



**Pembroke Conservation Commission
Minutes of the Meeting of
September 23, 2019
Pembroke Town Hall, Veterans' Hall**

Disclosure: These minutes are not verbatim – they are the administrative agent's interpretation of what took place at the meeting.

All materials presented during this meeting are available in the Pembroke Conservation Commission office.

Open Meeting Law, G.L. c. 30A § 22.

Members present: Ronald Boidi, Member; Robert Clarke, Sr., Member; Arthur Egerton, Member; Gino Fellini, Member; Sandy Gremlich, Member
Members absent: Richard Madden, Member; Mark Sotir, Chairman
Staff present: Robert Clarke, Sr., Agent; Rachel Keller, Administrative Agent

At 7:03PM, Mr. Robert Clarke, Member, opened the meeting and asked the members to introduce themselves, and then stated that the proceedings would be made available to the public through video or audio broadcast on the PACTV Government Access Channel for broadcast at future dates and that all comments made in open session would be recorded.

ADMINISTRATIVE BUSINESS

Distribution of Pembroke Guidance Books from the BOS's Office

Mrs. Sabrina Chilcott, Assistant Town Manager, distributed to the members newly created guide books that were created - pursuant to a directive of Selectman Jessica Rushing - for each board, committee and commission that is overseen by the board of selectmen.

Minutes of the meeting

A motion was made by Mr. Boidi and seconded by Mr. Egerton to accept the minutes, as written, of the September 9, 2019 meeting. All in favor. Motion passed unanimously.

Forms for Vote and Signature

A motion was made by Mr. Fellini and seconded by Mr. Boidi to issue a certificate of compliance for 230 Valley Street. All in favor. Motion passed unanimously.

Materials or other exhibits used by the public body in an open meeting are available to the public, within 10 days, upon request.

HEARINGS

Request for Determination of Applicability (RDA) – 18 High Avenue - Farrell

Attendees: Mr. James Farrell, applicant

Mr. Shayne McGlone explained the application is for permission to install a seasonal floating dock in the water off of his property. The agent informed the members that he and the administrative agent are in the process of compiling a list of standard conditions that will be issued with each permit for a floating dock. He also explained to the members the differences between the application process for a floating dock and for a permanent, bottom-supported dock.

A motion was made by Mr. Fellini and seconded by Mr. Egerton to close the hearing. All in favor. Motion passed unanimously. All in favor. Motion passed unanimously.

A motion was made by Mr. Fellini and seconded by Mr. Egerton to issue a negative 3 determination with standard floating dock conditions. All in favor. Motion passed unanimously.

Notice of Intent (NOI) – 187 Wampatuck Street – Thorne, DEP File # SE056-1037

Attendees: Mr. Nicholas Leing, Grady Consulting, L.L.C.

Mr. Leing explained to the members that since the previous meeting, a stormwater management plan was developed and submitted to the DEP and to the commission's office. As a result, the project plan was revised to include a subsurface drainage system. There was discussion about replacing any trees that may be removed during construction. Mr. Clarke asked the administrative agent to include language in the orders of conditions that would require the planting of three (3) trees for every one (1) removed during construction.

A motion was made by Mr. Boidi and seconded by Mr. Egerton to close the hearing. All in favor. Motion passed unanimously.

A motion was made by Mr. Egerton and seconded by Mr. Boidi to issue an order of conditions based on the plan as submitted with standard conditions; 3:1 replacement of trees removed during construction – planting plan to be submitted and approved at a later date. All in favor. Motion passed unanimously.

Notice of Intent (NOI) – 0 Hobomock Street – Kovacic, DEP File # SE056-0136

Attendees: Mr. Christopher King, Atlantic Design Engineers, Inc.; Mr. Charles Kovacic, Centrica Business Solutions (applicant); Mr. Tony Johnson, Centrica Business Solutions

(Mr. Robert Clarke, Sr. disclosed the fact that he was employed by the owner of the property approximately 20 years ago)

Mr. King gave a brief overview of the project. He also provided the history of the peer review that was performed by Mr. Steve Ivas and the resulting changes that were made pursuant to that review and the comments furnished by the DEP. There continues to be disagreement between Mr. Ivas and Mr. Scott Goddard, the applicant's wetland consultant, regarding the area which the commission deemed a manmade depression pursuant to a previous filing. Mr. Ivas maintains his opinion that this depression is a pond and is subject to the commission's jurisdiction; however, the determination, which is valid for three years, by the commission holds that the area is non-jurisdictional. Mr. King agreed to forward to the office language that would confirm the depression would not be adversely affected by the project.

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A motion was made by Mr. Fellini and seconded by Ms. Gremlich to close the hearing. All in favor. Motion passed unanimously.

A motion was made by Mr. Fellini and seconded by Mr. Boidi to issue an order of conditions, conditioned upon the receipt of an exhibit that depicts the area (depression) that will not be affected by the project, which stipulates construction in accordance with the plans. All in favor. Motion passed unanimously.

Meeting adjourned at 8:02PM.

Materials and Exhibits

Draft minutes of the September 9, 2019 meeting

Certificate of Compliance for 230 Valley Street

Determination of Applicability for 4 Blake Avenue

Request for Determination of Applicability (RDA) and accompanying documentation for 18 High Avenue

Notice of Intent and accompanying documentation for 187 Wampanatuck Street

Request for Determination of Applicability (RDA) and accompanying documentation for 0 Hobomock Street

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