

**MINUTES – CONSERVATION COMMISSION  
TUESDAY, JANUARY 6, 2015 7:00 p.m.  
TOWN HALL, HEARING ROOM 3, 2<sup>ND</sup> FLOOR  
870 MORaine ST., MARSHFIELD, MA**

**Approved 11-24-15 5-0-0**

Members present: Robert Conlon, Chairman (RC), William Levin (WL), Chad Haitisma (CH), Alison Cochrane (AC), and Jay Wennemer, Conservation Agent (JW). Frank Woodfall did not attend. RC motion to open, WL second, passed 4-0-0.

**MINUTES**

**BUSINESS**

Vote & sign Orders of Conditions for closed hearings (if projects are voted closed and/or the Commission is prepared to vote on Conditions):

- 2535 Marsh.Council on Aging, 230 Webster St. – RC motion to issue as drafted, AC second, passed 4-0-0.
  - 2536 Dickinson, 938 Summer St. - RC motion to issue orders as drafted, WL 2<sup>nd</sup>, passed 4-0-0
  - 2537 Kelly, 46 Ashburton Ave. - RC motion to issue as drafted, WL second, passed 4-0-0.
  - 2538 Redmond, 107 Beach Street - RC motion to issue as drafted, WL second, passed 4-0-0.
1. Scheduled Meetings: Tues. Jan. 20, 2015, No February Meetings scheduled yet ; March 10, 2015
  2. Evans Land donation offer – Norwich St., 1/8 acre next to ConCom land (G12-02-04)
  3. Trails Committee Update

**ENFORCEMENT ORDERS**

**REQUESTS FOR CERTIFICATES OF COMPLIANCE**

**Backburner:**

1. 1658 Heaney, 29 Farragut Road
2. 2324 Wallace, 110 Damon's Point Road
3. 1090 Peterson, 219 Ridge Road
4. 1827 L. L. Smith, 60 Macomber's Ridge
5. REQ-PCC-1925, Cushing Construction (Parsonage St.) Garden Gate
6. 2381 NSTAR, Pine Street
7. SE42-2363 Hannah Brook LLC, Off Summer Street

**Current:**

SE42- 792 Rofe, 8 Ocean Street - Re-issue Certificate of Compliance. Original lost. Was issued years ago. JW recommends new CC.

SE42-1853 & 2363 Hannah Brook LLC, 941 Summer St. – outstanding issue was 50' wide natural buffer strip had been mowed to property line. They re-planted and put up 'no disturb signs'. RC motion to issue and sign both CC's, WL second, passed 4-0-0.

**REQUESTS FOR DEVIATION**

2518 Kilcoyne, 51 North River Drive – Modification to plans. EPA sent note saying they don't want the float stops. We had required it but water is deep enough, not necessary. Marine Fisheries does not require them. Mr. K asked that we amend Orders "J". RC motion to remove condition J – CH second, passed 4-0-0.

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January 6, 2015

## **REQUESTS FOR EXTENSION**

### **NEW BUSINESS**

This time is reserved for topics that the chair did not reasonably anticipate would be discussed.

### **PUBLIC HEARINGS**

**7:10 2521 Brogan, 6 Jackson Street** – hearing had been continued for accurate numbers on existing footprint and proposed footprint, including shower, deck, etc. Dick Rockwood and Mary Anne Brogan present. CH asked if JW did a site visit; JW out to site today to confirm edge of dune grass. Drainage needed to be shown on plan also. V Zone – (18). JW interested in knowing how much of the site is developed. Rockwood – will make adjustment on deck – probably 28%. Added some 3 x 3 drainage pits in corners and one in the middle of the front and back. Small deck area is 250 sq. ft. Rockwood said. DR showed some acreage & square footage of other properties on Jackson Street – showed lot coverage. Not more detrimental than what exists Rockwood said. RC – same resource.

JW – the plan submitted showed the edge of dune grass as blue line – the area in front of existing house has been mowed but there's dune grass coming up through it. Shown on plan in red. Ms. Brogan said she is very protective of sea grass in her area. Getting rid of concrete foundation and elevating it said Rockwood. RC asked JW what the regulation is on the dune grass. JW – sometimes we require mitigation, planting somewhere else. CH asked if dune grass would grow under pilings. JW – going to be shaded most of the day, probably not. RC asked about replicating in the back; JW said it could work, but would like garage smaller by 8' or so. JW – if the rest of the site was planted as dune grass and not used as lawn, that would make up for garage. JW and Ms. Brogan's son disagreed about the species of dune grass that's growing. RC stated he would be happy if the rear of the property was planted with dune grass.

Robert Mulrey, 6 Jackson Street, asked the setbacks on the property. Rockwood said they are 15' in the front, 15' at the side and 34' at the rear. Arnon Gerard, 1331 Ocean St. – asked what Conservation is looking for. RC – resource area - dune grass taken out; applicant willing to replicate.

CH motion to close, RC second, motion passed 4-0-0. CH motion to issue Orders, RC second, passed 4-0-0.

**7:15 2540 Purpura, 239 Church Street** – hearing had been continued for receipt of a file number from the State. Number has been received. Mr. Rockwood here. Berm at top of driveway about 2" high; can't make berm any higher – cars bottom out. Have a revised plan from EET. Will put ditch at bottom of driveway. RC motion to close, WL second, passed 4-0-0. JW will draft orders for the next meeting.

**7:20 RDA 15-01 Northland Residential, 22 Cranberry Cove** – RC read notice of public hearing. AC hearing officer. Michael Count from Merrill Associates present. Applicant is proposing a single family house on the .35 acre property, which has .04 acre within the 100' buffer, and is located at the North end of the cul de sac. Lot has proposed grading within wetland buffer. Structure to wetland on back side of house is 110'. JW noted the applicant had talked about a Conservation Management Permit and asked Mr. Count if they are meeting both of those requirements. Mr. Count said yes, they are, for all these projects; it is an on-going requirement of the project. JW said there is not much lot beyond 75' and asked if the applicant would be opposed to having one marker at 75' line. JW continued that this is almost not necessary, but will prevent people from doing the wrong thing. JW will check out erosion CH mentioned. AC motion to issue Negative #3 for 22 Cranberry Cove, RC second, motion passed 4-0-0.

**7:30 2520 Vu, 12 Howes Brook Road** – Applicant has requested a continuance to March. RC motioned to continue to March 10<sup>th</sup> at 7:30, WL second, motion passed 4-0-0.

**7:35 RDA 14-05 Northland Residential, 14 Cranberry Cove** – RC read notice of public hearing. AC hearing officer. Michael Count from Merrill Associates was present. Site grading between 75' and 100' buffer. No work will occur within 75' buffer. AC motion to issue Negative # 3 – no work in buffer, RC second, passed 4-0-0.

January 6, 2015

**7:35 RDA 14-06 Northland Residential, 18 Cranberry Cove** – RC read notice of public hearing. AC hearing officer. Michael Count from Merrill Associates was present. Located next to number 22 Cranberry Cove. Same story as last hearing, site grading between 75' and 100' wetland buffer. Lot area is .04 acres. 2,820 sq. ft. within 100' buffer zone. JW recommends one no disturb marker at 75' buffer. AC motion to issue Negative # 3 – no work in buffer, RC second, passed 4-0-0.

**7:35 2539 Northland Residential, 21 Cranberry Cove** – RC read notice of public hearing. AC hearing officer. Michael Count from Merrill Associates was present. Taxes paid, abutters notified. Builders lot 6, on southern side of cul de sac. Within 100' wetland buffer and 200' riverfront buffer. 0.35 acres, 0.21 acres within riverfront. Septic system on front of side of site as far from wetlands as possible. Closest point 160' to the river from structure. Limit of work is no closer than 62' to the wetlands, 86' back of house to wetlands. Continuous row of staked hay bales down-gradient of all work. CH asked when Michael Count was last on the property. Mr. Count said he was there when soil testing was done in the spring. Merrill people were out there a couple of weeks ago. CH noted that the tire pile needs to be cleaned up. JW will check out silt fence and hay bales. AC motion to close and issue orders at the next meeting, RC second, passed 4-0-0.

RC motion to adjourn at 8:50 p.m., WL second, motion passed 4-0-0.

Respectfully submitted,  
Lois Keenlside  
Marshfield Conservation Commission

Jay Wennemer, Conservation Agent  
Robert Conlon, Chairman  
William Levin  
Frank Woodfall  
Chad Haitsma  
Alison Cochrane