

## **MINUTES OF MEETING OF WAREHAM CONSERVATION COMMISSION**

**Date of Meeting: November 18, 2020  
(Via Zoom Remote)**

### **I. CALL MEETING TO ORDER**

The meeting was called to order at 6:30 P.M.

### **II. ROLL CALL**

Members Present: Sandy Slavin, Chair  
Elissa Heard  
Jim Smith  
Mary Taggart  
Ron Besse  
Carol Malonson  
Michael Mercier, Associate Member  
Kwame Bartie, Associate Member  
David Pichette, Agent

### **III. PRELIMINARY BUSINESS**

### **IV. PUBLIC HEARINGS**

#### **A. RDA – Karen Lemmons, c/o Westgate Associates – 3 Groveland Street**

The public hearing notice was read into the record.

Present before the ConCom: Chris Lindstrom

Mr. Pichette described the project. The property is located at 3 Groveland St. The project involves the reconstruction of a deck w/ footings. w/in the buffer zone to a coastal dune & w/in coastal flood zone VE, elevation 20. Erosion control will be used. Work to be done by hand & materials/debris to be removed off site. He recommended approval w/ a Negative Determination #2 & the condition that silt fence be used.

**MOTION: Mr. Besse moved to close the public hearing for Karen Lemmons. Mr. Smith seconded.**

**VOTE: Unanimous (6-0-0)**

**MOTION: Ms. Heard moved to grant a Negative #2 Determination for Karen Lemmons w/ the condition that silt fence be used. Mr. Besse seconded.**

**VOTE: Unanimous (6-0-0)**

#### **B. NOI – Scott & Laura J. Crisafulli, c/o JC Engineering, Inc. – 9 Lydia's Island Road**

The public hearing notice was read into the record.

The applicant has requested a continuance.

**MOTION: Ms. Heard moved to continue the public hearing for Scott & Laura J. Crisafulli to December 2, 2020. Mr. Smith seconded.**

**VOTE: Unanimous (6-0-0)**

**C. NOI – Kevin Nickerson, c/o JC Engineering, Inc. – 3 Oak Hill Road**

The public hearing notice was read into the record.

Present before the ConCom: Brad Bertollo, JC Engineering, Inc.

The ZBA is holding a hearing on this property currently.

**MOTION: Ms. Malonson moved to table the public hearing for Kevin Nickerson to later in the meeting. Ms. Heard seconded.**

**VOTE: Unanimous (6-0-0)**

**D. NOI – Lynn Bell, c/o Outback Engineering, Inc. – 50 Great Neck Road**

The public hearing notice was read into the record.

Present before the ConCom: Jenna Hudson  
Jason Youngquist, Outback Engineering, Inc.

Mr. Pichette described the project. The property is located at 50 Great Neck Rd. The project involves the upgrading a septic system in the buffer zone to BVW. Erosion control will be used. No DEP number has been assigned at this time.

Mr. Youngquist discussed location of the leach field & issues w/ moving it. The project was approved by the BOH.

**MOTION: Mr. Besse moved to continue the public hearing for Lynn Bell to December 2, 2020. Ms. Heard seconded.**

**VOTE: Unanimous (6-0-)**

**V. CONTINUED PUBLIC HEARINGS**

- A. NOI – Borrego Solar Systems, Inc., c/o Beals & Thomas, Inc. – 150 Tihonet Road – SE76-2613**
- B. NOI – Borrego Solar Systems, Inc., c/o Beals & Thomas, Inc. – 140 Tihonet Road – SE76-2611**

Present before the ConCom: Stacey Minehan, Beals & Thomas, Inc.  
Zack Fargus, Borrego Solar Systems, Inc.

Ms. Minehan stated there are no updates for 140 Tihonet Rd. & revisions to plan are ongoing.

Ms. Minehan stated revisions to plans have been submitted for 150 Tihonet Rd. & noted comments from the Town Engineer will be included in another revised plan to be submitted. She noted changes to the

current revised plan & displayed said plans. She spoke re: a request for a waiver from the 50 ft. no activity zone in the northeast corner for an access road. No clearing will be needed for said access road.

**MOTION: Mr. Besse moved to continue the public hearings for Borrego Solar Systems, Inc. (150 & 140 Tihonet Rd.) to December 2, 2020. Mr. Smith seconded.**

**VOTE: Unanimous (6-0-0)**

**C. NOI – 290 Glen Charlie Road, LLC, c/o G.A.F. Engineering, Inc. – 290 Glen Charlie Road – SE76-2640**

Present before the ConCom: Bill Madden, G.A.F. Engineering, Inc.  
Jamy Madeja, Attorney

Mr. Pichette described the project which consists of replacing flumes in the buffer zone to wetlands & riverfront area. A site visit occurred w/ members & he emailed draft conditions to members as well. He briefly reviewed the revised plan submitted.

Mr. Madden discussed additional notes & revisions on revised plan. Discussion ensued re: the draft proposed conditions, any changes & whether to address the two violations w/in the OOC or separately. The attorney requested the two violations be withdrawn from this OOC & addressed in a letter. Mr. Pichette feels they should remain. ConCom members concurred to keep the two violations w/in the OOC.

**MOTION: Ms. Malonson moved to close the public hearing for 290 Glen Charlie Road, LLC. Mr. Smith seconded.**

**VOTE: Unanimous (6-0-0)**

**MOTION: Ms. Heard moved to grant an Order of Conditions for 290 Glen Charlie Road, LLC w/ standard conditions & the added conditions 1-26 proposed by the Agent. Mr. Smith seconded.**

**VOTE: Unanimous (6-0-0)**

**VI. EXTENSION REQUESTS**  
**VII. ENFORCEMENT ORDERS**

**A. Boone Ferri – 16 Jobs Island Road**

Present before the ConCom: Boone Ferri

Discussion ensued re: ConCom meeting at the site next Tuesday.

**NOTE: The meeting went back to item IV. Public Hearings – C. NOI – Kevin Nickerson, c/o JC Engineering, Inc. – 3 Oak Hill Road**

Present before the ConCom: Brad Bertollo, c/o JC Engineering, Inc.

**MOTION: Mr. Besse moved to un-table the public hearing for Kevin Nickerson. Ms. Heard seconded.**

**VOTE: Unanimous (6-0-0)**

Mr. Pichette described the project. The property is located at 3 Oak Hill Rd. The project involves the demolition of an existing dwelling & reconstruction of a 32x36 ft. new dwelling in buffer zone to a coastal bank. A deck is proposed to be reconstructed as well. The new dwelling expands the footprint into the 30 ft. no activity zone. He recommended lessening the footprint to take it out of the 30 ft. no activity zone.

Mr. Bertollo discussed at length the project details, plans, footprint of structures & photos of property. Discussion ensued re: larger structure footprint, work proposed in the 30 ft. no activity zone & the project in general.

**MOTION: Ms. Malonson moved to continue the public hearing for Kevin Nickerson to December 16, 2020. Mr. Smith seconded.**

**VOTE: Unanimous (6-0-0)**

**B. Scott Vajgrt – 34 Pont Pleasant Circle**

Not handled.

**VIII. CERTIFICATE OF COMPLIANCE**

- A. Nancy Libardoni – 30 Lakeview Drive – SE76-2304**
- B. Nancy Libardoni – 30 Lakeview Drive – SE76-2515**
- C. Paul Feeney – 55 Burgess Point Road**

Certificates of Compliance not handled.

**IX. ANY OTHER BUSINESS/DISCUSSION AND OR VOTE**

- A. Discussion: Next meeting dates**
- B. Discussion: Appointments/Reappointments**
- C. Discussion: Conservation Restriction/Stewardship**
- D. Discussion: Bills**

**X. ADJOURNMENT**

**MOTION: Ms. Malonson moved to adjourn the meeting. Mr. Besse seconded.**

**Unanimous (6-0-0)**

Date signed: 9/16/2021

Attest: Sandy Slavin

Sandy Slavin, Chair

**WAREHAM CONSERVATION COMMISSION**

Date copy sent to Wareham Town Clerk: \_\_\_\_\_