

MEMBERS PRESENT – Craig Hannafin (CH) Chair, Bert O'Donnell (BO) Vice Chair, Susan Caron (SC), John O'Donnell (JO), Jesse Platt (JP), Conservation Administrator Mike Seele (MS), Conservation Agent Liz Anoja (LA)

CALL TO ORDER – CH motions to open the meeting at 6:30 PM. JO second. Approved 5-0-0.

MINUTES

- The minutes of the May 3, May 17, June 7, June 21, and July 5 meetings were presented for approval.
- CH motions to accept the May 3, 2023 minutes as written. JO second. Approved 5-0-0.
- CH motions to accept the May 17, 2023 minutes as edited. JO second. Approved 5-0-0.
- CH motions to accept the June 7, 2023 minutes as edited. SC second. Approved 5-0-0.
- CH motions to accept the June 21, 2023 minutes as edited. SC second. Approved 5-0-0.
- CH motions to accept the July 5, 2023 minutes as edited. JO second. Approved 5-0-0.

CHAIRMAN'S ADDRESS

- Recently passed legislation allows for the continuation of remote or hybrid municipal meetings through March 31, 2025. Commission meetings will be conducted both in-person and via remote participation. Members of the public may attend in-person or may participate remotely. While an option for remote attendance and/or participation is being provided as a courtesy to the public, the meeting/hearing will not be suspended or terminated if technological problems interrupt the virtual broadcast, unless required by law.
- CH notes that Ken Dodge has resigned as a Commissioner and thanks him for his service.

NEW BUSINESS

B1 70 Parker Street (SE42-2967) (Raze and Rebuild of SFH) - Brendan Sullivan and Commissioners

- Applicant's Order of Conditions was issued for the raze and rebuild of a SFH in barrier beach/coastal dune and AE9 flood zone; applicant would like to make the pervious driveway larger and add pervious pavers to the entranceway. MS notes that the approved plans reference a gravel driveway but the actual driveway was constructed with pervious pavers. CH and SC visited the site and have no issues. SC notes that the project has improved conditions on the site.
- CH motions to approve the pervious driveway expansion as a De Minimis activity to be captured on the As Built plans during the Request for Certificate of Compliance submittal. JO second. Approved 5-0-0.

B2 225 Bay Avenue (SE42-2666) - Steve Howley and Commissioners

- A concrete pad supporting stair risers landing several feet from the river was added without any permitting; MS has advised that the pad must be removed. CH notes that the risers must also be replaced, as they must be open. Homeowner Stephen Howley states he doesn't know why contractor Jack Clancy put in the pad; it and the risers will be removed. CH believes the staircase needs to be supported to below the frost line, and recommends that SH check in with Building Commissioner AS on this and any other requirements. MS has discussed possible designs for the new staircase with JC. CH asks SH to circle back to the Conservation Office once they have a new design.
- SH also notes that he had discussed replacing the existing asphalt driveway with pervious pavers with the Commission in 2017; a condition in his Order of Conditions from that time specifically reference "geotechnical grid pavers"; SH would like to be able to consider other kinds of pervious pavers. BO doesn't think the Commission can require the use of specific brands or designs. MS suggests the order may have referenced this design because that is what is used on an abutting property but thinks any kind of pervious paver would work well in this area; CH concurs and advises SH that any product meeting the necessary specs would be acceptable. LA suggests that this change can be approved as a De Minimis activity.
- CH motions to approve the use of any pervious paver product for the driveway as a De Minimis change to be captured on the As Built plans during the Request for Certificate of Compliance submittal. BO second. Approved 5-0-0.

PUBLIC HEARING (ON OR AFTER 6:40PM)

- 23-19 Hamilton, 930 Ocean Street (Deck, Stair, Landing replacement).....NEW (Craig)**
- CH reads the legal ad. Hearing Officer CH confirms administrative requirements are complete.
 - Applicant Amy Hamilton wishes to replace the existing 4' by 10' deck, stairs, and landing in front of the house for safety reasons. The new deck will be slightly smaller at 4' by 5', and the stairs will be on sonotubes. MS notes the lot is in pre-disturbed area in LSCSF. Floodplain permitting is in process.
 - There was no public comment; the standard conditions will apply.
 - CH motions to issue a DOA, Pos. #5, Neg. # 3, with special conditions drafted by MS. JP second. Approved 5-0-0.
- 23-20 Junior, 128 Highland Street (Septic Repair).....NEW (Bert)**
- CH reads the legal ad. Hearing Officer CH confirms administrative requirements are complete.
 - The proposed activity is a septic repair/replacement in buffer zone to BVW. The home was built prior to 2002, and the new tank lies outside the 25 ft buffer. Building Commissioner AS has indicated there may be zoning issues with the lot. MS notes that the property is for sale and suggests that conservation markers be posted at the edge of lawn; he has no issues with the current delineation.
 - BO visited the property and agrees with the proposed septic location and the need for markers, but suggests the 50 ft buffer may apply to this lot as it is a new lot; if so, the markers should be placed at the 50 ft buffer line; CH concurs. The matter is continued to allow MS to relay the question to Town Counsel.
 - BO motions to continue the hearing to August 16, 2023. CH second. Approved 5-0-0.
- 3052 DPW, Cross St & Old Ocean St (Install water main, repair culvert in ROW).....cont. from 7/19/23 (Bert)**
- Continued hearing; BO Hearing Officer.
 - The proposed activity is replacement of a 185 ft stretch of an existing cast iron water main in the same footprint. The matter was continued to allow for receipt of NHESP comments regarding the culvert work. The comments have been received and indicate the project will not result in a prohibited take of rare species.
 - There was no public comment. The standard conditions will apply plus the erosion control insert.
 - BO motions to close the hearing and issue Orders of Conditions with special conditions drafted by MS. SC second. Approved 5-0-0.
- 23-12 Recreational Trails Committee, 172 South River St. (Shoulder Improvements).....cont. from 6/21/23 (Craig)**
- Continued hearing; CH Hearing Officer.
 - Recreation Trails Committee Chair Ned Bangs present to follow up on a proposal to cover a 3-4 ft shoulder along South River Road, between Pratt Farm and Bridle Farm, with stone dust or reclaimed asphalt to limit the growth of poison ivy and invasive, and create a safe walking area for users of these properties. The initial hearing was continued to allow NB to consult with Wildlands Trust regarding their Conservation Restriction for Pratt Farm.
 - NB has spoken with Eric Boyer and Scott McFadden at Wildlands and sent them a DPW road survey, site plan, and delineation covering the area. SM reviewed the CR and advised it allowed for maintaining and creating trails as long as they are not more than 6 ft wide. An on-site meeting is likely after SM has reviewed the materials; NB will advise the Commission of the date and time.
- 2975 A Tedeschi, 160 Bay Avenue (Deck, walkways & elevate utilities).....cont. from 7/5/23 (John)**
- The applicant requested a continuation to the 8/16/2023 meeting in writing.
 - CH motions to continue the hearing to August 16, 2023. JO second. Approved 5-0-0.
- 3051 Russo, 3 South Street (Deck Replacement).....cont. from 7/5/2023 (Craig)**
- The applicant requested a continuation to the 8/16/2023 meeting in writing.
 - CH motions to continue the hearing to August 16, 2023. JP second. Approved 5-0-0.
- 3024 Maglio, 146 Dakota Street (Elevate & Reconstruct SFH).....cont. from 2/1/2023 (Craig)**
- The applicant requested a continuation to the 8/16/2023 meeting in writing.
 - CH motions to continue the hearing to August 16, 2023. JO second. Approved 5-0-0.

- 3015 Medlin, 60 Foster Avenue (Addition, Garage & Porch).....cont. from 12/21/2022 (Susan)**
- The applicant requested a continuation to the 8/16/2023 meeting in writing.
 - CH motions to continue the hearing to August 16, 2023. SC second. Approved 5-0-0.
- 2958 Speakman, 274 Foster Avenue (Elevate SFH).....cont. from 11/2/21 (Susan)**
- The applicant requested a continuation to the 8/16/2023 meeting in writing.
 - CH motions to continue the hearing to August 16, 2023. SC second. Approved 5-0-0.

REQUESTS FOR CERTIFICATE OF COMPLIANCE AND EXTENSIONS

- 2888 Hassett, 67 Norwell Avenue [COC]**
- The hill is stabilized and construction completed according to the as-built plans.
 - CH motions to issue a COC for SE42-2888 at 67 Norwell Ave. SC second. Approved 5-0-0.
- 2900 Coveno, 196 Atwell Circle [COC]**
- Construction has been completed according to the approved site plan. MS advises that all conservation markers have been installed.
 - CH motions to issue a COC for SE42-2900 at 196 Atwell Circle. JO second. Approved 5-0-0.
- 1500 Minichino, 71 Constellation Road [COC]**
- MS advises the HVAC unit has been elevated and he has received the elevation certificate from Stenbeck & Taylor.
 - CH motions to issue a COC for SE42-1500 at 71 Constellation Road. SC second. Approved 5-0-0.
- 2773 Escobar (now Monahan), 1185 Ferry Street [COC]**
- Outstanding issues include the need for signed and stamped as-built plans showing the three conservation markers, and relocation of a fence and PVC post up gradient of the wetlands. MS reached out to the new owner and has had no response.
 - CH motions to table the matter until August 16, 2023. JO second. Approved 5-0-0.

ADJOURNMENT – CH makes a motion to close the hearing at 7:04 PM. JP second. Approved 5-0-0.

Respectfully submitted,
Liz Anoja, Conservation Agent

Marshfield Conservation Commission
Mike Seele, Conservation Administrator

Craig Hannafin, Chair	Bert O'Donnell, Vice Chair
Jesse Platt	Susan Caron
John O'Donnell	