



**Pembroke Conservation Commission
Minutes of the Meeting of
July 6, 2023
Veterans Memorial Hall, Pembroke Town Hall**

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

Open Meeting Law, G.L.c. 30A § 22.

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

Members present: Arthur Egerton, Chair; Gino Fellini, member; James Campbell, member; Richard Madden, member; Teresa Harling, vice chair; Robert Clarke, Sr., member

At 7:00PM, Mr. Egerton, chair, opened the meeting and asked the members to introduce themselves, then stated that the proceedings would be made available to the public at future dates and that all comments made in the open session would be recorded.

ADMINISTRATIVE BUSINESS

Minutes – June 1, 2023 – A motion to accept the minutes as written was made by Mr. Fellini and seconded by Mr. Madden. Motion passed unanimously.

Request for Certificate of Compliance – SE56-888 – 17 Cardinal Circle – Motion made by Mr. Fellini to issue Certificate of Compliance, seconded by Mr. Madden. Motion passed unanimously.

Request for Certificate of Compliance – SE56-411 – 37 West Elm- Motion made by Mr. Fellini to issue Certificate of Compliance, seconded by Mr. Madden. Motion passed unanimously.

Request for Certificate of Compliance – SE56-1043 – 0 Hobomock St – Motion made by Mr. Clarke to issue Certificate of Compliance, seconded by Ms. Harling. Motion passed unanimously.

Request for Extension of Permit for Orders of Condition – SE56-1048 – 23 Bristol Rd - Motion made by Mr. Fellini to issue Extension of Permit for 3 years, seconded by Mr. Madden. 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.

LIASON REPORTS

Open Space – No report.

Agents Report - Mr. Clarke informed the board that there is a new person at USDA who will be overseeing the abandoned cranberry bog properties.

Chair Art Egerton mentioned that the kiosks at Tubbs Meadow are in disrepair and need to be replaced. Discussion about who is responsible and where the money will come from. It was decided that any repairs that require expenditure should go through the Town Manager.

Hearings:

Enforcement Order – 98 Barker St. & 409 Washington St.

Attorney Adam Brodsky representing 98 Barker Street Trust and Andrew Spath informed the board that Engineer Joe Webby and Brad Holmes were not available for this meeting. He also reported that Brad Holmes was working on the wetlands delineation and that he is presenting a partial representation of the wetland delineation provided by Joe Webby. Attorney Brodsky walked the commissioners through the document stating that there is an exceptionally large wetland area in the middle of the site. He mentioned that the document is a progress print that does not include the historically altered land overlayed with Mr. Spath's alteration. Mr. Brodsky also asked that the commission appoint John Zimmer for the peer review. A discussion regarding the process of choosing peer review continued with Mr. Brodsky stating that he was under the impression that Mr. Zimmer had been contracted by the Conservation Commission to peer review the work and that Mr. Zimmer is an acceptable choice on their part. Mr. Fellini asked if Zimmer was on the list of peer review consultants and the administrative agent answered in the affirmative. Mr. Clarke asked for clarification that Mr. Zimmer would be acceptable to Mr. Spath and Mr. Brodsky answered in the affirmative.

Mr. Clarke made a motion to retain the services of John Zimmer for the peer review of the wetland's delineation and the restoration plan for 98 Barker St. and 409 Washington St. A brief discussion followed including a review of the current conditions. Attorney Brodsky said that Mr. Zimmer would be provided access to the site. Mr. Madden seconded the motion. Motion passed unanimously.

A motion was made to continue the public hearing on August 3 at 7:15PM by Mr. Clarke, seconded by Mr. Fellini. Motion passed unanimously.

Abbreviated Notice of Resource Area Delineation – (ANRAD) – 51 & 55 Chapel Street

As the applicant and his engineer were not present, a motion to continue the public hearing until August 3 at 7:30PM was made by Mr. Clarke and seconded by Mr. Fellini. Motion passed unanimously.

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Ongoing Business:

Interviews – 3 candidates for appointment to the Commission

Nicole Pelletier

Robert Kenney

Adele Madden

Each candidate was given the opportunity to introduce themselves and answer questions. Candidate Madden was called away from the meeting and was not able to participate. The commissioners thanked the candidates and informed them that their decision on a recommendation to the Select Board would be forthcoming.

A motion to adjourn was made by Mr. Fellini at 7:55pm, seconded by Mr. Madden. Motion passed unanimously.

Materials and Exhibits

Request for Certificate of Compliance – SE56-888 – 17 Cardinal Circle

Request for Certificate of Compliance – SE56-411 – 37 West Elm

Request for Certificate of Compliance – SE56-1043 – 0 Hobomock St

Request for Extension of Permit for Orders of Condition – SE56-1048 – 23 Bristol Rd

Abbreviated Notice of Resource Area Delineation and accompanying documents – 51 & 55 Chapel Street

Enforcement Order – 98 Barker Street & 409 Washington Street

Town of Pembroke Volunteer Application – Nicole Pelletier

Town of Pembroke Volunteer Application – Robert Kenney

Town of Pembroke Volunteer Application – Adele Madden

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