



Environmental Stewardship Department/
Conservation Commission

City of New Bedford
Jonathan F. Mitchell, Mayor

Meeting Minutes of the Conservation Meeting of
January 20, 2015
Brooklawn Senior Center

Members Present

John R. Radcliffe, Chairman
Craig Dixon, Vice Chairman
Paul Pacheco

Members Absent

Dennis Audette
Jacob Gonsalves

Staff Present

Agent Sarah Porter
Sandy Douglas, Administrative Specialist

Chairman Radcliffe called the meeting to order at 6:30 p.m.

HEARINGS:

None.

OLD BUSINESS:

1. (Continued from 10/7/13, 10/22/13, 11/12/13, 11/26/13, 12/10/13, 1/7/14, 2/8/14, 2/19/14, 3/4/14, 3/19/14, 4/1/14, 4/25/14, 5/6/14, 5/20/14, 6/3/14, 6/17/14, 7/1/14, 7/15/14, 8/5/14, 8/19/14, 9/2/14, 9/16/14, 10/7/14, 10/21/14, 11/4/14, 11/18/14, 12/2/14, 12/16/14, 1/6/15) - A Request for Determination of Applicability as filed by Ron Labelle, City of New Bedford Commissioner of Public Infrastructure for property identified as 1350, 1296, 1232, 1216, 1182 & 1174 Sassaquin Avenue, New Bedford (Map 138, Lots 445, 81, 67, 69, 60, 392, and 191) and the Swallow Street and Sassaquin Avenue Rights of Way. Applicant proposes to upgrade the storm water management system in the Buffer Zone. Representative is David Fredette of the Department of Public Infrastructure. **CONTINUED UNTIL END OF MARCH, 2015 PER DPI'S REQUEST.**
2. (Continued from 12/16/14 & 1/6/15) - A Request for Determination of Applicability as filed by John Fernandes Jr., and Marsha Fernandes for property located at 1219 East Rodney French Boulevard (Map 8, Lot 226). Applicant proposes to reconstruct a porch and stairway in the Velocity Zone of the Coastal Floodplain. Representative is Steven Gioiosa of SITEC, Inc.

Agent Porter advised that the plans have not yet been received from Mr. Gioiosa.

CONTINUED HEARINGS:

1. **(SE49-0711) - (Continued from 12/2/14, 12/16/14 & 1/6/15) - A Notice of Intent as filed by Ronald Labelle, Commissioner of Public Infrastructure for the City of New Bedford for property known as the Sawyer Street Outfall (Map 93, Lot 265).** Applicant proposes to install a tide gate in the existing Combined Sewer Overflow which discharges into the Acushnet River. Representative is Danielle Gallant of CDM Smith. **CONTINUED UNTIL FURTHER NOTICE PER APPLICANT'S REQUEST**
2. **SE49-0712 – (Continued from 1/6/15) - A Notice of Intent as filed by Erick D'Leon, Manager of the New Bedford Regional Airport for property identified as 1569 Airport Road (Map 122, Lot 3; Map 123, Lot 3; Map 124, Lot 28 & Map 125, Lot 22).** Applicant proposes to reconstruct Taxiway A in the Buffer Zone with temporary impacts to Bordering Vegetated Wetlands for construction access. Representative is Amanda Atwell of Epsilon Associates.

Amanda Atwell of Epsilon Associates was present together with Erick D'Leon. Ms. Atwell advised that notice from Natural Heritage has been received and they have issued a no effect on resource area.

Chairman Radcliffe inquired whether there was anyone present who wished to comment on this matter. None heard.

Agent Porter recommended the following special conditions in addition to the standard conditions: 1) that Phase I of the reconstruction of Taxiway A is to be stabilized prior to the initiation of Phase II; 2) wetland flags be relocated in the field wherever the wetland boundaries fall within 100' of the proposed work; 3) upon removal of the swamp mats that all ruts within the BVW are to be smoothed out with a rake and seeded with wetland seed mix if necessary.

Commissioner Dixon made a motion to approve with the conditions as read by the Agent. Motion was seconded by Commissioner Pacheco. All in favor. Motion carries.

NEW BUSINESS:

1. **SE49-0707 – A Request for Certificate of Compliance as filed by Norman E. Nicholas for property identified as Tori Lynn Drive (Map 130A, Lot 796).** Representative is Kenneth R. Ferreira of Kenneth R. Ferreira Engineering.

Mr. Kenneth Ferreira was present on behalf of the applicant and advised the Commission that there is a closing scheduled for tomorrow on this property and they are requesting a Certificate of Compliance.

Agent Porter advised that the new owners have already signed the acknowledgment to satisfy Condition #50 and the signs have been posted on both sides of the split rail fence. Agent Porter has visited the site and it's in compliance.

Agent Porter recommended the issuance of a Certificate of Compliance with the two ongoing special conditions #50 upon completion of construction the split rail fence is to be installed along the haybale boundary to establish a no disturbance zone in perpetuity, two signs shall be placed on the split rail fence stating "A protected conservation area exists beyond this fence and is to remain undisturbed per Order of the New Bedford Conservation Commission" and Condition #51 that upon land transfer the owner or any successor shall require the buyer to sign an acknowledgment that they have read and understood Condition #50. Said acknowledgement shall be notarized and forwarded to the Commission.

Commissioner Dixon made a motion to issue the Certificate of Compliance as recommended by the Agent with conditions as read. Motion was seconded by Commissioner Audette. All in favor. Motion carries.

2. Agent Updates

CARDINAL PLACE

Agent Porter advised the Commission that she met with Scott Turner last week at Cardinal Place and they are putting in some drainage and he was out there to inspect that and found everything to be going okay and advised them to keep their erosion controls clean.

PALMER'S ISLAND

Agent Porter advised that she received a plan of how they are going to install the 6'x 6' cedar post rails. First they are going to core a 2" diameter hole, 1' deep into the rock and then cement a 1 1/2" by 2' galvanized pipe into the rock with hydraulic cement and then drill a 2" by 1' hole in the bottom of the 6'x6' post. Then will slide the post over the 1 1/2" pipe and secure with bolts and post will be cut at 45 degrees and also have a 2" diameter hole drilled through them 5" below the top to accept the 1 1/2" rope.

Commissioner Dixon inquired as to how galvanized pipe is going to handle the saltwater. Agent Porter replied that it should be OK.

3. Draft Sassaquin Pond Watershed Ordinance

Agent Porter advised that she has spoken to Scott Turner at Nitsch Engineering today with regard to the Sassaquin Pond Watershed Ordinance and he is available to appear at the next meeting to speak with the Commission. The Commission agreed that he should appear at the next meeting to discuss this matter.

4. MACC Annual Conference February 28th, 2015 at Holy Cross, Worcester MA.

Agent Porter advised the Commissioners that the MACC Annual Conference is Saturday, February 28th and would like to know who is interested in attending so that Sandy may register them.

Commissioner Dixon, Commissioner Audette and Commissioner Gonsalves might be available to go and will let Sandy know.

5. Election of Officers

Commissioner Audette stated that he would like to keep the Officers as they are presently. Commissioner Audette made a motion to nominate John R. Radcliffe as Chairman. Motion was seconded by Commissioner Dixon. All in favor. Motion carries. Commissioner Radcliffe accepted said appointment.

Commissioner Audette made a motion to nominate Craig Dixon as Vice-Chairman. Motion was seconded by Commissioner Pacheco. All in favor. Motion carries. Commissioner Dixon accepted said appointment.

6. General Correspondence

A motion to adjourn was made by Commissioner Dixon at approximately 6:50 pm. Motion was seconded by Commissioner Pacheco. All in favor. Motion carries.

Respectfully submitted,

Sandy Douglas
Administrative Specialist

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