

**Pembroke Conservation Commission  
Minutes of the Meeting of  
March 29, 2016**

*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 Conservation Office.*

*Open Meeting Law, G.L. c. 30A § 22.*

*Agenda – May include topics not reasonably anticipated by the Chair at time of posting of the meeting.*

*Open Meeting Law, G.L. c. 30A § 20.*

**Attending:** Art Egerton, acting chairperson; Richard B. Madden; Bob Clarke; Sharon Tuells;  
and Andrew Stevenson  
**Absent:** Patti DeVore; and Scott Glauben  
**Staff:** Bob Clarke, agent; and Mary Guiney, administrative agent  
**Location:** Town Hall, Veteran's Hall  
**Opened:** 7:00 p.m.



**Renew/Amend Order of Conditions (OOC) for Placement of the Water Wheel at the  
Temporary Location (DEP file number SE56-928)**

**Present:** Edwin Thorne, Town Administrator  
Michelle Burt, Selectboard Member  
Kyle Harney, Herring Fisheries Committee  
Michael Kirby  
Arthur Boyle, Selectboard Chairperson (arrives at 7:20 p.m.)

Chairperson Art Egerton opens at 7:05 p.m.

Agent Bob Clarke asks Mr. Egerton about a recording device on the table. Mr. Egerton states that he is recording the meeting.

Mr. Egerton calls for a vote on amending the OOC for the water wheel. Agent Bob Clarke reminds Mr. Egerton that the conservation commission needs to follow the rules. Town Administrator Ed Thorne has asked if the conservation commission has the authority to amend the OOC. Both Mr. Thorne and Mr. Clarke had separate discussions with Greg DeCesare, MassDEP Lakeville office, regarding the issue. According to Mr. DeCesare, the commission can vote to amend the OOC currently under appeal to MassDEP. Mr. Thorne provides a copy of MassDEP Program Policy 85-4: Amended Orders to commission members for their review. The conservation commission must place a legal notice in a local newspaper (at least 5 business days prior to the hearing); and the applicant must follow the rules for abutter notification (i.e. certified abutters list from the assessors office, minimum of 7 days notice by mail and presentation of proof of mailing (green cards) prior to opening the public hearing). Town Administrator Ed Thorne submits a copy of the proposed amendment to the OOC. In order to provide a timely notice, the legal ad will not be placed in the Pembroke Mariner, but rather in another paper having local circulation.

Chairperson Art Egerton would like the commission to vote to extend the OOC this evening. It is due to expire on April 22, 2016. Mr. Egerton was informed that since the selectboard filed the request in a timely manner (and the conservation commission forwarded the request to MassDEP within the timeframe), the commission can hold their vote until the OOC is amended. At that time, the commission can extend the OOC and the selectboard can withdraw their appeal to MassDEP.

### Proposed Handicapped Accessibility Requirements at Herring Run at Request of Weston & Sampson

Chairperson Art Egerton says that he has been asked to provide comments and guidelines to Leah Stanton of Weston & Sampson on making the Herring Run Park handicap accessible. Agent Bob Clarke states that the town missed an excellent opportunity in this regard with the Route 14 project. The commission was advocating for the placement of the side walk on the north side of Route 14 to facilitate wheelchair access from the parking lot to the stone bridge. Administrative Agent Mary Guiney had several conversations with Commission on Disabilities Chairperson Tom Weinreich without gaining any support or interest.

Selectboard Member Michelle Burt recounts a story about a friend who cannot attend the Grand Ol' Fish Fry with her grandchildren because her wheel chair cannot cross the bridge. Ms. Burt has met with Leah Stanton and that part of the current proposal would involve a lip to allow a wheel chair onto the bridge, a new bridge, the placement of mats on the ground surface and handicap accessible picnic tables on the other side of the bridge. The commission agrees that there are many items at the park that need attention and improvement. Member Rick Madden feels strongly about handicap accessibility and wants the best that the commission can provide in this regard. He would like to represent the commission in this endeavor. Agent Bob Clarke would like the view of the park to remain the same and requests a rough sketch of Ms. Stanton's proposal. Mr. Thorne states that he will be the mediator/coordinator between the selectboard and the conservation commission.

### Vote to Share Keys to Herring Superintendent Building at Herring Run with HF Superintendent

Chairperson Art Egerton wants to share the keys to the Herring Run Superintendents Shack with the Herring Superintendent. Member Andy Stevenson states that the use of the shack would allow the Herring Superintendent a place to store informational pamphlets relevant to the herring run. Currently the conservation commission does not have any keys to the building. If the keys cannot be located, the lock may have to be cut.

Motion to share keys to the Herring Run Superintendents Shack with the Herring Superintendent: Rick Madden  
Second: Andy Stevenson  
All in favor



Agent Bob Clarke will purchase locks, have 6 keys cut for each lock and provide copies to the selectboard for distribution to the Herring Fisheries Superintendent.

### Unscheduled Discussion: Blue Star Memorial proposed for Herring Run Park

Agent Bob Clarke informs Mr. Thorne, Ms. Burt and the commission that the board has received a request to add a Blue Star Memorial at Herring Run Park. He would like the commission to think whether the placement of another memorial is appropriate or whether it should be placed in Veteran's Park or in the area adjacent to the Kiwanis/Gas Company building

### Adjournment

A motion was made by Andy Stevenson to adjourn the meeting at 7:50 p.m. Second by Rick Madden. All in favor.