

TUESDAY, AUGUST 04, 2020 6:30 P.M., ZOOM VIDEO CONFERENCE (HELD REMOTELY)

MARSHFIELD TOWN HALL, 870 MORaine STREET, MARSHFIELD, MA

MEMBERS PRESENT – James Kilcoyne (JK) Chair, Bert O'Donnell (BO) Vice Chair, Arthur Lage (AL), Joe Ring (JR), Rick Carberry (PC), Craig Hannafin (CH), Bill Grafton, Conservation Administrator (BG)

MEMBERS NOT PRESENT – None

CALL TO ORDER – JK motions to open the meeting at 6:30 PM. CH second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

MINUTES

- The minutes of the July 21, 2020 meeting were presented for approval. No comments or suggested changes were received, and none were made on the floor.
- JK motions to accept the July 21, 2020 minutes as written. AL second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

CHAIRMAN'S ADDRESS

- JK notes for the record that meetings will be held remotely until further notice as per the Governor's Emergency Executive Order of March 12, 2020, suspending certain provisions of the Open Meeting Law. All votes will be taken by roll call. Commissioners should identify themselves before speaking, and all parties should mute themselves until they want to speak.
- Given the large number of hearings and business items, JK reminds all that the procedure for hearings is that applicants or their representative(s) will have 5 minutes uninterrupted to present their project. This will be followed by BG's comments (1 minute), Commissioner comments/questions (10 minutes), public comment, and vote. Public comments are to be addressed to the Chair or Hearing Officer.
- JK advises that the Commission has reinstated the "three continuance" policy whereby "should an applicant request three continuances or should they fail to properly address questions of the Commission for three hearings, then on the third date the Commission, at their discretion, may open the hearing and deny without prejudice for lack of information." Applicant will be able to reapply when they have all the necessary information to proceed, without having to wait the two year period.
- All parties discuss the denial without prejudice component of the "three continuances" policy. JK notes that multiple applicants had submitted verbal requests for continuance, but the deadline to submit such requests is 12 noon the Tuesday prior to the MCC Public Meeting. As last-minute continuation requests interfere with preparation of upcoming agendas, which must be published no later than 72 hours prior to a meeting, JK would like to amend the continuations policy to require that all requests must be submitted in writing (e-mail is acceptable), so they can be properly time-stamped. JK recommends that none of this evening's continuances be charged with a denial without prejudice based on this policy change.
- JK motions that the continuations policy be modified such that all requests for continuances be submitted in writing or e-mail, and be received by 12 noon the Tuesday prior to the MCC Public Meeting to avoid a charged continuance under the policy. JR second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

BUSINESS

B1 35 Parsonage, SE42-2855 Withdrawal Review and Ratification / Commissioners

- JK reads a letter of withdrawal of the above-referenced Notice of Intent without prejudice from Town Administrator Mike Maresco, and notes that acceptance of the withdrawal will extinguish the appeal currently before MassDEP. The existing Order of Conditions will be closed out by the Town requesting a Certificate of Compliance in due course.
- JK motions to accept the withdrawal of Notice of Intent SE42-2855 by the Town Administrator. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

B2 230 Webster Street/Council On Aging Proposed Addition/RDA or DeMinimis Activity – Commission

- JK notes that the original building on the site was developed in 2002 without a Conservation permit, and the ballfields were developed in 2014-15 under Order of Conditions SE42-2535. The proposed work area is primarily a paved parking lot within the 100 ft buffer to the wetlands, but the scope of activity is fairly extensive.
- BO is in favor of the project but feels it should be filed as an RDA for the sake of consistency with what has been required for similar projects; JK, CH, and PC concur given the scope of the project.
- JK moves that the Commission require a Request for Determination of Applicability for the project proposed at 230 Webster Street. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.
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B3 Recreation Trails Committee Update: Pratt Farm Naming Nomination to BOS – Bill Grafton & RTC

- BG notes that the RTC has proposed to the Board of Selectmen that the Pratt Property be formally renamed Pratt Farm. The Commission has care and custody of the property, but the BOS has the authority to name the property. BO notes that BOS formally voted to accept the “Pratt Farm” name last night.

B4 Recreation Trails Committee Draft Trail Kiosk Review: Pratt and Webster Wilderness – RTC

- This matter concerns updated trail kiosks and signage for Pratt Farm and Webster Wilderness; BG spoke with designer Angela Scieszka, who asked that the discussion be tabled to a later meeting. He was pleased with the early drafts he saw. JK thanks the RTC for their efforts in this area. BO also recognized the efforts of Tom Whalen, who had suggested an alternate name.

B5 Town-owned Conservation Land Update – Bill Grafton

- BG has noted an increase in activity on Conservation properties over the past few months, including multiple complaints about dumping and other unauthorized activity. As the Town spending freeze has eased, BG has assigned Conservation Rangers to monitor and clean up the properties as needed. There have also been complaints about excessive permanent impacts on Blue Berry Island, which will be more difficult to address due to its inaccessibility. CH notes that she recently walked the island; she saw some “paraphernalia” but felt the island overall to be clean with no trash; this may be because BO removed two bags of trash from the island on Thursday.
- BG shows the Commission photos he took of the island, showing that a fire pit, coolers, table, latrine seat, and cutting table had been brought to the area, several trees had been cut, and a crude boardwalk through the salt marsh to the mainland had been started. BG would like to organize a cleanup to remove these items and will not be issuing permits to visit the island until the COVID-19 Emergency Declaration is ended.
- JK agrees that the addition of permanent camp facilities is inappropriate. BG would like to notify the current permit holders, as someone may be aware who the offender(s) is/are; JK suggests that BG ask the

permit-holders to help with the cleanup and self-police the property, and that he update the Commission in September.

B6 0 Cove/Enforcement-Restoration Plan Review – Brooks & Levesque

- BG advises that he has been working with property owner Tom Brooks (TB), who has hired a qualified wetland scientist and landscaper to put together an effective restoration plan. Patrick Hannon (PH), of Columbia Gas, has also reached out and is willing to assist. Brook Monroe (BM), Pinebrook Consulting, has submitted a letter requesting that they be able to extend the planting date to mid-September-early October, which is the ideal time to plant.
- Terry McGovern (TM), Stenbeck & Taylor, present for applicant. TM believes Columbia will be removing the excess fill from the site this week. Once that is done, they will post the conservation markers and get the site ready for planting by mid-September.
- AL knows that the Commission calls for parallel parking on the site, but notes that perpendicular parking is still going on. TB's understanding was that perpendicular parking was okay for the time being. AL would like some clarification on how cars should park during the pendency of the project. BG believes there was commentary suggesting parallel parking only, but no requirement for such in the vote; he is satisfied with the overall size of the allowed area for parking. AL believes the understanding was that only parallel parking would be allowed going forward; JK feels this was the understanding as well, but the Commission could in any event require this moving forward. CH is pretty sure the Commission specified parallel parking; AL notes he brought up the issue in the previous hearing and believes it was discussed on and off throughout the hearing as a way to avoid encroachment into the property, but is open to verifying what exactly was said. PC remembers the discussion regarding parallel parking but not the specific vote; PC feels if TB is willing to take care of the plantings on the lot and is able to park three cars while doing so, he is satisfied. JR remembers the discussion and is open to options for a resolution going forward, as TB seems to be interested in cooperating with the Commission.
- TB remembers the discussion regarding parallel parking but does not recall a specific vote requiring it, as he would have remembered that because it would limit him to one parking space. When he spoke to BG afterward, BG indicated that the Commission's concern was that the vegetation on the lot not be disturbed. TB notes that he bought the lot for the extra parking, and will follow through with the planting plan, but he would like to make sure he can park more than one vehicle on the lot. JK notes to TB that the ultimate deciding authority is the Commission.
- BO feels the question is whether the Commission is satisfied with the location of the posts and rope marking off the planting area, and the number of vehicles that happen to fit in the remaining area is not his concern. The neighbors would likely appreciate getting the cars off the road as much as possible. JK likewise is more concerned with the size of the parking area rather than how vehicles are parked in it. As long as the planting area is roped off and stays at its current size, the fill is removed, and the planting plan is executed, he has no other issues.
- TM is willing to stake out the planting area once Columbia is done removing fill from the site. After further discussion, the matter is tabled to allow the Commissioners to visit the property and review the planting plan and review the July 7, 2020 approved meeting minutes.

PUBLIC HEARINGS

Prior to the start of the hearings, JK advises that the hearings for 34 Marginal (2857), 1213 Ferry (2860), SHM Green Harbor (2863), Brait Point (2867), 104 Hartford (2869), 22 Ninth (2872), and 4 Newport (2871) are being continued.

2873 Fithian, 88 Meetinghouse Lane (Septic Repair).....cont from 7/21/2020 (Craig)

- Continued hearing. Hearing Officer is CH. CH notes that the filing is for an emergency septic repair which has already taken place. The matter was continued to allow for receipt of an updated site plan indicating that John Zimmer (JZ), South River Environmental, had reflagged the wetland line and observed no changes. JZ believes that all necessary documentation has been submitted.
- BG indicates that the standard conditions of approval will apply;
- CH asks for comments from the public; none.
- CH motions to close the hearing and issue Orders of Conditions with special conditions drafted by BG. PC second. Approved 6-0-0 by Roll Call Vote: JR=yes, AL=yes, BO=yes, PC=yes, CH=yes, JK=yes.

20-12 McGrath, 1215 South River Street (ATF Shed Move).....NEW (Bert)

- JK reads the legal ad. Hearing Officer BO confirms administrative requirements are complete.
- BO notes that the matter, regarding unpermitted fill and alteration associated with moving a shed on the property, was discussed at the July 7 meeting, at which time property owner Mark McGrath (MM) was advised to file the RDA. MM indicates that since then he has worked with BG to submit the paperwork and fee, which documents the shed relocation; BO is okay with the shed move, as it is essentially a lateral move in relation to the wetlands, and asks BG about the placement of conservation markers. BG feels that five markers maximum will be sufficient; alternately, he can set the number with MM in the field. BO agrees to a maximum of five markers and is okay with BG placing them in the field. JK suggests that the range be 3-5 markers and that MM then submit a hand-marked plan showing their location. MM would like BG's assistance given the nature of the property. JR is okay with what BG decides in the field; all Commissioners concur.
- BO asks for comments from the public; none.
- BG states standard conditions of approval will apply. The number and location of conservation markers will be set by BG in the field, and a hand-marked site plan showing their location will be submitted to the Conservation Office.
- BO motions close and issue a Determination of Applicability, Pos #5 and Neg #3, with special conditions drafted by BG. JK second. Approved 6-0-0 by Roll Call Vote: JR=yes, AL=yes, BO=yes, PC=yes, CH=yes, JK=yes.

20-13 Casey, 68 Ridge Road (Replace Deck).....NEW (Rick)

- JK reads the legal ad. Hearing Officer PC confirms administrative requirements are complete.
- PC indicates that the filing is an RDA to replace a rotted deck in previously disturbed area, in back of the house. The new deck will be 33' by 12'. The property is in an AE10 flood zone. Property owner Casey notes that he received a building permit last year and received a variance for the current dimensions. PC feels the new deck will be sufficiently high to permit movement of any floodwater under the deck.
- BG notes that technically the property lies with Conservation jurisdiction due to its location, but all work is in previously disturbed area. BG has no concerns; the standard conditions of approval will apply.
- PC asks for comments from the public; none.
- PC motions close and issue a Determination of Applicability, Pos #5 and Neg #3, with special conditions drafted by BG. JR second. Approved 6-0-0 by Roll Call Vote: JR=yes, AL=yes, BO=yes, PC=yes, CH=yes, JK=yes.

2874 Hernon, 102 Nevada Street (Two-story addition, elevated screened porch & open deck)....NEW (Bert)

- JK reads the legal ad. Hearing Officer BO confirms administrative requirements are complete.
- Greg Morse (GM), Morse Engineering, present for applicants John/Brenda Hernon (JH/BH). The proposed activity is the construction of two additions to the house, one in existing driveway in front of the house, outside the 75 ft setback, and the second in existing lawn off the rear of the house, including

an elevated deck off the addition. There is a BVW in the back of the lot delineated by John Zimmer (JZ), South River Environmental, in April; this section of the lot is also in an AE9 flood zone. The rear deck is 22 ft to the BVW at its closest point; however, the deck will be cantilevered to the house, and there will be no ground disturbance within the 25 ft setback.

- BG has no issues with the wetland line, but notes that under approved Orders of Conditions/SE42-0316 the meeting minutes associated with construction of the original house stressed the importance of protecting the rear area of the property, which at the time dropped off to an elevation 6. BG visited the site and observed some signs of historic dumping in back. Given this, as well as the increase in impervious surface the project will cause, BG recommends the posting of conservation markers along the vegetated line to prevent further dumping/encroachment. BO concurs with the need for markers.
- BO asks GM about the elevation of the proposed deck; it will be 4 ft off the ground, and there will be no disturbance of the surface beneath the deck. JK would like to ensure that the surface beneath the deck remain pervious; BO feels this can be added as a special condition of approval.
- BO asks for comments from the public; none.
- In addition to the standard conditions of approval, special conditions requiring the placement of three conservation markers and that the surface beneath deck remain pervious will apply. GM will provide a revised site plan showing three (3) conservation markers as coordinated with BG will be submitted to the Conservation Office.
- BO motions to close the hearing and issue Orders Of Conditions with special conditions drafted by BG. AL second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2875 Arnold, 77 Everson Road (Raze & Rebuild SFH).....NEW (Art)

- JK reads the legal ad. Hearing Officer AL confirms administrative requirements are complete.
- Rick Servant (RS), Stenbeck & Taylor, presents for applicants, who are proposing to demolish an existing cottage and construct a new one. The property is located in AE9 flood zone and barrier beach, and the new house will be elevated on driven wooden piles 10 feet above grade. Currently, the property has 1200 feet of impervious coverage; with the new house being elevated, impervious coverage will be 364 sq ft, an 841 sq ft reduction. Applicants would also like to relocate an existing paved driveway slightly to the east; the new one will be slightly larger. The project has been approved by ZBA.
- BG would like to confirm that the new proposed structure will meet FEMA FIRM requirements; among other things, this will require the lowest horizontal member to be at 10.0. RS does not believe there will be any grade changes on the site; he states the finished floor of the structure has to be 1 ft above the base flood elevation, or 10' in this case. RS believes the actual finished floor elevation will be 12.4' to accommodate parking underneath the structure. In response to a query from BG, RS indicates that all the area underneath the structure will remain pervious, including the parking area. BG acknowledges that the lot is fairly flat, but would like to see full contours on similar site plans in the future so the Commissioners can monitor for fill going forward.
- AL asks for comments from the public; none.
- BG indicates that the standard conditions of approval will apply, including that the subsurface of the new house remain pervious and that an elevation certificate be provided to the Conservation Office.
- AL motions to close the hearing and issue Orders Of Conditions with special conditions drafted by BG. PC second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2776 Murphy (Creed), 0 Brewster Road (Amended Street Improvements & Stormwater Basin)...NEW (Bert)

- JK reads the legal ad. Hearing Officer BO confirms administrative requirements are complete.

- Attorney James Creed Jr. (JC) and Terry McGovern (TM), Stenbeck & Taylor, present for applicant. BO notes that new Commissioners have joined since the project was originally approved, and asks TM to give an overview of the original project and the modifications that are the subject of this filing.
- TM notes that applicant had originally received an order of conditions for the construction of a single-family home in April of 2019. They subsequently appeared before the Planning Board for the associated utility work and improvements to Chilton Street as well as a portion of Brewster Road. The Planning Board issued a decision requiring them to pave Brewster Road from the intersection with Peregrine White Drive down to Chilton Street, provide a turn-around, and install drainage infrastructure and a Cape Cod berm on either side of the road; this will include the installation of a small forebay and detention basin partly in the house lot that will spill out adjacent to the wetland line, as well as a gated catch basin at the corner of abutter Ochs' driveway and Chilton Street. As a condition of the OOC, the property has an easement requiring the owner to maintain the drainage swale on the lot and allowing the Town to do so if the owner does not. Pat Brennan (PB), Amory Engineers, reviewed the drainage plans for the PB and commented that the berm and drainage infrastructure will improve the drainage and stormwater management in the neighborhood as a whole.
- BO notes that applicant and abutters have wells close to the proposed basin, and would like to know if any inspections may be required in this area; TM indicates not with respect to stormwater, and notes that the catch basins will have oil/gas separators in them that will catch any pollutants from the street. They are also maintaining the correct separation between the wells and the basins. BO also asks if any of the three cedar trees at the corner of Chilton and Brewster will be lost due to the work? TM thinks one of the trees may be lost, but they are willing to plant replacements. BO also asks about whether vegetation in the basin in the 50 ft buffer must be mowed for the basin to function; TM indicates mowing will not be required; he is willing to plant a wetland seed mix in this area if the Commission prefers, but this may make inspection of the basin more challenging.
- BG notes that the wetland line was fixed by Brad Holmes (BH), ECR, and Art Allen (AA), Ecotec, when the original OOC was issued. The house is outside the 75 ft buffer and the septic stayed outside the 50 ft buffer, meeting the Chapter 505 Marshfield Protection Regulations requirements, and conservation markers were to be installed along the 50 ft buffer. Although the storm water structures themselves are exempt, the alterations they cause to the resource areas are within Commission jurisdiction.
- BG notes that the detention basin near, EC05, is inside a flood zone; TM confirms but notes there is no prohibition from placing a stormwater management structure inside an AE flood zone; the structure itself is a small forebay and detention basin, and no recharge is proposed. In response to a query from BG, TM indicates that the flood lines on the plan are from the 2016 FEMA mapping; he is not sure if the line has changed for 2020. BG feels the Commission needs to see the 2020 FEMA lines. BG also notes that the exemption for storm water structures only applies to structures in buffer zone and not in actual resource area, and a portion of the basin is in the AE9 zone is not eligible for the exemption. TM disagrees with this assessment and thinks the structures are still allowed.
- BG notes that some of the trees that were protected in the original filing may be lost as a result of this additional work, and suggests that the Commission consider requiring mitigation plantings. TM states that some of the trees BG is thinking of will not in fact be impacted by the work.
- JC agrees with TM and does not believe the regulatory conflict cited by BG exists, and that the exemption applies not only in the buffer but also within the flood zone. JC notes that they had originally proposed a slit trench infiltration system to the Planning Board that was rejected because the PB does not approve streets unless they are paved. This requirement in turn requires installation of the stormwater structures, which he believes will resolve the historic stormwater issues in the area.
- JK comments that he is unsure if the Commission would have approved the original project if it had been known that road paving and installation of stormwater structures were going to be required, agrees with

BG that the site plan should include the 2020 FEMA lines, and also notes that paving of the road will result in a large increase in impervious surface in the area (hence the need for stormwater basins) and thus would like to see more mitigation of the impacts. JK would also like to know whether the basin can be relocated out of the resource area, and would like Town Counsel's opinion as to whether the exemption applies for structures in a resource area as opposed to buffer zone. PC agrees that a continuation is needed for additional information and to clarify the exemption question; AL concurs, noting that the Commission took extra care, in its original approval, to keep all structures outside the 50 ft buffer.

- Mark Ochs (MO), 39 Brewster, is happy about the paving of the road and the structures being designed to eliminate runoff onto his property and towards his well head, which has been an ongoing issue. However, he is familiar with the wetland issues due to his profession and is concerned about possible disturbance in the 50 ft buffer; he would also like to know whether the basin closest to the wetland boundary could be moved so it would be out of the buffer. BG notes for the Commissioners that technically the basins aren't considered structures because they do not require a building permit, and thus are outside the purview of "structure" as defined in Bylaw Chapter 505-16/structure.
- BO asks TM how the proposed basin in the flood zone would function in flood conditions. TM notes that FEMA elevations are typically 100-year storm elevations. There is some chance that water could overtop the basin in a 100-year storm event, but the berm around the proposed basin is slightly higher than the 2016 FEMA flood elevation.
- TM notes that the purpose of the first basin, just before the basin in the flood zone, is primarily to trap sediment, and it may be able to be replaced with a smaller "downstream defender" or baffle tank, which serves the same function and would free up space to move the second basin out of the flood zone.
- After further discussion, the matter is continued to allow for an updated site plan showing the 2020 FEMA flood lines, inquiry to TC regarding the storm water structure exemption, alternatives analysis as to the basin location, and mitigation planting plan. JC notes that the current plan was approved by the Planning Board, and any changes may require their additional input; he would like to coordinate future rounds of review to avoid repeatedly having to reappear before both bodies.
- AL motions to continue the hearing to September 1, 2020. CH second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2863 SHM Green Harbor LLC, 239 Dyke Rd (Replace storage/bait shop & parking/drainage improvement).....cont from 3/17/2020 (Art)

- The hearing is continued until the next public meeting of the Marshfield Conservation Commission on August 18, 2020. Continuation is to allow for review of peer review report; applicant will not be charged a continuance under the "three continuances" policy.
- JK motions to continue the hearing to August 18, 2020. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2867 Brait Point LLC, 113 Union Street (Subdivision Drainage).....cont from 6/2/2020 (Bert)

- The hearing is continued until the next public meeting of the Marshfield Conservation Commission on August 18, 2020. Continuation is to allow for applicant to review third-party report on possible isolated vegetated wetland as defined under Chapter 505-16/wetlands. Applicant will not be charged a continuance under the "three continuances" policy.
- JK motions to continue the hearing to August 18, 2020. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2869 Gavin, 104 Hartford Road (Addition).....cont from 7/7/2020 (Bert)

- The hearing is continued until the next public meeting of the Marshfield Conservation Commission on August 18, 2020; request for additional information outstanding. Applicant will not be charged a continuance under the “three continuances” policy.
- JK motions to continue the hearing to August 18, 2020. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2872 Horan, 22 Ninth Road (2nd Story Addition & Gravel Drive)..... cont from 7/7/2020 (Art)

- The hearing is continued until the next public meeting of the Marshfield Conservation Commission on August 18, 2020. Request for additional information outstanding. Applicant will not be charged a continuance under the “three continuances” policy.
- JK motions to continue the hearing to August 18, 2020. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2871 Bellino, 4 Newport Road (Revetment Repair).....cont from 7/7/2020 (Bert)

- The hearing is continued until the public meeting of the Marshfield Conservation Commission on September 15, 2020. Applicant will not be charged a continuance under the “three continuances” policy.
- JK motions to continue the hearing to September 15, 2020. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2860 Murphy, 1213 Ferry Street (Extend Pier, Ramp & Float).....cont from 3/17/20 (Jim)

- The hearing is continued until the public meeting of the Marshfield Conservation Commission on September 15, 2020. Applicant will not be charged a continuance under the “three continuances” policy.
- JK motions to continue the hearing to September 15, 2020. CH second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2857 Sailors Valentine Trust, 34 Marginal St. Rear (Pier, Dock & Float).....cont from 3/3/20 (Rick)

- The hearing is continued until the next public meeting of the Marshfield Conservation Commission on August 18, 2020. Applicant will not be charged a continuance under the “three continuances” policy.
- JK motions to continue the hearing to August 18, 2020. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

REQUESTS FOR CERTIFICATES OF COMPLIANCE & EXTENSIONS

0094 McCarthy (Now Whalen), 57 Salt Meadow Waye [COC]

- BG visited the site and recommended issuance of the COC.
- JK motions to issue a Complete COC for 57 Salt Meadow Waye, SE42-0094. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2234 Whalen, 57 Salt Meadow Waye [COC]

- BG recommended issuance of the COC with On-going Conditions that, as per Special Condition D, Orders of Conditions SE42-2234 and depictions on the approved As-Built dated August 3, 2020 prepared by Grady Consultants, LLC signed and stamped by Richard Grady, RPE, the area between wetland flags ST-A2 shall not be mowed except a 3-foot wide path measured from the garage and shall revegetate with native vegetation and a 15-foot vegetative corridor from wetlands flags A2 to A6 as staked in the field with (4) permanent Conservation Markers inscribed with Red and White “Marshfield Wetland Resource No Disturbance” on 4” by 4” rot-resistant pressure treated, cedar or equivalent posts shall be allowed to re-establish with native vegetation. Permitted activities in these two corridors include hand removal of invasive and opportunistic vines and plants. These conditions remain in perpetuity.

- JK motions to issue a COC for 57 Salt Meadow Waye, SE42-2234, with On-going Conditions as noted. BO second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2402 Biviano, 2160 Ocean Street [EXT]

- BG recommended that the request be tabled pending receipt of additional documentation.
- JK motions to table the WPA Form 7 until 2015 and 2017 recorded extended orders are received. PC second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2729 McCall, 35 Nathaniel Way [COC]

- BG visited the site and recommended issuance of the COC with On-going Conditions as follows: Optional periodic native planting and coir log maintenance as per the intent of the original Orders of Conditions.
- JK motions to issue a COC for the property with On-going Conditions as noted. AL second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2799 MKE Development Corporation, 96 Wright's Way [COC]

- BG visited the site and recommended issuance of the COC with On-going Conditions that there shall be no disturbance downgradient of the four (4) conservation markers depicted on the as-built dated July 6, 2020 prepared by Morse Engineering Inc., signed and stamped by Gregory Morse, RPE; this condition remains in perpetuity.
- JK motions to issue a COC for the property with ongoing conditions as noted. CH second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

2817 Alberts, 1147 Union Street [COC]

- BG recommended issuance of the COC with ongoing conditions that there shall be no disturbance downgradient of the ten (10) field-located conservation markers depicted on the as-built dated August 10, 2020 prepared by Stenbeck & Taylor, signed and stamped by William McGovern, PLS; this condition remains in perpetuity.
- JK motions to issue a COC for the property with On-going Conditions as noted. CH second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

ENFORCEMENT ORDERS

Smith, 38 Liberty Street (11/19/18 KS will set early Dec visit); Drosopoulos, 7 Lady Slipper Lane (08/15/18 TC Final Notice); Mahaney, 46 Preston Terrace (12/12/18 BG met with TC); White, 180 Atwell Circle (Escalation letter in Process); Bednarz/ Nouza, 65 Ireland Road (Unpermitted Cutting < /= 50 ft): Tamara Macuch, 237 Webster Avenue; Stifter, 102 Bartlett's Island (unpermitted revetment wall)

ADJOURNMENT – JK makes a motion to close the hearing at 8:42 PM. JR second. Approved 6-0-0 by Roll Call Vote: JR-yes, AL-yes, BO-yes, PC-yes, CH-yes, JK-yes.

Respectfully submitted,
Liz Anoja, Conservation Administrative Clerk
Marshfield Conservation Commission

Bill Grafton, Conservation Administrator
James Kilcoyne, Chair Bert O'Donnell, Vice Chair
Arthur Lage Joe Ring
Craig Hannafin Rick Carberry

