



**Raynham Conservation Commission
Raynham, Massachusetts
Regular Meeting
June 15, 2022 @ 5:30pm
Donald L McKinnon Meeting Room**

Members Present:

Mr. Dave McRae – Chairman
Mr. Bill Reynolds–Commissioner
Mr. William Campbell-Commissioner

Staff Present:

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

Absent: Mr. Kevin Moreira – Commissioner

Called to Order:

Mr. Dave McRae called the meeting to order at 5:30pm and informed that 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 Notice of Intent – 0 Broadway, SE269-1029

Present was Mr. Greg Driscoll, Driscoll, Engineering. PMP Associates

Revised plans with drainage study and pipe that goes under Rt. 138. No change from free to post and flow through that pipe. Revised wetland replication plan 1:1 and buffers coincide with new edge of wetlands which are outside the 25 foot no touch for all work. Revised calculation for large basin in the back which still works the same as it did. There is no outflow up to and including the 100-year storm. Included a rip-rap sizing calculation for the outlet as well.

Natural Heritage letter received, March 23, 2022, determination is that the property is not a take and there is no issue with MEPA either.

Mr. Etoniru visited the site and his main concerns were discussed by Mr. Driscoll tonight.

As recommended by Mr. Etoniru, a barrier/signage at the 25-foot no touch, or a guardrail due to trucks on site.

Mr. McRae asked if the front basin will be a wet. Mr. Driscoll informed that it will remain as a dry basin.

Motion: Moved by Mr. Reynolds and seconded by Mr. Campbell to close the Public Hearing for the Notice of Intent – 0 Broadway, SE269-1029. Discussion: None. Vote: 3-0-0

A necessary deposit is needed for inspection. Monitoring of ground water and the install of a guardrail should be added to the plan before work commences. Mr. McRae informed that if Raynham Planning Board or Zoning has any significant modification, applicant will need to come back before the Commission.

Motion: Moved by Mr. Reynolds and seconded by Mr. Campbell to issue an Order of Condition – 0 Broadway, SE269-1029 with the following conditions-deposit of fees for inspection; any changes through

Planning Board or Zoning Board of Appeals would constitute applicant coming back before the Conservation Commission for amended Order; guardrail installed and continued monitoring of ground water. Discussion: None. Vote: 2-1-0 (Mr. McRae opposed)

Continued Notice of Intent – 1023 Broadway, SE269-1030

Present was Rihanna Summers, Epsilon Associates, Mr. Chris Moula, GPI and Mr. Mike Durant, Noria. Revised permit drawings and wetland replication design to show 3:1 ratio was submitted. Since the revision area is larger, an updated wetland replication report was submitted to reflect revised planting plan and additional shrubs. Updated filing fees have been made.

Mr. Moula informed of the significant changes to the plans which were the removal of the transformer pad outside the 25-foot buffer, shifting of the underground fuel storage tanks approximately 5-10 feet outside the 25-foot buffer, tightened up the grading and the retaining wall which reduced the wetland impact down to 1385sq. ft. and increased wetland replication area for a 3:1 area.

Stormwater Management - Upgraded the underground detention system located in the front of the site and removed the underground infiltration system which was partially below the parking lot and green area. Revised plans based on Planning Board comments that was received from Nitsch Engineering. Changes to landscaping and utility connections. Comments were received today from Mr. Etoniru and will be reviewed. Within the comments, Mr. Moula said "I disagree with one comment with regards to calling the project a redevelopment." "In our drainage report, we are calling it a mix/new development and the stormwater standards fully comply with the new development criteria."

A continued Public Hearing for the Planning Board is scheduled for July 7, 2022. Mr. Etoniru spoke of the closure of one hearing while working with other boards. It has always been the Commission's role to work on approvals simultaneous with other boards.

Mr. McRae asked about snow storage. Mr. Moula informed that it will be within the parking areas and any excess snow from a storm will be removed off site.

Mr. Etoniru said a 3:1 replication sounds good, but a lot of clearing. Reducing replication area may be better, he does not see the benefit of a 3:1 replication area. Normally, Mr. McRae said "I would agree with Mr. Etoniru, but the site has a lot of underbrush, old brush with no mature trees."

Mr. Campbell questioned the curbing around the tank fill location. He was informed that the curbing will be a raised vertical concrete.

Mr. Moula asked if the Commission had any other concerns to be addressed.

Mr. McRae informed that the Commission will require signage around the replication area stating, "no work beyond this point" and a maintenance plan for cleaning the area.

Mr. Moula requested a continuance.

Motion: Moved by Mr. Reynolds and seconded by Mr. Campbell to continue the Public Hearing for a Notice of Intent – 1023 Broadway, SE269-1030 until July 13, 2022 at 5:30pm. Discussion: None.

Vote: 3-0-0

Mr. Etoniru suggested written response from the applicant on the review from Mr. Etoniru before coming before the commission.

Continued Abbreviated Notice of Resource Area Delineation – 904 Pine Street, SE269-1031

Present was Mr. Bruce Webb, Ecosystem Solutions, Warwick, RI representing Evan Watson.

Following a site visit, changes made to the delineation on site and revised plan submitted. The "C" series wetlands, south of the property, was continued and closed in a loop. Plan expanded to include all wetlands on the property. Property line and wetland flags were picked up by survey.

Mr. Reynolds informed that all flags were found and identified the wetlands within the buffer. Core sampling was performed and seemed to be fine. Wetland delineation was agreed upon on site.

Mr. Etoniru stated that the resources as shown on the plan have been reviewed and no other resources have been reviewed or approved.

Updated map submitted to the Commission.

Motion: Moved by Mr. Reynolds and Mr. Campbell to close the Public Hearing for the Abbreviated Notice of Resource Area Delineation – 904 Pine Street, SE 269-1031. Discussion: None. Vote: 3-0-0

Motion: Moved by Mr. Reynolds and Mr. Campbell to approve the Abbreviated Notice of Resource Area Delineation – 904 Pine Street, SE 269-1031. Discussion: None. Vote: 3-0-0

Request for Determination of Applicability – Massachusetts Coastal Railroad (MCRR), Right-of-Way
No representation present

Mr. Etoniru informed that it is a courtesy from MCRR on work in the right-of-way.

Enforcement Order – Discharge, 1000 New State Highway, SE 269-0934

A new Order of Conditions was issued and throughout the process, the Board was served papers from the original owner. The Town of Raynham has reached an agreement. The attorney for the former owner would like a formal vote to lift the Enforcement Order.

Motion: Moved by Mr. Reynolds and seconded by Mr. Campbell to reaffirm that the conditions as stated in the original Enforcement Order has been satisfied, therefore the Conservation Commission rescinds the Enforcement Order. **Discussion:** None. Vote: 3-0-0

South Street East

A letter dated May 19, 2022 was sent to the property owner regarding work done on the property. Following a site visit, the property owner installed hay bales and silk fencing.

The homeowner informed that he has contacted engineering firm who have stated they are 6-8 weeks out. He has since contracted with Mark Rodrick, Somerset for a reclamation plan within the next three weeks. The property line was surveyed by the neighbor. Mr. McRae informed that the neighbor staked the property, and he should be careful.

Mr. McRae would like to see some type of definite movement and plan in hand by the Conservation meeting on August 3, 2022.

Motion: Moved by Mr. Campbell and seconded by Mr. Reynolds to continue with the stipulation and the Enforcement Order continues and amended to include August 3, 2022 meeting date for reclamation plan. If applicant does not appear before the Commission on this date with a plan, fines will be opposed at \$100 per day beginning from the date of the violation, if homeowner complies, the Commission may waive fines as mentioned. Discussion: None. Vote: 3-0-0

INFORMAL

Certificate of Compliance – 102 Lounsbury Drive

Mr. Etoniru recommendation is to issue the Certificate of Compliance. Ms. Perry contracted the them for a signed/stamped as-built plan.

Motion: Moved by Mr. Reynolds and seconded by Mr. Campbell to issue a Certificate of Compliance – 102 Lounsbury Drive pending receipt of a signed/stamped as-built plan. Discussion: None. Vote: 3-0-0

General Business

Acceptance of Minutes – May 18, 2022

Motion: Moved by Mr. Reynolds and seconded by Mr. McRae to accept the Conservation Commission Minutes of May 18, 2022 as printed. Discussion: None. Vote: 2-0-1 (Mr. Campbell abstained)

Correspondence

201 N Main Street

Formal letter sent today for permission to visit property for potential violation.

The Commission received a letter from the Board of Selectmen regarding work being done at Borden Colony.

The Commission received from the Highway Department a list of on-going projects through the summer.

Bills

The Commission approved and signed bills presented.

Miscellaneous

Present was Mr. Riley D. Menconi who is interested to serve on the Conservation Commission.

Mr. McRae offered Mr. Menconi to join the Commission and informed him of courses offered through MACC. Mr. McRae will reach out to the Board of Selectmen for their approval.

Schedule Site Visit

None

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. Reynolds and seconded by Mr. Campbell to adjourn from the Conservation Commission Meeting of June 15, 2022 at 6:24pm with no business to be conducted afterwards.

Vote: 3-0-0

Respectfully submitted,

Dawn Caradonna

Recording Secretary

Next Scheduled Meeting

July 13, 2022 @ 5:30pm
