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**Pembroke Conservation Commission
Minutes of the Meeting of
March 12, 2018
Pembroke Town Hall, Room 3**

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: Robert Clarke, Member and Agent; Arthur Egerton, Member; Richard Madden, Member; Sharon McNamara, Chairman; Sandra Simon, Member
Members absent: Scott Glauben, Vice Chairman; Mark Sotir, Member
Staff present: Rachel Keller, Administrative Agent

At 7:12PM, Ms. Sharon McNamara, Chairman, 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

Meeting minutes

A motion was made by Mr. Clarke and seconded by Ms. Simon to accept and approve the draft minutes of the February 5, 2018 and February 26, 2018 meetings, as written. All in favor. Motion passed unanimously.

PUBLIC HEARINGS

(cont.) Notice of Intent (NOI) – 34 Beverly Way – Stone (DEP File # SE056-1011)

Attendees: Jim Stone, Sunshine Pool Company; Colin O'Brien, property owner

Mr. Stone confirmed the purchase of a piece of the abutter's property that was discussed at the previous meeting and provided a copy of the plan approved by the Pembroke Zoning Board of Appeals (form A signed by the members). He also informed the members that he updated the plan to include a tree line along the new property line and a cartridge-less filter to eliminate backwash.

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

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

A motion was made by Mr. Clarke and seconded by Mr. Egerton to build according to plan. All in favor. Motion passed unanimously.

Notice of Intent (NOI) – 49 Canoe Club Lane – Moberg (DEP File # SE056-1012)

Attendees: Dana Altobello, Merrill Engineers & Land Surveyors; Don Moberg, property owner

Mr. Altobello informed the members the resource areas on the property include bordering vegetated wetlands and saltmarsh, as well as flood hazard areas. He stated the applicant wishes to construct a 90' long pier with a 6' X 6' ADA platform (supported by 4 – 6' X 6' pilings) at the end with a minimum 5'-wide turning clearance; 22' X 3' aluminum gangway which will provide access to a 10' X 15' float along the river, which will be far enough out that it will still have 18" of water beneath it at mean low. Slight regrading is also included in the plan – the agent stated that the preferred siltation barriers are silt sock and hay bales, but silt fence cannot be used on its own. Construction will take place from temporary staging or a construction barge out at a minimum of 2' of water. The agent suggested to the members that if they choose to approve this project, the order of conditions that was drafted for the construction of the pier at the neighboring property be used as a template for this proposal because that project was successfully completed by the same contractor Mr. Moberg is hiring. Mr. Altobello mentioned that he will be presenting the proposal to the North River Commission, as well. The chairman mentioned the letter that was received from the Division of Marine Fisheries regarding the blue back herring and the suggested prohibition of any silt-producing activities from April 1 through July 15 of any year and asked the applicant when construction would begin. The applicant agreed to keep the barges out of the water in that timeframe. The agent stated that there should be a condition added that would include consultation with the Pembroke Herring Fisheries Commission prior to the commencement of construction. Mr. Altobello informed the members there is a questionable rare species plant on the property and he is awaiting comment from Mass Wildlife's Natural Heritage & Endangered Species Program (NHESP). The agent suggested a continuation to review the special conditions issued for the neighboring pier project and to wait for comment from NHESP.

A motion was made by Ms. Simon and seconded by Mr. Egerton to continue the hearing to the March 26, 2018 meeting. All in favor. Motion passed unanimously.

Request for Determination of Applicability (RDA) – 74 High Street – Kilnapp

Attendees: Robert and Rachael Kilnapp, property owners

The agent informed the members that he was on the property to get a visual idea of the proposal. He stated that there is a stockade fence at the edge of the lawn and the wetland line is behind it. The silt sock on the inside of the fence will protect the resource area. Mr. Kilnapp stated there will be silt sock placed in the rear and on the side of the property to protect the wetland.

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

A motion was made by Mr. Clarke and seconded by Mr. Egerton to issue a negative 3 determination and build according to the submitted drawing with the condition that the stockade fence or something similar remain in place. All in favor. Motion passed unanimously.

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Request for Determination of Applicability (RDA) – 1 Taylor Street – Kearney

Attendees: Steven Wry, Land Planning, Inc.

Mr. Wry informed the members that there is currently a four-bedroom home and cesspool (which will be filled) on the property, but no septic tank. The plan includes an upgrade to a title-5 system which will include a 1500-gallon septic tank and leeching field. The Pembroke Board of Health has already approved the plan.

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

A motion was made by Mr. Clarke and seconded by Ms. Simon to build according to plan with the condition that silt sock be used as erosion control. All in favor. Motion passed unanimously.

UNSCHEDULED DISCUSSIONS

Planting of trees

Mr. Egerton and Mr. Madden informed the members they would like to start purchasing trees in time for planting on or around Arbor Day. They prefer to purchase 1,000 trees and continue to buy this quantity of trees periodically in the future. The agent stated Mr. Egerton and Mr. Madden would need to request an audience before the Pembroke Department of Public Works (DPW) and also stated 500 trees should be proposed in their presentation to the DPW. Mr. Madden added that members of a garden club and the Pembroke Herring Fisheries Commission are willing to help with the planting of the trees. Administrative agent was asked to request this be added to the DPW's next agenda.

A motion was made by Mr. Egerton and seconded by Ms. Simon to close the meeting at 8:18PM. All in favor.

Materials and Exhibits

Draft minutes of February 5, 2018 and February 26, 2018 meetings
Letter from Division of Marine Fisheries regarding 49 Canoe Club Lane
Notice of Intent and accompanying documentation for 34 Beverly Way
Notice of Intent and accompanying documentation for Canoe Club Lane
Request for Determination of Applicability for 74 High Street
Request for Determination of Applicability for 1 Taylor Street

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