

**Freetown Conservation Commission**  
Minutes of the Monday, December 19, 2016 Meeting  
Town Hall – Assonet, Mass.

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FREETOWN TOWN CLERK  
2017 JAN 10 AM 8:57 JAB

**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.

**Abbreviated Notice of Resource Area Delineation – Locust Street & Route 24, Assonet**

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

Chris Capone was again present to continue the discussion, which had begun as an informal discussion with abutters at the last meeting due to an advertising error. Mr. Desmarais stated that Environmental Partners had reviewed the plans submitted and responded with comments. Mr. Capone stated he had received the comments and revised the plan as suggested by Environmental Partners; specifically, Environmental Partners suggested denoting the existing woods road culvert and stream that connects the two areas with C and D flagging.

Mr. Capone noted that Capital Funding, the owner of the former Boynton property, has purchased the Mello & Frias property on Route 24, also. He further stated that no work is proposed at the present time, and this filing is simply to confirm the wetlands.

Mr. Desmarais asked if the stream under the culvert is a perennial stream. Mr. Capone stated that it is not perennial but intermittent, and that it does not appear on any USGS maps. Mr. Desmarais stated it was added to the plan to show connectivity between the two wetlands areas. Mr. Capone agreed. He also stated there was a potential vernal pool within the A series of flags, on the property that still belongs to Charlie Boynton. Mr. Desmarais noted for the record that that area was off-locus.

Ed Lowe, an abutter as owner of the George D. Williams woodlot, asked who owns the two lots covered by the filing. Mr. Capone stated Capital Funding is now the owner of both the Boynton and Mello/Frias properties. Mr. Lowe asked how wide the cart path is, and Mr. Capone stated it is about 12-14 feet in width and the crossing is about 75 feet.

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. Sullivan, seconded by Mrs. Robidoux, to approve the ANRAD per the revised plans dated December 19, 2016, with a notation that a potential vernal pool exists off-locus within the A series of flags on the property located at 35 Locust Street (Map 206, Lot 47) and that this potential vernal pool may be revisited during future filings if and when work is proposed in the area. The motion carried unanimously.

**Notice of Intent – 58 Middleboro Road, East Freetown**

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

Jamie Bissonnette was present to discuss the plans, which showed a proposed single-family dwelling with well, septic, grading, and associated work on a new lot at the corner of Middleboro Road and Ann Record Lane. Mr. Bissonnette stated that the owner was uncertain whether he would sink a well or connect to municipal water,

but was learning towards a well. Mrs. Robidoux asked when a decision would be made. Mr. Bissonnette stated that access to potable water was a condition of obtaining a building permit, but that the costs associated with obtaining a road opening permit for Middleboro Road (a state highway) and for tapping the waterline (which in that area is owned and maintained by the City of New Bedford) would make a well more feasible.

Rick Kendrick, speaking as an abutter, felt that the plans looked good.

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to close the public hearing. The motion carried unanimously.

Mr. Desmarais asked what would be used for erosion control. Mr. Bissonnette stated silt socks were proposed.

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to approve the plans as submitted, with the requirement that three buffer zone signs be placed on posts at the limit of work. The motion carried unanimously.

**Continued Notice of Intent – 251 Middleboro Road (a/k/a 251-A Middleboro Road), East Freetown**  
Azu Entoniru of E. T. Engineering was present to continue discussion on the project. Mr. Desmarais reminded the members that this was all but approved at the previous meeting, but there was no D.E.P. file number. Now there is.

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to close the public hearing. The motion carried unanimously.

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to approve the plans as submitted. The motion carried unanimously.

**Request for Determination of Applicability – 1 Billy's Island Road, East Freetown**

Dan Hughes was present with plans showing the location of a shed he wishes to build. The shed would be 12'x16', 1½ stories in height, and sit on sonotubes. Mr. Desmarais noted that the property has been fully vetted in the past, and felt that there were no concerns here. A motion was made by Mrs. Robidoux, seconded by Mr. Sullivan, to issue a negative determination #3. The motion carried unanimously.

**Request for Certificate of Compliance – 58 Narrows Road, Assonet**

This was noted to be for site work carried out in 1986. A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to issue a Complete Certificate of Compliance. The motion carried unanimously.

**Request for Certificate of Compliance – 84 Chace Road (DeMoranville's Farm), East Freetown**

Mr. Desmarais and Mr. Sullivan, having conducted an inspection the previous morning, indicated that there were three areas along the drainage swale that needed to be shored up. They felt at this time that a partial certificate should be issued. Plans were reviewed and consensus was reached on the issuance of a partial certificate. A motion was then made by Mr. Sullivan, seconded by Mrs. Robidoux, to issue a Partial Certificate of Compliance. The motion carried unanimously.

**Continued Notice of Intent – Lamb's Village, East Chipaway Road, East Freetown**

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to continue the hearing to Monday, January 9, 2017, at 7:00 p.m. at the Town Hall. The motion carried unanimously.

**Minutes of Previous Meeting**

The minutes of December 5th. A motion was made by Mr. Sullivan, seconded by Mr. Desmarais, to approve the minutes with a minor correction. The motion carried 2-0-1, with Mrs. Robidoux abstaining.

**Bills**

Mr. Desmarais signed a bill from Environmental Partners in the amount of \$1,377.50 for engineering review on Lamb's Village.

**Any Other Business Properly Before the Commission**

None.

**Meeting Adjourned**

A motion was made by Mr. Sullivan, seconded by Mrs. Robidoux, to adjourn at 7:58 p.m. The motion carried unanimously.

This is a True Record by me.

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

