seasonal workers, and thought that an amalgamation of boards might be able to sustain one or two part-time employees. Consensus was to budget for some form of part-time help.

#### **Updates on Old Business**

It was agreed to go and view the turnaround on Cove Lane during winter site inspections to determine what to do about creating canoe/kayak access at this location.

#### **Bills & Minutes**

Bills paid since the previous meeting were recounted. The minutes of November 26, 2018 were received. A motion was made by Mrs. Robidoux, seconded by Mr. Desmarais, to accept the minutes as presented. The motion carried 2-0-1, with Mrs. Ternullo abstaining.

**Other Business Properly Before the Commission**

None.

**Meeting Adjourned**

A motion was made by Mrs. Ternullo, seconded by Mrs. Robidoux, to adjourn at 8:00 p.m. The motion carried unanimously.

This is a True Record by me.

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

