



**MAYOR**  
JON MITCHELL

**City of New Bedford Conservation Commission •  
Department of Environmental Stewardship**

133 William Street • Room 304 • New Bedford, Massachusetts 02740

Telephone: (508) 991.6188

**Conservation • Environmental Stewardship • Resilience**

**Meeting Minutes of the Conservation Meeting of  
January 19, 2021  
REMOTE PUBLIC HEARING VIA ZOOM**

**Members Absent**

**Peter Blanchard, Commissioner**

**Staff Present**

**Bruce Hebbel, Acting Conservation  
Agent**

**Sandy Douglas, Administrative  
Coordinator**

**CALL MEETING TO ORDER**

**Chairman Audette read Conservation Commission Remote Open Meeting  
Procedures as follows:**

This is Conservation Commission Chairman Dennis Audette speaking and opening the remote Conservation Commission meeting of January 19, 2021, at 6:30 PM.

Please permit me to confirm that all members and persons anticipated on the agenda are present and can hear me:

Conservation Commission members when I call your name please respond in the affirmative:  
Vice Chairman Paul Pacheco-Present, Commissioner Peter Blanchard-Present.

Conservation Commission staff please respond in the affirmative: Acting Conservation Agent  
Bruce Hebbel-Present, Administrative Coordinator Sandy Douglas-Present.

This Open meeting of the Conservation Commission is being conducted remotely consistent with Governor Baker's Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth due to the outbreak of the COVID-19 Virus.

The Order allows public bodies to meet entirely remotely so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting.



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Ensuring public access does not ensure public participation unless such participation is required by law. This meeting will feature public comment.

Meeting Materials: All supporting materials have been provided to members of this body and are available on the City website unless otherwise noted. The public is encouraged to follow along using the posted agenda.

### Meeting Ground Rules

Before turning to the first item on the agenda, I will review the ground rules for effective and clear conduct of our business and to ensure accurate meeting minutes:

I will introduce each speaker on the agenda. After they conclude their remarks, I will go down the list of Commissioners, inviting each by name to provide any comment, questions or motions. Please hold until your name is called. Further,

- Please mute your phone or computer when you are not speaking
- Please remember to speak clearly and in a way that helps generate accurate meeting minutes.

For any response, please wait until the Chair yields the floor to you and state your name before speaking.

If Commissioners wish to engage in colloquy with other members, please do so through the Chair, taking care to identify yourself.

After Commissioners have spoken, I will afford public comments as follows:

- I will first ask whether there are any written public comments submitted via email and whether such comments were distributed to the commission prior to the meeting. If time has not allowed for the email comments to be reviewed by the commission prior to the meeting, I will ask that those comments be read aloud by the Conservation Agent.
- I will first ask members of the public who wish to speak to identify with their names and addresses
- Once I have a list of all public commenters, I will call on each by name and afford 3 minutes for any comments.

**Finally, each vote taken in this meeting will be conducted by roll call vote.**

## **OLD BUSINESS:**

**NONE.**

## **NEW BUSINESS:**

**None.**



## **CONTINUED HEARINGS:**

1. **SE49-0735** – (Continued from 3/15/16, 4/5/16, 4/19/16, 5/3/16, 5/17/16, 6/7/16, 6/21/16, 7/5/16, 7/19/16, 8/16/16, 9/6/16, 9/20/16, 10/6/16, 10/18/16, 11/1/16, 11/15/16, 12/20/16, 12/27/16, 1/17/17, 2/7/17, 2/21/17, 3/7/17, 3/21/17, 4/4/17, 4/18/17, 5/2/17, 5/16/17, 6/6/17, 6/20/17, 7/5/17, 7/18/17, 8/8/17, 8/22/17, 9/5/17, 9/19/17, 10/3/17, 10/17/17, 11/7/17, 11/21/17, 12/5/17, 12/19/17, 1/2/18, 1/16/18, 2/6/18, 2/20/18, 3/6/18, 3/20/18, 4/3/18, 4/17/18, 5/1/18, 5/15/18, 6/5/18, 6/19/18, 7/3/18, 7/17/18, 8/7/18, 8/21/18, 9/4/18, 9/17/18, 10/2/18, 10/16/18, 11/6/18, 1/20/18, 12/4/18, 12/18/18, 01/8/19, 1/22/19, 2/5/19, 2/19/19, 3/5/19, 3/19/19, 4/4/19, 4/16/19, 5/7/19, 5/21/19, 6/4/19, 6/18/19, 7/2/19, 7/16/19, 8/6/19, 8/27/19, 9/3/19, 9/17/19, 10/2/19, 10/15/19, 11/5/19, 11/19/19, 12/3/19, 12/17/19, 1/7/20, 1/21/20, 2/4/20, 2/18/20, 3/10/20, 3/24/20, 6/16/20, 7/7/20, 7/21/20, 8/3/20, 8/18/20, 9/1/20, 9/15/20, 10/6/20, 11/3/20, 11/17/20, 12/1/20, 12/15/20, 1/5/21) - A Notice of Intent as filed by Anthony R. DeCosta d/b/a A-1 Asphalt for property located at 1861 Shawmut Avenue, New Bedford (Map 124, Lot 27). Applicant proposes improvements to a soil and aggregate re-cycling facility in the Buffer Zone to Bordering Vegetated Wetlands.

Agent Bruce Hebbel advised the Commission that the Attorney for the City and A-1 Asphalt have been working together and have drafted an access agreement that they are planning to present to the Commission at the next meeting. In the agreement there is an allowance for sixty days to go on site and complete the work. Once the work is complete, they will do the rest of the work in the buffer zone and an inspection will be conducted and a Certificate of Compliance will be issued.

Vice-Chairman Pacheco made a motion to continue to February 2, 2021. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.

Commissioner Peter Blanchard- Vote in favor

Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

2. **SE49-0862** - (Continued from 1/5/21) - A Notice of Intent as filed by Evan Slavitt of AVX Corporation for property identified as 700 & 740 Belleville Avenue (Map 12, Lots 88 & 252). As a result of the Phase IV Remediation Action Plan, this project involves the completion of all remediation activities for the four OU's (OU1, OU2, OU3 & OU4) associated with the disposal site. The activities are in the Riverfront Area and Storm Flowage, Coastal Resource Area, Land Under the Ocean, Coastal Banks, Salt Marshes, Land Containing Shellfish and Land Subject to Coastal Storm Flowage. Representative is Marilyn Wade of Brown and Caldwell. **CONTINUED TO FEBRUARY 2, 2021.**



Vice-Chairman Pacheco made a motion to continue to February 2, 2021. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.  
Commissioner Peter Blanchard- Vote in favor  
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

## **NEW HEARINGS:**

**NONE.**

## **NEW BUSINESS CONTINUED:**

### **1. Agent Updates/General Correspondence**

Agent Hebbel advised that he conducted an inspection of New Plainville Road, they have installed the erosion controls in accordance to the plan and were putting up the sign the next day.

Agent Hebbel advised the Commission that there are a few new hearings expected for the next meeting and that the consultant for Aerovox will be on site next week and ready for the February 2, 2021 meeting.

Chairman Audette advised that they have started work at Davy's Locker and they were supposed to notify the Commission prior to work commencing. Chairman Audette requested that Agent Hebbel do a site inspection to make sure the DEP File # is up and that erosion controls are in place.

### **2. Approval of January 5, 2021 Meeting Minutes**

Commissioner Blanchard made a motion to approve the Meeting Minutes of January 5, 2021. Motion was seconded by Vice-Chairman Pacheco.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.  
Commissioner Peter Blanchard- Vote in favor  
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries



# **ADJOURN**

Vice-Chairman Pacheco made a motion to adjourn at approximately 6:39. Motion was seconded by Vice-Chairman Pacheco.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.  
Commissioner Peter Blanchard- Vote in favor  
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries

Respectfully submitted,

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Sandy Douglas, Administrative Coordinator

