



THE COMMONWEALTH OF MASSACHUSETTS

CONSERVATION COMMISSION

TOWN OF ACUSHNET

130 MAIN STREET, ACUSHNET MA 02743

TEL: 508.998.0202

Ryan Rezendes - Chairman
Everett Philla-Vice Chairman
Heidi Pelletier
Christian DeSousa
James Souza
Douglas Thomas
Eric DeBarros

Patrick Hannon, Conservation Agent
Joann DeMello, Senior Clerk

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MINUTES OF DECEMBER 13, 2023 CONSERVATION COMMISSION MEETING

Present: Ryan Rezendes, Chairman
James Souza
Heidi Pelletier
Douglas Thomas
Eric DeBarros

Absent: Everett Philla
Christian DeSousa

Patrick Hannon, Agent - Via Zoom
Joann DeMello

Jared Connell, New Leaf Energy
Brandon Smith, New Leaf Energy
Greg Sampson, Counsel for New Leaf Energy
Christopher Ciano, Morse's Lane
Scott Daggett, Lake Street Improvement Committee

Meeting called to order at 6:00 p.m.

Minutes for Approval: September 13, 2023 & October 11, 2023 minutes, D. Thomas made a motion to approve said minutes and was seconded by J. Souza. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes. Motion passed 5-0.

Meeting Mail:

Letter to Joshua Barriball, 7 Eileen Street. Agent Hannon sent a letter to Mr. Barriball for corrective action.

Right of First Refusal – Letter received from Law Office of Nicholas A. Gomes, P.C., right of first refusal 474 Middle Road. Chairman Rezendes would like Agent Hannon to research it further – Pat to speak with Town Counsel.

Old Business: None.

New Business:

RECEIVED

Certificate of Compliance – Peter and Dianne Longchamp – 159 Mattapoissett Road, SE 001-0520. A request for a Certificate of Compliance was filed by Peter & Dianne Longchamp for property located at 159 Mattapoissett Road, Map 10, Lot 9C. Proposed work included the demolition of an existing home and barn in the buffer zone to a bordering vegetated wetland, construction of a new single family home, septic, grading and well in the buffer zone. As built provided by S & K Engineering, LLC dated February 28, 2018. Commission did a site visit – grass is growing. Agent Hannon suggested an RDA be filed for a shed in the buffer zone. J. Souza made a motion to issue a certificate of compliance, seconded by H. Pelletier. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes. Motion passed 5-0.

D. Thomas made a motion to open the public hearing, seconded by J. Souza. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes. Motion passed 5-0.

Public Hearing – NOI – Kenneth & Giselle Camara – 12 Archer's Way, Map 16, Lot 18F SE 001-0590. A Notice of Intent was filed by Kenneth & Giselle Camara for property located at 12 Archer's Way, Map 16 Lot 18F. The applicant proposes to construct a new garage with covered patio, access driveway and related site work within the 100 ft. buffer zone to a bordering vegetated wetland. The applicant is represented by Rick Charon of Charon Associates, Inc. - Engineers. Plan name is "Plan of Site Improvements & New Garage" dated November 9, 2023. Commission conducted a site visit, Mr. Charon was not present at the site visit. Mr. Charon provided the green cards and proof of mailing. Mr. Charon explained the project, accessory building, retaining wall and work at the edge of the wetland line. D. Thomas stated the proposed driveway was not staked out. J. Souza would like the wetland line checked. Agent Hannon said he agrees with J. Souza and having the flags checked. Chairman Rezendes said the Commission enforces the 25 foot no touch zone. D. Thomas made a motion to continue to the next agenda, flags checked and site visit. E. DeBarros seconded the motion. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes. Motion passed 5-0.

Order of Conditions Extension Request – Johnelle & Christopher Ciano – 52 Morse's Lane, Map 17 Lots 24, 24B and 24C SE 001-0555. Applicant - Morse's Lane Solar 1, LLC c/o New Leaf Energy. A Request for an Extension to an existing Order of Conditions DEP file # SE 001-0555 for property located at 52 Morse's Lane, Map 17, Lots 24, 24B and 24C. The applicant proposes to install a 5 MW ground mounted solar photovoltaic energy generating facility including tree clearing and stumping, construction of solar modules and associated electrical equipment, gravel roads and a perimeter security fence. The applicant is represented by Brandon Smith of New Leaf Energy. Plan name is "Site Use Permit Set" dated December 10, 2020. Jared Connell from New Leaf Energy was present to give a status update of the project. The applicant is requesting a 3 year extension. A wetland area is in the middle of the project, buffer zone impact only. The interconnection process has taken over a year, studies needed to be completed. Brandon Smith gave an overview of the Stormwater management plan which adheres to DEP standards and the Acushnet Stormwater Regulations. Applicant is willing to research potential vernal pools and certify them this spring. Greg Sampson, Counsel for New Leaf Energy would like to maintain the approval status, the order can be extended, then amended. Agent Hannon suggested to the Commission the circuit rider recommends the filing of a new Notice of Intent when there are new findings and changes not included in the original filing – conditions

cannot be added into the original order. Chairman Rezendes asked about Natural Heritage, Agent Hannon said this is a new finding. Mr. Ciano spoke about the area he resides in, this is his home and he wants to do thing properly. Chairman Rezendes suggested he would like to speak with Town Counsel regarding the 1 year extension. D. Thomas made a motion to refer to Town Counsel, seconded by J. Souza. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes. Motion passed 5-0.

Stormwater:

Hayes and Garfield Street – Operation & Maintenance Agreement. Discussion on the wall and basin. Financial Assurance - \$4,000.00 for 20 years, file plan at Registry of Deeds. D. Thomas made a motion to accept the agreement, seconded by J. Souza. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes. Motion passed 5-0.

550 Main Street Solar Project – Site Issues – Agent Hannon received a call from John Walsh regarding an oil sheen at his property. Agent Hannon took samples, it is not oil. Steve Campbell was present to discuss the project and what the Agent saw on a visit to the property. Mr. Campbell said they have not yet started discharging – worried that the grass is not sufficient enough to infiltrate. Agent Hannon and Mr. Campbell to continue to speak about the project status tomorrow.

Discussion:

Lake Street Weed Abatement – Scott Daggett is requesting a clear understanding about the weed removal so the project can move forward in the spring. Who is the responsible party for NOI filing etc. Agent Hannon said New Bedford has to be in agreement to move this project forward as they are the property owner. Agent Hannon said a Memorandum of Agreement is required. Chance Perks, New Bedford Conservation Agent was present and said he will take back the message to the City. The point of contact would be Jamie Ponte employed with the New Bedford DPI. Jeff Cardisco, of C & D Underwater Maintenance gave an overview of how the machinery and process would occur. J. Souza asked what is the approximate cost per day? Mr. Cardisco said \$5,500 per day, the East lake needs dredging. Agent Hannon recommends a specialist's review – Mike Toohill of Coneco Engineers and Scientists would be a suggested contact.

2024 Filing Deadline Schedule- review of matters presented; votes may be taken. J. Souza made a motion to accept the 2024 schedule, E. DeBarros seconded the motion. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes. Motion passed 5-0.

Agent Updates:

Chairman Rezendes spoke about the Town of Middleboro – Conservation Commission – banning hunting on Conservation land – they rescinded that decision.

E. DeBarros would like to discuss MS4 Town Stormwater Issues- place on next agenda.

Public Meeting Adjourned at 8:33 p.m.

A motion to adjourn the public meeting was made by E. DeBarros. The motion was seconded H. Pelletier. Roll call vote: James, Heidi, Doug, Eric and Ryan – Yes.
Motion passed 5-0.

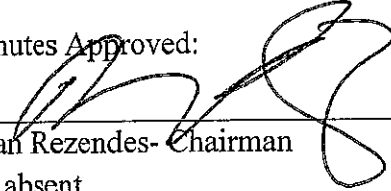
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Respectfully submitted:




Acushnet Conservation Commission

Minutes Approved:

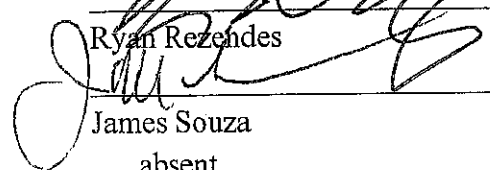

Ryan Rezendes- Chairman

absent

Eyereett Philla


Heidi Pelletier


Ryan Rezendes


James Souza

absent

Christian DeSousa


Douglas Thomas,


Eric DeBarros

Date Signed: February 28, 2024