

Fairhaven Conservation Commission

February 24, 2014

Present: Chairperson, Jay Simmons, Louise Barteau,
Simone Bourgeois, Amy DeSalvatore, Janine Peccini,

Absent: Geoff Haworth & Steve Perreira

Also in attendance: John Rockwell & Wayne Fostin

Meeting called to order at 6:30pm

Jay Simmons advised everyone that the meeting was being televised and recorded.

Simone Bourgeois made a motion to approve the February 10, 2014 minutes, Louise Barteau 2nd. The motion passed unanimously.

1. Request for Determination, Applicant Patricia A Jayson Location 82 Fort Street Plot 5, Lots 8 & 8A. Purpose chip seal driveway within a shaded Zone X.

Patricia Jayson was present.

Wayne Fostin explained the aerial picture in the Commissions packet. He said a seawall surrounds the property with grass on both sides.

Ms. Jayson said the existing area has cracked asphalt currently, and they were going to fill in cracks and seal top coat to a ¼" thick.

Chairperson, Jay Simmons asked if Mr. Rockwell had any concerns, which he did not.

Janine Peccini said the Commission usually discourages chip seal.

Simone Bourgeois made a motion for a -2.

Janine Peccini said she was concerned about the drainage into the ocean.

Ms. Jayson said the drainage goes thru the cracks.

John Rockwell says it's already a paved area.

Janine Peccini seconded the motion. The motion passed unanimously.

2. Request for Determination, Applicant Jimmy Papas Location Cedar Street Plot 4 & 27 Lots 81, 123-125, 159 and 22, 341-344 purpose verify wetland area.

Jimmy Papas was present.

John Rockwell first had some concerns whether there was public notice for certain lots that were listed separately and not hyphenated. After further review, and Mr. Fostin saying he would change it on the agenda. Mr. Rockwell said he was okay with it.

Mr. Rockwell said he had not been out to the site, but had spoken to the Engineer and they have to wait until the ground is not frozen and there is no snow.

Resident and abutter, Kathy Lopes asked what was different from this time from the last time Mr. Papas was in front of the commission.

Mr. Papas said that the RDA is only good for 3 years, and it was many years past that.

For the record, Kathy Lopes and Ken Stevens, both abutters were present.

Mr. Papas explained to the abutters what his intention was with the delineation line.

Louise Barteau asked Mr. Papas to explain when he last came before the Commission.

Mr. Papas thought it was in the 1980's. He said it was eventually going to be house lots for his children, but as one of his children are in college, it's now going to be to pay for their college.

John Rockwell said he would continue to review with the engineer, but they would have to wait for no snow for the vegetation and unfrozen ground for the delineation. He didn't see that happening before Sunday.

Ken Stevens asked what were the clearances from the wetlands.

John Rockwell said the Commission likes to see at least 25', but if it's a very tight space, DEP allows less.

Janine Peccini made a motion for an on-site for March 23, 2014 and continue the public hearing to March 24, 2014, and was seconded by Louise Barteau. The motion passed unanimously.

ENFORCEMENT ORDERS: None.

RESCHEDULED PUBLIC HEARINGS:

- 1. Request for Determination** Applicant Robert Ferreira Location 6 Newton Street Plot 22B lots 292, 420, 429. Purpose remove old barn from lot 292. Vista prune knot weed from lots 420, 429 within 100' buffer zone of BVW, after the fact.

Louise Barteau, per the Applicant's request, made a motion to reschedule to the March 10, 2014 meeting and was seconded by Simone Bourgeois. The motion passed unanimously.

ORDER OF CONDITIONS for 24 Point Street:

John Rockwell wrote up some order of conditions as well as Wayne Fostin added a few.

Wayne Fostin forgot to include #'s 2, 3 & 4 & will add them tomorrow. He did have them in hand.

Louise Barteau made a motion to approve the Notice of Intent with the Order of Conditions for 24 Point Street, with 12 Special Conditions as outlined by John Rockwell and Wayne Fostin; and was seconded by Simone Bourgeois. The motion passed unanimously.

In other business, Louise Barteau said she attended the ARPP (distribution of ecological funds) meeting and they got money for Nasketucket Basin among other things.

Chairperson, Jay Simmons welcomed Amy DeSalvatore in an Associate Position to the Commission.

Amy DeSalvatore said she raised funds to the BOS for training for the Commission. She said it was her understanding that they were going to take it up at their next meeting. She encouraged the Commission members to go to the next BOS meeting to show their support.

Simone Bourgeois discussed a couple of free seminars that were coming up, a wetland protection seminar on March 20th in Lakeville; and one on Vernon Pools on May 8th in Belmont.

John Rockwell explained that trainings were essential for Commission members.

Wayne Fostin said he would let the members know if they were listed at the next BOS meeting agenda.

John Rockwell explained that based on the Commission input, Town Counsel and the Public Hearings he drafted a Proposed section of regulations to the wetland policy (re: re-noticing, and continuing).

Wayne Fostin has to put a request to the BOS for a Town Counsel review.

Mr. Rockwell explained what his proposal was.

Discussion ensued.

In other business, Wayne Fostin asked the Board for their signature on the retroactive raises that Town Meeting voted on at the Special Meeting for both the recording secretary and Wayne's position as Conservation Agent.

Simone Bourgeois made a motion to sign the retroactive raises and was seconded by Louise Barteau. The motion passed unanimously.

Simone Bourgeois made a motion to adjourn and was seconded by Louise Barteau. The motion passed unanimously.

The meeting ended at 7:21 p.m.

Respectively submitted,

Patricia A Pacella
Recording Secretary