

## **CONSERVATION COMMISSION MINUTES**

**November 20, 2014 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall**

Rob Palumbo called meeting to order at 7:00 pm and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c. 131, s. 40 and the Bourne Wetland Protection Bylaw Article 3.7.

Note: Rob Palumbo addresses the audience in regards to recording a public hearing. If anyone wishes to record a public meeting, they are free to do so, however, it must be known by the Board and the public. All cell phones are to be placed on vibrate or turned off during the meeting. Michael Rausch, Bourne Enterprise is recording tonight.

Members present: Rob Palumbo, Betsy Kiebala, Peter Holmes, Susan Weston and Thomas Ligor

Members excused: Chm. Gray and V. Chm. Martha Craig Rheinhardt

### **REQUESTS FOR DETERMINATION OF APPLICABILITY**

#### **1) Gordon Pierce**

**Bracken Engineering, Inc.**

**File No. CC14-60**

**5 Agawam Point, Gray Gables**

**Construct a detached garage including utilities and appurtenances within an AE Flood Zone and within 100 FT of a Wetland Resource Area**

Zac Basinski representing – proposed 470 SF single-story detached garage. All proposed work is greater than the 50 FT from isolated wetland. This is a flat lot and in an AE Flood Zone.

Brendan Mullaney – this is a flat developed lot, erosion control is provided. The structure meets the setbacks, and no other concerns with the project.

No board comment. No public comment.

Holmes moved and seconded by Kiebala a Negative Two Determination. Unanimous vote.

#### **2) Barry Cook**

**Barbara Frappier, Warwick & Associates, Inc.**

**File No. CC14-61**

**25 Central Boulevard, Bourne**

**Upgrade to new Title V system within an AE Flood Zone**

**Hearing Under State Act Only**

Barbara Frappier – proposed work is to replace a failed septic system to new Title V system. The system is not mounded.

Brendan Mullaney – there are no other jurisdictional resources within 100 FT. This is a flat lot and the proposed work would be an improvement over existing conditions. No other concerns with the project.

No board comment. No public comment.

Kiebala moved and seconded by Weston a Negative Two Determination. Unanimous vote.

### **3) Donna Warren**

**John C. Veracka, Jr.**

**File No. CC14-62**

**53 Hope Avenue, Pocaseet**

**Upgrade to new Title V septic system within an AE Flood Zone**

**Hearing Under State Act Only**

John Veracka representing – proposed work is on a corner lot which is in AE Flood Zone. This will be an upgrade to a Title V system. It is a flat lot, and the Board of Health approved the septic.

Brendan Mullaney – there are no other jurisdictional resources in the area within 100 FT. Proposed work would be an improvement over existing conditions. No other concerns with the project.

No board comments.

Mr. Ken Jeffries – asked to view the set of plans.

No further public comments

Holmes moved and seconded by Weston a Negative Two Determination. Unanimous vote.

### **OTHER BUSINESS**

**Joseph Cheney – Potential Land Donation off Marsh Pond Road, Sagamore Beach**

Mr. Cheney is seeking ConCom's endorsement of his gift of two lots he currently owns to the town. This will join two pieces of land. He submitted abutter letters who are in favor of his proposed project.

Brendan Mullaney – the land is very likely to never be developed, but this affords another layer of protection of the property and joins two parcels that are not contiguous. He explained the Planning Board signed off an ANR plan for another property Mr. Cheney owns. The applicant's intent was to have two lots each with a home. The Planning Board created the lots but the lots didn't meet zoning. He suggested drafting a letter on behalf of the board stating the the Commission would welcome the gift and that the land would be a good acquisition for the town

as it provides access to an existing Conservation parcel. This doesn't hold the Zoning Board of Appeals (ZBA) accountable, but the letter can be a part of Mr. Cheney's application to the ZBA.

Discussion held on the property itself from other board members. Brendan Mullaney to put Mr. Cheney on the board's agenda for 12/4/14.

Brendan Mullaney – the DOT representative will be available to discuss the proposed MassDOT Rail and Transit rail station platform meeting at the Bourne Bridge section, off Sandwich Road, on Friday morning.

**Approval of Minutes – 8/21/14 and 10/2/14**

Kiebala moved and seconded by Holmes to approve minutes of 8/21/14 as amended.  
Unanimous vote.

Ligor moved and seconded by Holmes to approve minutes of 10/2/14 as submitted.  
Unanimous vote.

**Vote – Excuse Absent Members, if necessary**

Holmes moved and seconded by Ligor to excuse absent members Chm. Gray and V. Chm. Craig Rheinhardt. Unanimous vote.

**Adjourn**

Kiebala moved and seconded by Holmes to adjourn the meeting. The meeting adjourned at 7:30 pm. Unanimous vote.

Respectfully submitted - Lisa Groezinger, sec.