



**Pembroke Conservation Commission  
Minutes of the Meeting of  
September 1, 2022  
Conference Room 13, Pembroke Town 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:** Arthur Egerton, Chair; Teresa Harling, vice chair; Robert Clarke, Sr., member; Gino Fellini, member; James Campbell, member; Richard Madden, member

**Not present:** Sandy Gremlich, member

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

At 7:00PM, Mr. Arthur Egerton, chair, opened the meeting and asked the members to introduce themselves, 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**

**Minutes** – August 4, 2022 – A motion to accept the minutes as written was made by Mr. Madden and seconded by Mr. Fellini. Motion passed unanimously.

**Forms for Vote and Signature:**

**Request for Certificates of Compliance – 7 Fairway Lane, SE56-175, SE56-225, SE56-244 -** A motion to issue a Certificate of Compliance for each filing was made by Mr. Clarke and seconded by Mr. Fellini. Motion passed unanimously.

**Agent’s Report:** Plans for Lage are being prepared by the Town manager’s office. A survey of the property is planned for this Fall. The trails in town are in bad shape and need attention.

Mr. Campbell expressed concern over the state of Tubb’s Meadow. There is graffiti and the dumpsters are overflowing.

**Open Space Liaison Report:** The Open Space Committee has scheduled two cleanup days for Tubb’s Meadow, 9/26 and 10/16. A brush hog is being ordered for trail maintenance but will only be available to people trained to use it for liability issues.

*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 – 37 Station Street**

In attendance: Joe Casna, Crystal Construction

This RDA is for the installation of an inground pool, approximately 65-70 feet from the BVW. The area is previously disturbed and will require no tree removal. A silt sock will be installed along the limit of work.

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

A motion to issue a -3 Determination with the standard conditions was made by Mr. Madden and seconded by Mr. Fellini. All in favor, motion passed unanimously. Mr. Egerton noted that any person aggrieved by this decision has the right to appeal within 10 business days.

### **Notice of Intent – DEP #SE056-1088 –825 Washington Street**

In attendance: Gabriel Padilla, Grady Consulting

This NOI is to construct a new parking lot for the Blacksmith restaurant consisting of asphalt paving, construction of 2 segmented walls, stormwater drainage system, and landscaping. The proposed parking lot will be at the rear of the building. Erosion controls will be 12' silt sock. The retaining wall will be segmented, with the closest point being about 1-foot off the wetland area.

A motion to close the hearing was made by Mr. Clarke and seconded by Mr. Madden. Motion passed unanimously.

A motion to issue an Order of Conditions to build according to plan, with the requirement of notification 24 hours before the portion of the wall closest to the wetland and the Agent being onsite was made by Mr. Clarke and seconded by Mr. Madden. Motion passed unanimously. Mr. Egerton stated that anyone aggrieved by this decision has the right to appeal within 10 business days.

### **Abbreviated Notice of Resource Area Delineation – DEP #SE056-1086 –0 & 74 Congress Street**

A motion to continue the hearing until the peer review is complete was made by Mr. Clarke and seconded by Mr. Fellini. Motion passed unanimously.

### **Wetland Protection Act Violation – 70 Toole Trail**

In attendance: Steve Leaman, homeowner

Significant runoff from the construction site ended up in Little Sandy Pond after the rainfall last week. A letter was sent to the homeowner requesting he attend this hearing to discuss remediation and the steps required to prevent this from occurring in the future.

Mr. Leaman stated that there have been instances of neighbors removing the silt sock and creating issues for him on the property. Mr. Madden stated that this is not the issue at hand and that if he is concerned with trespassing, he needs to put up cameras and address that through the proper channels. Due diligence is required for a project this close to a resource area. Prevention is the key. Additional silt socks must be placed to ensure no future runoff issues occur. Mr. Clarke requested that Mr. Leaman allow

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commissioners to visit the site to get a better idea of the conditions and determine the next steps. Mr. Leaman agreed.

**New Business:**

Dave McPhillips, Veterans' Services Agent and rep for the Town Memorial Committee addressed the board to request support in order to dedicate one of the benches at the Veterans' Memorial Park on School Street to Lonnie Crudup Sr., grandfather of the late Jesse Crudup, to whom the other bench is dedicated. Mr. McPhillips has discovered that Lonnie Crudup Sr. was present at the Battle of the Bulge during WWII. He was a two-time Commander of the American Legion and the first African American Commander. The Crudup family lives in town and this dedication would be a fitting tribute. Mr. Madden also suggested a tree be planted as a living tribute. Mr. Clarke mentioned that he has been looking for a new volunteer to take over the landscaping maintenance at this site. Mr. McPhillips suggested the Mattakesett Garden Club be approached, as they maintain many of the islands in town where other plaques have been placed to honor Pembroke's veterans.

A motion to issue support for the placing of a plaque to dedicate this bench to Lonnie Crudup Sr. was made by Mr. Clarke and seconded by Mr. Madden. Motion passed unanimously.

A motion to end the meeting was made by Ms. Harling at 8:28pm, seconded by Mr. Fellini. Motion passed unanimously.

Materials and Exhibits

Draft minutes of the August 4, 2022 meeting

Request for Certificate of Compliance (SE56-175) – 7 Fairway Lane

Request for Certificate of Compliance (SE56-225) – 7 Fairway Lane

Request for Certificate of Compliance (SE56-244) – 7 Fairway Lane

Request for Determination of Applicability and accompanying document – 37 Station Street

Notice of Intent and accompanying documents– 825 Washington Street

Abbreviated Notice of Resource Area Delineation and accompanying documents – 0 & 74 Congress Street

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