



**Pembroke Conservation Commission
Minutes of the Meeting of
December 7, 2023**

Disclosure: These minutes are not verbatim – they are the administrative agent’s interpretation of what took place at the meeting.

Open Meeting Law, G.L.c. 30A § 22.

All materials presented during this meeting are available in the Pembroke Conservation Commission office.

At 7:00PM Vice Chair, Theresa Harling opened the meeting, (Chair Art Egerton had not arrived yet), and stated, “Please note that this meeting is being made available to the public through a video and audio broadcast on Comcast Government Access channel for broadcast at future dates. Comments made in open session will be recorded.”

Members present: Arthur Egerton, Chair; Teresa Harling, vice chair; Gino Fellini, member; Rick Madden, member; Robert Clarke, member, and agent; James Campbell, member.

Members not present: Nicole Pelletier, member

Also present: Administrative Agent, Andrew Wandell

ADMINISTRATIVE BUSINESS

Mr. Campbell made a motion to accept the minutes of the November 2nd meeting; Mr. Madden seconded, and the motion passed unanimously.

Agent’s Report: Mr. Clarke will compile a list of projects that have been planned or are in process to assess whether they are being addressed and to assess any progress made. One project is the roof on the Herring Run shack. Others include fish ladders and water flow monitoring between the dams, bogs and ponds in town.

Mr. Egerton joined the meeting at 7:05PM.

Partial Certificate of Compliance – 71 Plymouth Street DEP# SE56-1059– The Administrative Agent explained that the wetlands replication for the project had not been completed and that the partial will only cover the work completed. A cash bond of \$10,000 has been submitted until the replication work is completed. Mr. Fellini made a motion to issue a partial certificate of compliance for 71 Plymouth Street,

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not to include the wetland replication and monitoring for two growing seasons and the post and rail fence seconded by Mrs. Harling, the motion was passed unanimously.

Extension of Order of Conditions - 71 Plymouth Street DEP# SE56-1059 Mr. Fellini made a motion to issue an extension of the order of conditions for 71 Plymouth Street, the motion was seconded by Mr. Madden and was passed unanimously.

Hearings:

Enforcement Order and Notice of Intent – 98 Barker St. & 409 Washington St., (Enforcement Order continued from November 2, 2023, no DEP number has been provided for the Notice of Intent)

Chair, Art Egerton opened the public hearing at 7:15PM. Mr. Spath's attorney had sent a letter to the Commission agreeing to a continuance of the public hearing until the meeting of January 4, 2023.

No additional information has been received from the applicant since the last meeting and no DEP number has been assigned to the NOI submitted.

Mr. Clarke made a motion to continue the public hearing until January 4, 2024, at 7:15PM; the motion was seconded by Mrs. Harling and passed unanimously.

At 7:23 PM Mrs. Harling made a motion to adjourn seconded by Mr. Madden. The motion passed unanimously.

Materials and Exhibits

Partial Certificate of Compliance – 71 Plymouth Street DEP# SE56-1059

Extension of Order of Conditions - 71 Plymouth Street DEP# SE56-1059

Letter from Attorney Adam Brodsky, Drohan Tocchio & Morgan, P.C. dated December 6, 2023

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