



**Pembroke Conservation Commission  
Minutes of the Meeting of  
May 6, 2021  
Virtual**

*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:** Gino Fellini, Chair; Arthur Egerton, Vice Chair; Robert Clarke, Sr., Member; Mark Sotir, Member; Ronald Boidi, Member; Richard Madden, Member

**Members Not Present:** Sandy Gremlich, Member

**Staff present:** Melissa Joyce, Administrative Agent

At 6:04PM, Mr. Gino Fellini, Chairman, opened the meeting and stated pursuant to Governor Baker’s March 12, 2020 Order suspending certain provisions of the Open Meeting Law, G.L. c. 30A §20, and the Governor’s March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, this public hearing of the Conservation Commission is being conducted via remote participation. No in-person attendance will be permitted, but the public can view this meeting while in progress. PACTV is providing this service on Comcast Government Access channel 15, and for those without cable, on their PRIME streaming channel by visiting [www.pactv.org/live](http://www.pactv.org/live). Members of the public attending this meeting virtually will be allowed to make comments if they wish to do so, during the portion of the hearing designated for public comment, by emailing the provided contact information. All votes during this meeting will be made via roll call.

**ADMINISTRATIVE BUSINESS**

**Forms for Vote and Signature:**

**Certificate of Compliance** – COC (DEP #SE056-912) – 22 Taylor Point Road - A motion to issue a Certificate of Compliance was made by Mr. Clarke and seconded by Mr. Boidi. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Certificate of Compliance** – COC (DEP #SE056-983) – 20 Copperwood Road - A motion to issue a Certificate of Compliance was made by Mr. Clarke and seconded by Mr. Boidi. Vote by roll call, Mr.

Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Certificate of Compliance** – COC (DEP #SE056-974) – 28 Highland Drive - A motion to issue a Certificate of Compliance was made by Mr. Clarke and seconded by Mr. Boidi. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Certificate of Compliance** – COC (DEP #SE056-962) – 42 Rebecca Road - A motion to issue a Certificate of Compliance was made by Mr. Clarke and seconded by Mr. Boidi. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Certificate of Compliance** – COC (DEP #SE056-898) – 18 Taylor Point Road - A motion to issue a Certificate of Compliance was made by Mr. Clarke and seconded by Mr. Boidi. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Minutes** – April 1, 2021 – A motion to accept the minutes was made by Mr. Clarke and seconded by Mr. Sotir. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, abstain, Mr. Sotir, yes, Mr. Boidi, abstain, Mr. Fellini, yes. Motion passed.

**Agent's Report:** On site visit to 71 Plymouth Street went well. Contractor is aware of conditions and is ready to begin. Site walk at 715 Washington Street was arranged by DEP. A neighbor has appealed the decision made by the Commission and is requesting that DEP deny the project.

Mr. Madden observed dirt running from a construction site on Furnace Lane which is running into the street towards the pond. He requested that the homeowner be made aware of a possible violation and that Mr. Clarke request a siltation barrier be placed at the site. Mr. Clarke has already been in communication with the homeowner.

**Open Space Liaison Report:** Mr. Boidi stated the Lage property is almost ready for the community garden to go in. He asked if it could be advertised or what the next steps would be to complete this project. Mr. Clarke stated that approval would need to come from the Town Manager. Mr. Madden suggested discussing the project with the Mattakeesett Garden Club as well.

Mr. Boidi suggested placing hunting safety signs in a central location in town to notify residents of specific hunting seasons. This could be an interchangeable sign for each season and would act as both an informational and a safety measure. The commission agreed this is a forward thinking idea, and would like to hear more about this at a later date.

## **Hearings:**

### **Request for Determination of Applicability (RDA) – 275 Mattakeesett Street**

In attendance: Thiago Silva, homeowner

This proposed project is to pave an existing parking area on the rear of the house. Closest point is less than 25 feet from the pond. Mr. Clarke noted that DPW approval should be obtained as well. Mr. Fellini asked if this could create runoff into the pond Mr. Boidi stated the grade of the parking area should go towards the street.

A motion to close the hearing was made by Mr. Boidi and seconded by Mr. Madden. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

A motion to issue a negative 3 determination with the usual conditions as well as those stipulated tonight was made by Mr. Clarke and seconded by Mr. Boidi. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Notice of Intent (NOI) – (DEP # SE056-1074) – 87 Furnace Lane**

In attendance: Steven Wry, Land Planning Inc., Clay Reeder, applicant

This proposed project is to raze the existing dwelling and garage, remove the existing cesspool, and construct a new single-family home with garage, septic, and driveway. This proposed project will include the addition of retaining walls and will revamp the entire existing property. New septic will be 164feet from the pond, approved by BOH already. Four trees will be removed in the buffer zone. Mr. Clarke asked that for each tree removed that three (3) more be planted or \$10 be doated to the town forestry account. Mr. Reeder said he plans to plant trees, which will be approved by the commission.

A motion to close the hearing was made by Mr. Boidi and seconded by Mr. Madden. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

A motion to issue an Order of Conditions with the standard conditions was made by Mr. Clarke and seconded by Mr. Egerton. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Request for Determination of Applicability (RDA) – 39 Furnace Road**

In attendance: Brett and Gail McGrath, homeowners

This proposed project is to remove existing rock walls and construct two retaining walls. Closest point is 19 feet from the pond. Current walls are deteriorated and need to be replaced.

A motion to close the hearing was made by Mr. Clarke and seconded by Mr. Egerton. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

A motion to issue a negative 3 determination with the usual conditions as well as those stipulated tonight was made by Mr. Clarke and seconded by Mr. Sotir. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

**Request for Determination of Applicability (RDA) – 2 Beechwood Avenue**

In attendance: James Lewin, homeowner

This proposed project is to repair the end of a culvert that terminates on the property. DPW has advised on this proposed project. An elbow will be added, riprap at the end to prevent further erosion.

A motion to close the hearing was made by Mr. Boidi and seconded by Mr. Clarke. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

A motion to issue a negative 3 determination with the usual conditions as well as those stipulated tonight was made by Mr. Clarke and seconded by Mr. Boidi. Vote by roll call, Mr Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

### **Discussions:**

Tree plantings: Mr. Madden is looking for volunteers to assist in planting the 100 Atlantic White Cedar trees to satisfy the NRCS violation. Mr. Boidi will look into getting additional black walnut trees donated for other plantings.

A motion was made by Mr. Clarke and seconded by Mr. Madden to have Mr. Egerton and Mr. Madden plant the trees at the Edgewater Bog off Elmer Street to satisfy the NRCS violation as soon as possible. Vote by roll call, Mr Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

Camping request: A boy scout troop has requested to camp out at the Lage property on the weekend of May 21. A motion to approve was made by Mr. Boidi and seconded by Mr. Madden. Vote by roll call, Mr Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Boidi, yes, Mr. Fellini, yes. Motion passed unanimously.

A motion was made by Mr. Madden and seconded by Mr. Egerton to adjourn the meeting at 6:48pm. Vote by roll call, Mr. Clarke, yes, Mr. Egerton, yes, Mr. Madden, yes, Mr. Sotir, yes, Mr. Fellini, yes. Motion passed unanimously.