



**Raynham Conservation Commission  
Raynham, Massachusetts  
Regular Meeting  
February 2, 2022 @ 5:30pm  
Donald L McKinnon Meeting Room**

**Members Present:**

Mr. Dave McRae – Chairman  
Mr. Bill Reynolds – Commissioner  
Mr. Kevin Moreira – Commissioner

**Staff Present:**

Mr. Azu Etoniru Conservation Consultant  
Ms. Dawn Caradonna – Recording Secretary  
Ms. Claudette Perry – Conservation Assistant

**Arrived Late: 5:34pm** - Mr. William Campbell – Commissioner

***Called to Order:***

Mr. Dave McRae called the meeting to order at 5:30pm  
All Conservation Commission meetings are recorded.

**All Public Hearings and Meetings heard by the Raynham Conservation Commission on this date held at the Raynham's Veteran's Memorial Town Hall, Donald L. McKinnon Meeting Room, 558 South Main Street, Raynham, MA are relative to filing and joint hearings and/or meetings under M.G.L Ch 131, Section 40, as amended, and the Town of Raynham Wetland Protection Bylaw.**

**FORMAL**

**Continued Request for Amended Order of Conditions – 1000 New State Highway, SE 269-0934**

Mr. McRae informed that the applicant emailed the Conservation Commission office today with a request to continue the Public Hearing until the next Conservation Commission Meeting.

**MOTION:** Moved by Mr. Reynolds and seconded by Mr. Moreira to continue the Public Hearing for Request for Amended Order of Conditions, 1000 New State Highway, SE 269-0934 until February 16, 2022 at 5:30pm. Discussion: None. Vote: 3-0-0

Due to the lateness of the request, Mr. McRae informed that a fine will be assessed.

**5:34pm** - Mr. William Campbell arrived

**Notice of Intent – 90 Cody Lane, SE 269-1025**

Mr. Moreira read the Public Hearing Notice

Mr. Michael Tiverton, applicant was present.

The project is for a two-story garage addition within the buffer zone. The wetland study was conducted on September 22, 2021. The proposed work will be just outside the 25 foot no touch and the proposed garage will be erected on a slab. All construction will be on an existing lawn. Mr. Etoniru informed that due to excessive topographic info, the site plan with dimensions will need to be signed and stamped by the survey who conducted the work.

Due to the plans requiring a stamp and signature, the Commission cannot close the hearing at this time.

Mr. Tiverton requested a continuance.

**MOTION:** Moved by Mr. Reynolds and seconded by Mr. Moreira to continue the Public Hearing for a Notice of Intent, 90 Cody Lane, SE 269-1025 until February 16, 2022 at 5:30pm. Discussion: None  
Vote: 4-0-0

**Continued Notice of Intent – 77 Broadway SE 269-1026**

Mr. Eric Dias, Strong Point Engineering was present. A revised set of plans were presented to the Commission which included ground water calculations and the addition of a fence with mesh for debris. Water quality trenches were expanded to treat more of the recharge.

The plans presented were stamped by a surveyor.

Mr. Etoniru recommended approving the Notice of Intent

**MOTION:** Moved by Mr. Moreira and seconded by Mr. Campbell to close the Public Hearing for a Notice of Intent, 77 Broadway, SE 269-1026. Discussion: None. Vote: 4-0-0

**MOTION:** Moved by Mr. Moreira and seconded by Mr. Campbell to issue the Order of Conditions, SE 269-1026 with standard conditions including waiver of 25 feet due to existing site. Discussion: None. Vote: 4-0-0

**Request for Determination of Applicability – Plot 58 Richmond Street**

Mr. McRae read the Public Hearing Notice

Present was Mr. Frank Gallagher, Gallagher Engineering, Foxboro, MA

The proposed project is for a single-family home, garage, utility, driveway and landscaping. The parcel of land is approximately 25 acres with the construction of the house located on a small corner portion of the land. The land is an active cranberry bog and all work falls within the agricultural use of the property. The plans show soil testing, onsite septic, well and driveway. Also proposed is a detached garage, 40 x 60 feet, within the buffer zone to be constructed in an area cleared and in use.

Mr. Etoniru discussed a similar project the Commission reviewed previously. The use of the house is for workers who are onsite.

Owner, Mr. Chris Lebowski, was present. He informed that the parcel has been a farm since the 1970's, and he has owned it for the past five years, with it being an active farm.

Abutter, Ms. Jackie Hughes of Richmond St, was present. She informed that there is a right-a-way on her property for the cranberry bog and that she is the owner of the two ponds which feeds the bogs.

Mr. Lebowski informed that the land was surveyed, and all bounds have been located.

Ms. Hughes questioned if the applicant can build without frontage. Mr. McRae informed that frontage requirement is through the Building Department, but the land is also agricultural and is somewhat out the of hands of the Commission.

**MOTION:** Moved by Mr. Reynolds and seconded by Mr. Moreira to close the Public Hearing and approve the Request for Determination of Applicability, Plot 58 Richmond Street with a Negative 3 and conditions for erosion control to be inspected prior to work beginning. Discussion: None. Vote: 4-0-0

**Request for Determination of Applicability – 300 Church Street**

Mr. McRae read the Public Hearing Notice

Present was Mr. Frank Gallagher, Gallagher Engineering, Foxboro, MA

The proposed project is for the construction of a detached garage with associated utility, driveway and landscaping. Currently, the parcel has an existing lawn, garage and parking area. The proposed is for an additional garage, approximately 84 x 28 feet, to be used for maintenance utility vehicles. The proposed additional pavement will be a continuous flow from the existing pavement. There is a small portion that is a riparian zone, about 200 feet, that goes into the river. The plans denote two substantial foundations existing on the property; with no buildings. Mr. Gallagher informed that the foundations are grown over. A chain link fence exists along the rear of the property and there will be no clearing at the 24-foot contour. Mr. Etoniru did not have any issues with the proposed project.

**MOTION:** Moved by Mr. Reynolds and seconded by Mr. Moreira to close the Public Hearing and issue the Request for Determination of Applicability, 300 Church Street with a Negative 3. Discussion: None. Vote: 4-0-0

**Request for Determination of Applicability – 72 Queens Circle**

Mr. Jeffrey Scott was present. The Commission discussed the advertisement necessary for the Public Hearing. Mr. Scott will need to advertise the Public Hearing for a future meeting. No action taken.

**Enforcement Order**

Discussion – 221 South Street East

Mr. Etoniru informed correspondence was received which included pictures of the erosion control around the property. There are no plans, but the homeowner is working to hire an engineer and attorney.

**General Business**

Acceptance of Minutes – January 5, 2022

**MOTION:** Moved by Mr. Reynolds and seconded by Mr. Moreira to accept the Conservation Commission Minutes of January 5, 2022 as printed. Discussion: None. Vote: 4-0-0

Bills

The Commission approved and signed bills presented.

Site Visit

No site visits scheduled

DID ANYONE RECUSE HIMSELF OR HERSELF, OR LEAVE EARLY; IF SO, FOR WHAT HEARING: NO

**ADJOURNMENT**

Mr. McRae asked for a motion to adjourn.

**MOTION:** Moved by Mr. Campbell and seconded by Mr. Moreira to adjourn from the Conservation Commission Meeting of February 2, 2022 at 6:30pm with no business to be conducted afterwards. Vote: 4-0-0

*Respectfully submitted,*

*Dawn Caradonna  
Recording Secretary*

**Next Scheduled Meeting**

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| February 16, 2022 @ 5:30pm |
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