



POSTED BY TOWN
CLERK'S OFFICE:
Date: 7/25/2024
Time: 11:04 AM
Member of Town Clerk's Office:
MM

TOWN OF MIDDLEBOROUGH
OFFICIAL MEETING POSTING FORM

NAME OF PUBLIC BODY: Middleborough Conservation Commission

DAY AND DATE OF MEETING: Thursday, August 1, 2024

TIME OF MEETING: 6:45 PM

MEETING LOCATION: Town Hall, 10 Nickerson Avenue, BOS Meeting Room and Virtual Meeting Pursuant to Governor Baker's March 12, 2020 Order, and Governor Healey's Extended Order on March 31, 2023 to expire March 31, 2025, Suspending Certain Provisions of the Open Meeting Law. Zoom address is listed below.

MEMBER OF PUBLIC BODY POSTING MEETING: ^{JB}Jennifer Bruillard, Junior Clerk

***FOR CANCELLATIONS**

MEMBER OF PUBLIC BODY CANCELLING MEETING: [Type text]

CANCELLATION POSTED BY TOWN CLERK'S OFFICE: **DATE:** **TIME:**

AGENDA

1. **6:45 PM** **Administrative:** a. Accounting; b. Minutes; c. Request for Group Use d. Office Forms and Procedures – By Law; Election of Officers; Beaver Conflict Resolution Application – 260 Everett Street; October Special Town Meeting Warrant Articles; Senior Clerk; Land Steward e. Conservation Lands
2. **6:50 PM** **Discussion** – Tanglewood Conservation Restriction
3. **7:05 PM** **Discussion** – Hunting - Draft Conservation Land Rules & Regulations Review
4. **7:20 PM** **Request for Determination of Applicability for 64 Leona Drive, (M 38, L 594), 64 Leona Property Owner, LLC, c/o Lincoln Property Company, (Bohler Engineering MA, LLC).** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), to identify resource areas.
5. **7:30 PM** **Request for Determination of Applicability for 22 Warren Avenue, (M 49Q, L 6355), Thomas White.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), to identify resource areas.
6. **7:40 PM** **Abbreviated Notice of Resource Area Delineation for 28 Harding Street, (M 47, L 1232), Sayed Halabi, (Silva Engineering Associates), DEP#SE220- .** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), to review and vote on wetland delineation.

Pursuant to MGL Chapter 30A, § 18-25,

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7. 7:55 PM **Notice of Intent for 9 Charmark Circle, (M 107, L 2087), Manuel Ponte, Backyard Paradise Pools, DEP#SE220-** . In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), to install an in-ground pool within 100' of a bordering vegetated wetland.
8. 8:10 PM **Notice of Intent for Harper Lane, (M 78, L 554), Joe Arruda, (Zenith Consulting Engineers, LLC), DEP#SE220-1648.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), for the construction of a stormwater infiltration basin with associated grading and clearing within 100' of a bordering vegetated wetland.
9. 8:25 PM **Notice of Intent for 99 Tispaquin Street, (M 67, L 249), Todd Dibiase, (Zenith Consulting Engineers, LLC), DEP#SE220-1649.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), to upgrade an existing failed septic system within 100' of a bordering vegetated wetland.
10. 8:40 PM **Notice of Intent for 72 Benson Street, (M 110, L 1163 & 1965), L & B Realty Trust, (Zenith Consulting Engineers, LLC), DEP#SE220-1650.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), for the construction of 2 residential duplex buildings with associated grading, drainage, utilities, & landscaping within 100' of a bordering vegetated wetland.
11. **Enforcement Order - 9 Walnut Street, Marc Wilson**
12. **Request for Extension for Lot #2 Taylor Way, (M 51, L 1726), Debra Blais, (Outback Engineering Inc.), DEP#SE220-1504.** Plan of record dated: September 8, 2021. Original Order of Conditions Issued: September 22, 2021.
13. **Request for Extension for Lot #3 Taylor Way, (M 51, L 1764), Debra Blais, (Outback Engineering Inc.), DEP#SE220-1505.** Plan of record dated: July 28, 2021. Original Order of Conditions issued: September, 22, 2021.
14. **Continuation of Request to Amend Order of Conditions for Lot 2 John Perkins Way, (M 100, L 5583), Dr. Perkins, LLC, (Outback Engineering Inc.), DEP#SE220-1501.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), for changes to the dimension, layout, and location of the house, driveway, septic, and grading, as well as the proposal of a garage and a 12x12 deck within 100' of a bordering vegetated wetland. Original Order of Conditions issued: September 9, 2021.
15. **Request for Extension for Lot 2 John Perkins Way, (M 100, L 5583), Dr. Perkins, LLC, (Outback Engineering Inc.), DEP#SE220-1501.** Plan of record dated: August 23, 2021. Original Order of Conditions issued: September 9, 2021.

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16. **Continuation of Notice of Intent for 162 East Grove Street, (M 65, Lots 4027 & 5659, & M 66, Lots 3342, 3348, & 5727), Nic Reuter, Picerne Middleborough LLC, (Allen & Major Associates, Inc.), DEP#SE220-1644.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), for the construction of a residential development, known as Oasis at Middleborough, consisting of 296 residential units, clubhouse with site amenities, and associated infrastructure. Tree clearing, portions of four garages, parking area, stormwater basin, grading, retaining wall, and loam and seed are within 100' of a bordering vegetated wetland and grading will be within 200' of the riverfront area. Hearing opened: June 6, 2024.
17. **Continuation of Notice of Intent for 293 Old Center Street, West Grove Street, & Off West Grove Street, (M48, Lots 533, 3042, 3832, 3165, & M 49, L 955), V.M.D Companies, LLC, (Goddard Consulting, LLC), DEP#SE220-1631.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), for the construction of a +/- 2,755-foot access road with two associated cul-de-sac within 100' of a bordering vegetated wetland. Hearing opened: February 15, 2024.
18. **Continuation of Abbreviated Notice of Resource Area Delineation for Rose Ridge Lane & Richards Way, (M 107, Lots 1576, 1546, 741, 726, 766, 1535, 856, 753, 896, 863, 1665, 1685, 1675, 1595, & 1632), Kevin Welch & John Williams Trustee, (Grady Consulting, LLC), DEP#SE220-1633.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), to review and vote on wetland delineation. Hearing opened: March 21, 2024.
19. **Continuation of Request to Amend Order of Conditions for 607A Wareham Street, (M 102, Lots 3027, 2381, & 1455), BRVI Inc., (Grady Consulting, LLC), DEP#SE220-1453.** In accordance with the provisions of the Massachusetts Wetland Protection Act (M.G.L. CH. 131, §40), to place gravel and regrading along areas of new wetland flagging along the eastern wetland, elimination of basin #2, extensions of basin #2, extensions of basin #3, #4, & #5, eliminate building drywells, propose 2 subsurface detention systems, and propose 2 subsurface infiltration systems, within 100' of a bordering vegetated wetland. Hearing opened: October 29, 2020. Original Order of Conditions issued: January 5, 2021. Extension until: January 5, 2027.
20. **Request for Certificate of Compliance for 39 Rocky Meadow Street, DEP#SE220-1545.** They proposed clearing of dead trees at the rear of the property, cleanup area at the top of slope and planting new shrubs on sloped perimeter. The Order of Conditions Plan of Record is dated: April 7, 2022.
21. **Request for Certificate of Compliance for Off Wareham Street, DEP#SE220-611.** They proposed replacement of a septic system within the buffer zone of bordering vegetated wetlands. The Order of Conditions Plan of Record is dated: January 15, 1998.

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- 22. **Request for Certificate of Compliance for Wareham Street, DEP#SE220-1002.** They proposed to construct a roadway in riverfront area and within bordering vegetated wetland, as well as construction of roadway and a drainage basin within 100' of a bordering vegetated wetland. The Order of Conditions Plan of Records are dated: February 26, 2007, April 27, 2007, & May 27, 2007.
- 23. **Request for Certificate of Compliance for 35 East Main Street, DEP#SE220-1434.** They proposed removal of weeds and invasive species, grade landscape away from building and remove broken limbs to make right of way safe within the 200' riverfront area and floodplain to the Nemasket River. The Order of Conditions Plan of Record is dated: October 2, 2019. The As Built Plan was received on July 8, 2024.
- 24. **Agent: a.** Ch.61A Thompson and Precinct Street; **b.** 164 Everett Street; **c.** 58 East Grove Street; **d.** 64 Benson Street; **e.** Fort Hill Land Protection; **f.** off West Grove Street (restoration) DEP#SE220-1597; **g.** Bog Properties at Carver Town Line; **h.** Cranberry Wood Subdivision; **i.** Master Plan; **j.** 240 Plymouth Street (DEP#SE220-1628); **k.** 352 West Grove Street; **l.** 625 Wareham Street; **m.** Tispaquin Pond Milfoil; **n.** Town Land off Gibbs Road (Tispaquin Pond); **o.** 182 Miller Street; **p.** Spruce Street (M 108, L 4272); **q.** 804 & 808 Orchard Court (Oak Point)
- 25. **Conservation Commissioner Reports – CPC; OSRP**
- 26. **Mail/Correspondence**

Topic: Middleborough Conservation Commission August 1, 2024 Meeting
Time: Aug 1, 2024 06:30 PM Eastern Time (US and Canada)

Join Zoom Meeting
<https://us06web.zoom.us/j/87310460370>

Meeting ID: 873 1046 0370

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