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TOWN CLERK BOURNE

**Conservation Commission  
Meeting Minutes**

Town Hall Lower Conference Room

24 Perry Ave., Buzzards Bay, MA 02532

July 21, 2016

**I. Call to order**

Chairman Robert M. Gray, called to order the meeting of the Conservation Commission at 7:00 PM on July 21, 2016. Chm. Gray explained all of the reviews, unless otherwise stated, are joint reviews. Applications will be processed pursuant to the Massachusetts Wetlands Protection Act, M.G.L. c. 131, s. 40 and pursuant to Article 3.7 of the Town of Bourne Wetlands Protection By-law.

Note: Chm. Gray addressed the audience and explained the 5, 5, 5 rule; which allows the applicant / representative five minutes to make a presentation to the commission members, commission members will take five minutes to seek clarification if needed, the conservation agent will also give a report and five minutes of public input is allowed. Additionally, he asked for all cell phones to be placed on vibrate and asked if anyone in the audience was audio or video recording the meeting to acknowledge that.

**II. Members Present:** Chm. Robert M. Gray, Thomas Ligor, Betsey Kiebala, Melvin P. Holmes, Paul Szwed, and Susan Weston (7:04 pm).

**Excused Members** – Robert Palumbo

**Also Present:** Sam Haines, Elise Leduc, Carol Mitchell, Maurice Campo, Zachary Basinski, Michael Bows, Barbara Frappier, Jim Mulvey, Arthur Hallam, Annie Matthies, Joseph Soares, Elizabeth Soares, Victor Pozza, Michelle Pozza, Gail Sands, Jean Simmons, Brad Holmes and Dale Coggeshall.

**Request for Determination of Applicability:**

1) Annie V. Matthies

Maurice Campo – Representative; Four Seasons Sun Room

File Number CC16-37

1141 Shore Road, Cataumet

Construct a sunroom addition within 100 feet of a Wetland Resource Area.

Maurice Campo addressed the board and discussed the request to build a 15' x 13.9' sunroom on the back side of the house facing the street. He submitted drawings as well as an old existing plot plan with the sunroom drawn on it. The proposed sunroom will be 67' away from the edge of the pond and the house is 62' away from it.

Board Comment - Mr. Holmes asked for clarification on the proposed location. Mr. Campo referred to the plan to identify the proposed location.

Agent Comment – A site inspection was performed on July 7, 2016, Mr. Haines identified a bordering vegetative wetland to the east of the proposed sunroom. The closest point is 52' from the limit of work; the pond is greater than 50' from the limit of work but is within 100'. He also identified a potential Coastal Bank adjacent to the pond; but, based on aerial interpretation, this is also 50' or greater from the limit of work. The area of work is fairly level and is in an area of existing landscaping.

Mr. Ligor questioned the foundation. Ms. Matthies and Mr. Campo stated it will be a sonotube foundation.

Public Comment – None.

Chm. Gray entertained a motion for a Negative Two Determination. **Mr. Holmes moved and Ms. Kiebala seconded a Negative Two Determination.** The motion carried unanimously. 5-0-1. Ms. Weston abstained.

Chm. Gray explained the Determination to the applicant.

## 2) National Grid

Michael Bows- Representative; Coastal Engineering Co.

File Number CC16-38

121 Old Dam Road, Bourne

Gas main extension and service connection within an AE Flood Zone and within 100 feet of a Wetland Resource Area.

Mr. Bows addressed the board and explained the project which is to add on to a previously approved gas main extension and service connection to # 125 Old Dam Road, the adjacent property. The proposed work is within a flood zone and a buffer zone to a Wetland Resource Area. The work will be along the edge of the road and all excavated areas will be backfilled on the same day.

Board Comment - Ms. Leduc asked for an explanation of the colored lines shown on the plan. Mr. Bows explained the lines on the plan; i.e., buffer zones, Wetland Resource Area etc.

Agent Comment – A site visit was performed on July 21, 2016. The proposed work, subject to jurisdiction, is across the street from the Resource Area. It appears to be a standard utility installation.

Public Comment – none.

Chm. Gray entertained a motion. **Mr. Holmes moved and Ms. Kiebala seconded a Negative Two Determination.** The motion carried unanimously. 6-0-0.

### 3) Arthur and Katherine Hallam

Zack Basinski – Representative; Bracken Engineering Inc.

File Number CC16-39

2 Jefferson Road, Bourne

Remove an 8 foot section of the existing building and rebuild with a new concrete foundation within V & AE Flood Zone and within 100 feet of a Wetland Resource Area.

Chm. Gray recused himself from discussion and vote. He turned the meeting over to Mr. Holmes.

Mr. Basinski addressed the board. He described the proposed project and stated all of the proposed work is within the buffer zone of a Coastal Bank. Erosion control will be installed.

Board Comment – Mr. Ligor inquired about the sloping bank. Mr. Basinski stated erosion control will be installed during construction.

Ms. Weston asked what is below the existing porch. Mr. Basinski indicated it's a foundation.

Ms. Leduc asked how far the edge of the building is to the top of the bank. Mr. Basinski stated it's approximately 20 feet away.

Ms. Kiebala asked if there will be any change in the run off from the roof. Mr. Basinski stated all will remain the same.

Ms. Weston asked how long ago the porch was built and if it is the same foundation as the rest of the building. Mr. Basinski stated over the years, there have been several additions to the original structure and it appears to be the same foundation

Agent Comment – Mr. Haines stated a building permit request for the foundation triggered the RDA. He stated other than the foundation, everything will be done within the same footprint. Given the close proximity to the Resource Area, he recommends erosion control be placed at the top of the bank. Mr. Haines has no other concerns with project.

Mr. Ligor asked if this will be a poured foundation. Mr. Basinski stated it will be poured. The cement truck will stay at the driveway and the cement will be pumped via a hose to the proposed foundation location.

Public Comment – None.

Mr. Holmes entertained a motion. **Ms. Kiebala moved and Mr. Ligor seconded a Negative Two Determination.** The motion carried unanimously. 5-0-0.

Chm. Gray returned to chair the meeting.

**Notice of Intent:**

1) Marcia Jackson

Brad Holmes – Representative; Environmental Consulting & Restoration, LLC  
DEP File Number SE7-1946  
20 Starboard Lane, Bourne

Vegetation management and landscape improvements within a Flood Zone and a Wetland Resource Area.

Chm. Gray recused himself from discussion and vote for this and the next two hearings. He turned the meeting over to Mr. Holmes.

Brad Holmes addressed the board. He referred to a plan to describe the project as well as the locations of a Coastal Dune and Coastal Bank. He stated there's an excessive amount of non-natives; Bittersweet, Honeysuckle and Multiflora Rose. The applicant would like to remove those and replant native species. Additionally, the applicant is

looking to replace an existing concrete patio, in the same footprint. He provided photographs to the board for their review of the property, the Coastal Dune area, the non-natives that are overgrown, the dune fence and the concrete patio.

Board Comment – Ms. Weston asked if the removal of the vegetation would be done by hand. Mr. Holmes indicated it would.

Ms. Leduc asked what percentage of plants are native vs. non-native. Mr. Holmes stated there's approximately 40% of non-native species; it's not fully dominated.

A brief discussion transpired pertaining to a previous project of the installation of a dune fence and the planting beach grass which was approved under an administrative approval by the former agent.

Mr. Holmes reiterated that all of the work will be done by hand.

Mr. Ligor asked if any animal species will be disturbed. Mr. Holmes stated no; however, if any nests are discovered, they would avoid disturbing the nests.

Ms. Leduc inquired as to when the project would begin. Mr. Holmes stated preferably in the fall.

Ms. Kiebal asked if any herbicide would be applied. Mr. Holmes stated yes, once a plant has been cut, an herbicide will be applied by hand to that shrub insuring that only that plant is treated with the herbicide.

A brief discussion transpired pertaining to the species of non-invasive vegetation that will be replanted.

Agent Comment – A site inspection was performed on July 18, 2016, although the site was not flagged at the time of the inspection, the delineated resource areas appear to be accurate as shown on the plan. The Bank includes several invasive non-native species. Mr. Haines noted an existing path on the west side of the Bank which was approved under a previous filing. Additionally, he observed dune fencing, a gate at the end of the path and new stairs that replaced existing stairs; all were approved under an administrative approval by the previous agent. Mr. Haines noticed at the top of the Bank, the vegetation is lower than 3' in height. In a previous filing; SE7-1493, a Condition stated that the vegetation could be pruned no lower than 3' in perpetuity. He will recommend that same Condition in this filing. He has no issue with the patio replacement. He has no issue with the type of herbicide that will be used; Glyphosate, which is listed as an approved herbicide for sensitive areas with the Massachusetts Department of Agricultural Resources. Mr. Haines recommends adding a Special

Condition; that the herbicide application must be performed by a licensed Massachusetts applicator, should an Order is issued.

Public Comment – Jim Mulvey inquired as to the reason behind the applicant’s request and what result are they trying to achieve. Mr. Holmes stated the goal would be to control some of the overgrowth of the non-native species which are choking out the native species; adding, the initial intent was to replace the patio; however, after learning about the non-native’s degrading effect on the environment, the applicant wanted to control the situation by planting native vegetation.

Mr. Haines stated he misspoke when giving the file number pertaining to the previous filing concerning the 3’ vegetation Condition. He supplied the correct file number and offered the board the file for review.

Mr. Holmes entertained a motion to close the hearing. **Ms. Kiebala moved to close the hearing. Mr. Ligor seconded.** With no discussion, the motion carried. 5-0-0.

Mr. Haines - Draft Order of Conditions: All General Conditions, Special Conditions pursuant to M.G.L. Chapter 131, Section 40, numbers 1-3, 9, 11, 12, 13, 16, 17, 19, 20, 21, 22, 24, 27, and Special Conditions pursuant to the Town By-law, numbers 6 (the vegetation at a height of at least 3 feet), 7, 8, 9. With an additional Conditions that the herbicide application must be performed by a licensed Massachusetts applicator and no foliar spraying.

**Mr. Ligor moved and Ms. Weston seconded to move the Draft Order of Conditions to Final Order of Conditions.** The motion carried unanimously. 5-0-0.

2) Deborah Juckett

Zack Basinski – Representative; Bracken Engineering, Inc.

DEP File Number – SE7-1947

150 Red Brook Harbor Road Lot #1

Raze the existing dwelling and garage; construct a new single family dwelling with an attached garage, upgrade septic system, and perform associated site/utility work within a V and AE Flood Zone and within 100 feet of a Wetland Resource Area.

Zack Basinski addressed the board. He provided a brief history of the property; the current property owner has two individual lots; Lot #1 and Lot #2. When the lot was originally created, that previous owner merged the two for tax purposes. They have since been divided into two separate house lots. This application pertains to the existing house and the existing garage; it’s a 4 bedroom house that was built in 1952. The

Resource Areas on or near the lot are a salt marsh, an AE Flood Zone, a Velocity Zone, and an associated Coastal Bank. The land is subject to coastal storm surge and is located within Natural Heritage. The property owner is proposing to tear down the existing house to build a new flood compliant house which will sit in virtually the same footprint as the existing structure and will be further away from the Coastal Bank. A new septic system will be installed in accordance with the Board of Health regulations. The reserve area will be installed 100 feet from the salt marsh and the water and the actual primary septic will be 118 feet from the Resource Area. A new driveway will be expanded along the front, dry wells will capture and treat run off water. During a site walk of the property, an existing drain that captures run off from the driveway and discharges it out to the salt marsh was discovered; the drain will be decommissioned and a rain guard will be installed in the lower area. The proposal also calls for stone steps to be installed into the Bank which will allow the property owners access to the water. A nitrogen reducing septic system will be installed.

Mr. Basinski made note that a letter was received from NHESP stating the project won't result in a Take.

Board Comment - Mr. Holmes inquired about the separation of the lots. Mr. Basinski stated there are two separate lots with two separate applications for two different proposals.

Mr. Ligor asked how far back the house will be moved. Mr. Basinski stated only a section of the house will be moved back approximately five feet. Mr. Ligor followed up by asking if any mature trees will be lost. Mr. Basinski stated the lot is over grown; therefore, there will be some trees that will be removed. The board reviewed photos of the property. A brief discussion ensued.

Agent Comment – A site inspection was performed on July 18, 2016, with the representative. The project plan shows the dwelling encroaching no closer to the Resource Area, it moves it back; however, the elevated porch has increased slightly in size and now includes stairs. The existing storm water catch basin and outlet to the salt marsh was discussed. The representative has revised the plans to include a vegetated swell which will allow the storm water to infiltrate prior to reaching the salt marsh. There is an area of mature trees to the east of the property; several of which will be removed to accommodate the new septic system and lawn area. The applicant is proposing to place stone landscapes into the Coastal Bank, creating a walking path. In general, the agent's concerns have been addressed with the revised plans.

Mr. Haines questioned whether or not Special Condition 14, regarding eroding Coastal Banks, would apply. Mr. Basinski stated it would not, because it's a stable Bank.

Ms. Kiebala asked if the new plan included the new drainage and walkway. Mr. Basinski referred to the revised plans which includes both.

Public Comment – Mr. Mulvey inquired about storm water containment from the roofs. Mr. Basinski stated dry wells will be used to contain roof run off.

Mr. Holmes entertained a motion to close the hearing. **Mr. Ligor moved to close the hearing. Ms. Kiebala seconded.** With no discussion, the motion carried. 5-0-0.

Mr. Haines - Draft Order of Conditions: All General Conditions, Special Conditions pursuant to M.G.L. Chapter 131, Section 40, numbers 1-6, 9-14, 16-22, 24 and Special Conditions pursuant to the Town By-law, numbers 7, 8, 9.

Mr. Holmes asked if there should be a Special Condition added for the rain guard and catch basin. Mr. Haines stated they're shown on the approved plan; when he does his site inspection he will look to make sure they are part of the completed project.

**Ms. Kiebala moved and Mr. Szwed seconded to move the Draft Order of Conditions to Final Order of Conditions.** The motion carried unanimously. 5-0-0.

### 3) Deborah Juckett

Zack Basinski – Representative; Bracken Engineering, Inc.

DEP File Number – SE7-1948

150 Red Brook Harbor Road Lot #2

Renovate an existing boathouse/garage, construct a new single family dwelling with an attached garage, install a new septic system and perform associated site/utility work within a V and AE Flood Zone and within 100 feet of a Wetland Resource Area.

Mr. Basinski addressed the board and described the proposed project; stating there's a boathouse/garage structure which was built in approximately 1950. The Resource Areas on or near the lot are a salt marsh, an AE Flood Zone, a Velocity Zone, and an associated Coastal Bank. The land is subject to coastal storm surge and is located within Natural Heritage. Most of the work on this site is outside the jurisdiction of the Coastal Bank; i.e., the installation of the new driveway and septic system. Work within jurisdiction is the clearing work at the back of the house and the reconstruction of the existing garage building. The building itself will remain; however, the roof, doors and flood vents will be replaced. Mr. Basinski stated there will not be any earth work or any disturbance; all access will be through an existing clearing on lot #1. Should any disturbance occur, Mr. Basinski assured the board that any disturbance of vegetation

would be replanted. A no Take letter was also received for this project. Storm water would be maintained and the septic system is in compliance with the BOH.

Agent Comment – A site inspection was performed on July 18, 2016, the boathouse/garage is located on the Coastal Bank. The representative assured Mr. Haines that no foundation work would be done, the walls will remain in place. The roof, doors and flood vents will be replaced. Most of the work can be done by hand; however, Mr. Haines is concerned about the access pathway being too narrow should any equipment need to be brought in. It may have to be widened by hand pruning some of the vegetation. If this is the case, erosion controls would be placed along the salt marsh to avoid the risk of sedimentation. There will be mature trees removed to complete the proposed project. The representative agreed that any future clearing outside of the shown limit of work would have to be performed under a future filing. There is currently no vista shed as shown on the plan. That would have to be performed under a new filing.

Board Comment - Mr. Holmes asked how the run off will be handled so it won't affect the Bank. Mr. Basinski stated he will devise a plan to address that issue.

Ms. Weston questioned the location of the pathway. Mr. Basinski referred to the plan. Ms. Leduc followed up and asked for clarification on how lot #2 would be accessed. Mr. Basinski stated there may be a need to create a temporary path by vista pruning in order to complete the proposed work. Vegetation would eventually regrow to eliminate the temporary pathway. Mr. Holmes followed up by asking if the original path to the boathouse will be eliminated once the work is completed; would a new path be created to the garage. Mr. Basinski stated the original path will be maintained as is, if there are any future paths that the homeowner would like to create to the boathouse, a separate filing would be required.

Public Comment – Mr. Mulvey asked the representative to elaborate on the renovation. Mr. Basinski stated the garage door will be replaced, new flood vents will be installed to make it flood compliant and the roof will be repaired.

Gail Sands, an abutter to Lot #2, asked if the property owner sells Lot #2 before any work is performed, would the Order of Conditions that are issued go with the lot or would the new owner have to refile. Mr. Basinski stated the Order travels with the property; but it has to be what was proposed. Any changes would have to be amended or a new Order would be required. Ms. Sands asked if the Order of Conditions expires. Mr. Holmes stated they expire in 3 years unless the applicant requests an extension.

Mr. Holmes entertained a motion to close the hearing. **Mr. Ligor moved to close the hearing. Ms. Kiebala seconded.** With no discussion, the motion carried. 5-0-0.

Mr. Haines - Draft Order of Conditions: All General Conditions, Special Conditions pursuant to M.G.L. Chapter 131, Section 40, numbers 1-4, 6, 9-14, 16-22, 24 and Special Conditions pursuant to the Town By-law numbers 7, 8, 9. Additional Special Conditions; (1) no tree clearing outside of the shown limited clearing on the approved plan, (2) any future work would have to be done under a separate filing and the roof drain system will be connected to a sub-surface leaching system, (3) No foundation work shall be performed on the boathouse/garage, only roof, doors and flood vents.

**Ms. Kiebala moved and Mr. Ligor seconded to move the Draft Order of Conditions to Final Order of Conditions.** The motion carried. 5-0-0.

Chm. Gray returned to chair the meeting.

4) Victor & Michelle Pozza

Barbara Frappier – Representative; Warwick & Associates

DEP File Number – SE7-1949

49 Monument Neck Road

Construct a single family dwelling. Install a septic system and perform associated site and utility work within an AE Flood Zone and within 100 feet of a Wetland Resource Area.

Barbara Frappier addressed the board and stated the lot is currently empty. The proposed project to construct a two bedroom house and septic system originally received approval back in 1989; for various reasons, the project was never completed. The property is across the street from isolated land which is subject to flooding and has been designated by Natural Heritage as a potential vernal pool; though it has never been certified as such. It is subject to coastal storm flowage, there is high ground water and is located in an ACEC. The proposal is to construct a two bedroom house and put a mounted septic system which would be surrounded by a concrete wall to achieve the necessary separation to ground water. Ms. Frappier noted neither the proposed house nor septic system is within 50' of the buffer; adding, most of the lot will be left in its natural vegetative state.

Board Comment – Mr. Holmes discussed the raised septic system asking if the foundation will be a poured foundation.

Ms. Frappier stated it would be poured. Ms. Frappier stated there will be a deed restriction on the property; that it can never be more than two bedrooms.

Mr. Ligor asked what the delay was in building the home. Ms. Frappier stated Mr. Pozza Sr. was working on several different projects and this one was put on hold.

Ms. Weston asked if the current plan is similar to the proposed plan from 1989. Ms. Frappier stated they are similar; but the septic system has been enhanced with the help of the health agent.

Agent Comment – A site inspection was performed on July 7, 2016. The site is located entirely within the AE Flood Zone and the ACEC. There's an isolated fresh water wetland directly across the street which was identified as a potential vernal pool by Natural Heritage. Mr. Haines stated it is not the time of year to conduct a formal vernal pool survey, he will go back and evaluate during the amphibian breeding period. While at the sight, he heard Green Frog and Bull Frog vocalization. The site also has the potential for fish and turtles. It looks like it maintains water all year long which isn't typical of a vernal pool. The site is generally level, water grades away from the wetland; therefore, erosion and sedimentation shouldn't be a problem. If an Order of Conditions is issued, Mr. Haines recommends a Special Condition for roadway tracking; cleaning of the tires and sweeping of the road.

Mr. Ligor inquired as to whether or not there's a connection between the high ground water and the potential vernal pool; could the ground water be going under Monument Neck Road and connecting to the pond. Ms. Frappier thinks it takes runoff; but it could intercept ground water. A brief discussion ensued.

Mr. Holmes asked if there are any old aerials of the pond to see if it's changed. Several board members who are familiar with the pond stated it hasn't changed.

Ms. Weston asked Chm Gray what he remembers about the original application. Chm. Gray provided some history and stated it was ultimately approved. Ms. Frappier stated it was denied and challenged and ultimately approved.

Ms. Leduc discussed the grading of lot and whether or not there would be impact on the back river ACEC. Mr. Haines stated because the railroad tracks create erosion control, there would be no impact.

Chm. Gray stated the By-law language gives the Commission authority to deny construction of a structure within an ACEC on a case-by-case basis. Mr. Haines believes the By-law states that the no disturbance can be extended further in a situation of an ACEC or a vernal pool.

Ms. Kiebala asked if the Planning Board has any input on this project. Chm. Gray stated they do not, only Conservation and the Board of Health. The Building Department will require the house to meet flood zone requirements.

Public Comment - Jean Simmons, an abutter, discussed her experience with her property constantly flooding. Ms. Frappier stated that because the applicants will be required to construct their house higher, they will not experience the flooding that she does.

Mr. Haines stated he has the ACEC language available should anyone want to review it.

Chm. Gray entertained a motion to close the hearing. **Mr. Ligor moved to close the hearing. Mr. Holmes seconded.** With no discussion, the motion carried. 6-0-0.

Mr. Haines - Draft Order of Conditions: All General Conditions, Special Conditions pursuant to M.G.L. Chapter 131, Section 40, numbers 1-6, 12, 13, 16-22, 24 and Special Conditions pursuant to the town By-law numbers 2, 4, 7, 8, 9. Additional Special Conditions; (1) Construction vehicles and equipment shall not track sediment into public roadway. If project related sediment is observed, it will be immediately swept and the foreman will be responsible for it. (2) French drains or similar will be installed.

**Ms. Kiebala moved and Mr. Holmes seconded to move the Draft Order of Conditions to Final Order of Conditions.** The motion carried unanimously. 6-0-0.

#### **Request to Extend Order of Conditions**

1) Riccardo and Jill Adroque

DEP File Number – SE7-1788

45 Harbor Drive

Raze the existing dwelling, construct a new single family dwelling with an attached garage, upgrade septic system and perform associated site/utility work within a V and AE Flood Zone and within 100 feet of a Wetland Resource Area.

Chm. Gray asked for the purpose to extend. Mr. Haines discussed his interpretation of the Permit Extension Act; he believes the Order is still valid until October 11, 2018. After a brief discussion, the board agreed with Mr. Haines' interpretation and agreed

that the Order is still valid. Ms. Frappier requested to withdraw the request to extend the Order of Conditions.

Chm. Gray entertained a motion to allow the withdrawal of the request to extend. **Mr. Holmes moved to allow the withdrawal of the request to extend the Order of Conditions. Ms. Weston seconded.** The motion carried 6-0-0.

### **Other Business**

- Review of Order of Conditions for Project SE7-1637 (700 County Road) - A question was raised at the last Conservation meeting pertaining to a previous Order.

Agent Comment – Mr. Haines stated in the existing file, Mr. Haines found an Order of Conditions and a Notice of Intent but he could not find a Certificate of Compliance. He is going to contact the applicant to see if he received a Certificate of Compliance and will report back to the board with the outcome of the phone call.

Chm. Gray recommended that Mr. Haines schedule an onsite meeting with the property owner, bring the plan and inspect the area that's subject to that plan and subject to the Order of Conditions. Mr. Haines will have to document his findings and advise the board of the best approach once the site visit has been completed.

Ms. Kiebala asked for the date of the Order. Ms. Leduc stated January 22, 2007.

Chm. Gray provided the board with a history of the property. The board decided that the best approach is to have Mr. Haines visit the property.

- Discussion of routine utility maintenance and the Bourne Wetland Protection By-law

Mr. Haines was asked to review the Bourne Wetland Protection By-law, to be sure that the notices the board received for routine utility maintenance performed by Eversource and National Grid did not violate any section of the Bourne Wetland Protection By-law. He stated he found some gray areas in Section 3.7.4 and 3.7.5. He distributed section 3.7.5 to the board for their review. His assessment was the routine maintenance, in that particular case, did not violate the By-law. The board agreed. Mr. Haines stated going forward, if he identifies that one of the management plans is altering a wetland within a Water District Resource Area, he will bring it to the Commission's attention and will notify the applicant of the Town's By-law. The board concurred.

- Vote – Excuse Absent Members – Chm. Gray entertained a motion to excuse absent members. **Ms. Kiebala moved to excuse absent members. Mr. Holmes seconded.** With no discussion, the motion carried. 6-0-0.

- Approval of Previous Meeting Minutes –

Chm. Gray entertained a motion to approve the minutes of the May 19, 2016, meeting.

**Ms. Kiebala moved and Mr. Holmes seconded to adopt the minutes as written of the May 19, 2016 meeting.** The motion carried 5-0-1 with Ms. Weston abstaining.

Chm. Gray entertained a motion to approve the minutes of the July 14, 2016 meeting.

Mr. Haines noted three corrections to the July 14, 2016 minutes.

**Ms. Kiebala moved to approve the minutes of July 14, 2016 as amended. Mr. Ligor seconded.** The motion carried 6-0-0.

A brief discussion transpired concerning previous meeting's minutes that may require the board's approval.

- Any other business that may legally come before the Commission –

Chm. Gray reminded the board of an Executive Session with the BOS at the Community Building on July 26, 2016 at 6:30 pm. The Open Session will be held at 7:00 pm. A brief discussion ensued.

- Report of the Conservation Agent - None

- Questions and Answers re: M.G.L. Chapter 131 s. 40 and 310 CMR 10.00-10.99 - None

- Questions and Answers re: Town of Bourne Wetland Protection By-law (Article 3.7) and BWR 1.00-1.16 - None

### III. Adjournment

Chm. Gray entertained a motion to adjourn. **Ms. Kiebala moved to adjourn. Mr. Holmes seconded.** With no discussion, the motion carried. 6-0-0.

The meeting adjourned at 8:56 PM.

Minutes submitted by: Carol Mitchell