

MEMBERS PRESENT – Robert Conlon, Chairman (RC), Chad Haitisma (CH), Bert O'Donnell (BO), James Kilcoyne (JK), and Bill Grafton, Conservation Administrator (BG).

MEMBERS NOT PRESENT – Art Lage (AL), Frank Woodfall (FW)

CALL TO ORDER – RC motioned to open the meeting at 7:00 p.m. BO seconded. Motion approved 4-0-0.

MINUTES 11/07/2017; 11/21/2017; 12/05/2017; 12/19/2017; 3/20/2018; 04/03/2018; 04/17/2018; 05/01/2018

PUBLIC HEARINGS

2530 (amended NOI) Abelli, Abelli Family Realty Trust, 2 Porter Street (revetment).....NEW (Jim)

- RC Reads Legal Ad, Hearing Officer JK confirms administrative requirements are complete.
- Bob Crawford (BC) EET, presents for applicant, Jay Abelli (JA). Property is a 5,000 sq ft lot on north side Porter Street. In a previous filing, revetment was placed on the ocean side at elevation 17 ft, current flood zone is 18 ft, and when revetment was done elevation was 15 ft halfway through revetment and 17 on outside of it. Scope of work is to install 30-foot wings on north and south sides of the existing revetment due to damage on northeast side of the wall from winter storms.
- JK: Is this under emergency certification? BG: It's complicated. Private road damaged occurred during the March winter storms. The Abelli house and house just inland were both damaged. Emergency cert issued at that time. Applicant has provided site and planting plans as requested. Applicant additionally wished to wrap the revetment to a 90 degree angle along the remaining open side of the revetment, which is the purpose of this amended NOI. BG thinks everything done logically and soundly, and has no issues with work done.
- RC mentions note from abutter. BG: It's in the file, they're okay with the work. The entire previous project was for three properties under three separate NOIs as a first step; then Emergency Cert issued on the private road side and now the amended NOI for the remaining open northern side. BG stated applicants are to be commended for following the process properly in doing the work. Totally transparent.
- CH asks for the letters from the abutters. JK supplies the commissioners with the letters for review.
- JK asks for comments from the Commissioners; none.
- JK asks for comments from the public; none.
- BG notes that typically something like this would be Category 5, \$4 per linear foot, but this is an amended NOI, so \$50 filing fee is right. He would advise the public to keep their permits in order to save money long term.
- JK makes motion to close hearing and issue amended order of conditions with special conditions drafted by BG. BO second. Approved 4-0-0.

2715 Rogan, 165 Ridge Road (septic).....(cont from 5/01/18) (Rob)

- Continued Hearing. Hearing Officer is RC.
- BG advises that the matter was continued from the previous meeting due to lack of a DEP number.
- Bob Crawford (BC) EET, presents for applicants. Scope of the project is to replace existing failed cesspool with septic system with 1500-gallon septic tank, 1000-gallon pump chamber, and leaching chambers. Leaching facility will be outside the 100 ft buffer to river bank but outer repairing zone of South River. Septic tank and pump chamber 59 ft from buffer zone at closest point. Entire lot lies within FEMA AE12 NAVD 1988. Already have Board of Health approval for the system. BG states they should get approval from the Commission first because they have to use the wetland setback.
- CH: Subsurface means what it says, correct? BC Correct. CH: So lot will be flat? BC there'll be no change in the finished grade of any portion of the lot.

- JK asks for comments from BG. BG expresses concern about root system of nearby trees. He is noticing we're not getting depiction of trees in recent site plans, and asks BC whether some trees are going to be removed. BC: I think we can probably save them; the closest tree is 7.5 feet to the trunk. We do have excavation within 4 feet of the closest tree but I think they can probably save all the trees. BG suggests special condition for 1:1 replacement of any lost/damaged trees; BC agrees.
- BG: Are you aware it's a coastal bank? Not sure. BG: It's a saltwater bank on saltwater river, so inclined to think of it as coastal bank. JK asks if BG wants it delineated or is he just mentioning that it's there? BG: Maybe next time such a property should include the coastal bank delineation.
- RC asks if there are comments from the audience; none.
- RC makes motion to close & issue Order of Conditions with special conditions drafted by BG.
JK second. Approved 4-0-0.

18-15 Pugliese, 26 Ninth Road (deck).....NEW (Chad)

- RC Reads Legal Ad, Hearing Officer CH confirms administrative requirements are complete.
- Tom Pugliese (TP), 26 Ninth Road. Would like to put a (14 by 5) foot deck on the front of home, 4 feet off the ground with three posts.
- Chris Dealy (CD) introduces himself as the contractor on the project: The porch is 4 ft below grade, and will be supported by concrete sonotubes with footings. Deck is 5 feet off the house.
- TP states that this will be done in one day, no silt, hand dug.
- BG advises property is located on barrier beach, coastal dune, and land subject to coastal storm flowage. So if they drill in the subsurface, they have to have to file for a conservation permit; he can't sign off administratively on such projects.
- CH asks for additional comments from Commissioners. RC notes that if Building Dept. is satisfied, he is satisfied.
- JK: Height above grade? CH: inches. JK: Not using footings? Sonotubes straight down. RC indicates he has no concerns.
- CH makes motion to close & issue a neg #3 DOA with special conditions. RC seconded. Approved 4-0-0.

18-16 Rosen, 2 Newport Street (deck).....NEW (Chad)

- RC Reads Legal Ad, Hearing Officer CH confirms administrative requirements are complete.
- Steve Leonard (SL) introduces himself as the builder representing the homeowner. They are looking to extend the existing deck to allow for a table and chairs. The deck will be supported by six diamond piers, no digging, driving the steel rods down into the ground.
- RC: Going to hold in a velocity zone? SL: yes. BG: How will that work? SL advises the block has a 5/8 bolt in middle, and shows a brief video of an installation. RC indicates he is comfortable with the technology. BG notes a similar technique is used when installing coir logs.
- RC: Deck there already? SL: Yes, extending existing deck.
- CH questions SL whether there was other work being completed before the permit was issued. SL: Not that deck extension. BG: This is a second section that will blend to the existing deck. They're adding deck sections.
- RC: No issues with it.
- CH makes motion to close & issue a neg #3 DOA with special conditions. BO second. Approved 4-0-0.

2714 Bergstrom, 1028 Ocean Street (veg rest., gravel driveway & in-ground pool).....(cont from 5/01/2018) (Jim)

- Continued hearing, JK hearing officer.
- Brad Holmes (BH), ECR, presents for applicant. This NOI concerns the restoration of landscape in response to an unauthorized cutting within a breakwater right of way. He proposes restoration of the 25 ft buffer zone on and off the property; conservation posts will be installed every 25 ft. Per Commission request, they have relocated the gravel driveway outside 50 ft buffer and added conservation posts with signage along Breakwater Court and property line. The proposed pool is outside the 100 ft buffer zone to BVW, but they still need approval because it's in land subject to coastal storm flooding.

- RC asks if the pool size is the same; it is.
- CH states the Commission seems amenable to the proposal and asks BG for comments. BG feels more could be done. He would like to see the driveway further out, but they did get it out of the 25. They should require 100% porous driveway, possibly geogrids but maybe gravel, and ensure driveway stays that way in perpetuity. CH: Can we condition that? BG: Yes. He also suggests that plantings be tapered; he recognizes flood zone may be lowest priority, but they cut good, strong trees. They could do a better job re-vegetating in the flood zone and all buffers. The conservation markers should be along the 50 foot setback.
- BH states there are two things going on, first, the unauthorized activities; they admittedly started work without proper permitting. However, Breakwater Court has been an ongoing dumping site, so there's a benefit in that now they have to clean up Breakwater Court and re-vegetate. He adds that any plantings will be native plantings to enhance the area, and the plan set includes a list of plants to be used. He feels the proposed work complies with the wetland bylaws and the NOI they have filed to remediate the unpermitted cutting.
- BG responds that the Commission doesn't need landowners to do the cleanup work on Breakwater Court, as the Commission has access to the area as well as the resources to do the cleanup on its own. It is a pre-existing lot, but they should have come in for a permit before cutting all the trees within the jurisdictional boundaries. He thinks they should be doing some planting along the 50 ft buffer on the premises, instead of off-premises.
- JK asks if the area between the 25-50 was disturbed, and is their intent to put grass there? BH: Yes, stabilized with loam and seed. This lot was previously a dilapidated residence; he would assume there was some yard there, and they are trying to restore it so it's a livable property.
- RC asks if the 25 ft was lawn before being disturbed. BH doesn't know that, but at some point they had a yard along the house; they would like to restore the lawn that was there before.
- JK asks whether the pool is 25 feet off the road; BH responds the pool meets Building Dept setback requirement. JK: Taking down any significant trees to do that? BH: There aren't any trees there now.
- BH acknowledges that the property lies within the land subject to coastal storm flowage and therefore the pool lies within the jurisdictional boundaries. BG feels that with the pool, a fence, cabana, and other structures will eventually be built. BO: But the pool is outside the 100. BG: Yes, but this is our chance to deal with this. This could ultimately be more of an expansion plan than restoration plan.
- CH would like to know BG's two most important special conditions. BG suggests Conservation Markers in the 25-50 and robust native plantings; driveway 100% porous medium in perpetuity. CH supports the markers and driveway material conditions. JK feels that putting markers in the 50 might be unnecessary due to proximity of the structure; he agrees with the planting and driveway material conditions. BO indicates that makes sense to him, and supports markers either on the 25 or the lot line.
- RC asks how many plants BH would add to plan; BH will add about 6 plants. BG advises this should be shown on the site plan.
- BG asks about putting a birdhouse or two with conservation marker along driveway. JK understands the applicant did something they shouldn't have, but the area was compromised before; he feels 6 plants might be light. BH: just trying to keep it reasonable. JK: But they shouldn't have cut in the first place.
- The Commission further discusses the additional special conditions including 6 additional shrubs, sequence the plantings to be done before the pool and continuation of the proposed work activities and perpetual impermeable surface for driveway.
- JK makes motion to close & issue Orders of Conditions with special conditions drafted by BG. RC seconded. Motion approved 4-0-0.

2719 Brewer G.H. Marina, 239 Dyke Road (above ground storage tank).....NEW (Bert)

- RC Reads Legal Ad; Hearing Officer BO confirms administrative requirements are complete.
- Tom Pozerski (TP), Merrill Engineers, presents for applicant. Mike Connolly (MC), Brewer Green Harbor Marina also present. Applicant proposes necessary code upgrades for fuel systems; existing underground storage tank will be removed and the above-ground storage will be upgraded to comply with code. Site has been delineated; there is coastal wetland and velocity zone on site. Brad Holmes (BH), ECR will be involved, along with professional petroleum engineer, licensed petroleum contractor, Clean Harbors, and other qualified

individuals. A pre-construction meeting will be held if project approved; erosion control to include double row of hay bales with stone, dirt bags, dewatering equipment, and additional silt barriers ready to deploy. Construction sequence consists of pumping and purging tank and piping system under petroleum engineer supervision. Concrete pad will be removed and soil tested; no signs of leaks currently. Once the underground storage tank is removed, hole will be re-filled with clean gravel and above-ground tank installed in compliance with FEMA and international building code, ASE 24. Heavy weighted concrete pad with elevated framing designed by structural engineer will boost the tank above the velocity zone. Don't want an underground tank in this area. Code upgrades to above-ground tank will follow, including barriers to protect tank from boat/trailer collisions. No interference with any marina operations and help avoid collisions during construction. Project will proceed in stepwise approach.

- JK notes many personnel involved and asks who will be overseeing. Mark Smith, Petroleum Engineer from CMG Environmental, will be Project Manager and TP will act in support.
- RC asks what version of ASE 24 they are using. TP indicates the latest version, which they just received in their office and read through them.
- JK would like to know the timing; TP believes the project can be completed in a month, before boats start getting pulled out of the water.
- JK asks if the fuel lines will run above ground; TP indicates they are elevated all the way. Mike Connolly (MC) says they are along the wall and the deck. Double-walled pipe is used, like at gas stations.
- BO asks about jurisdictional agencies. TP: DEP. BG: Also Bureau of Waste and Recycling? TP: Only if there's an issue.
- MC states the above-ground tank is relatively modern; not an old steel tank.
- JK asks what the hole from the underground tank will be filled with. TP indicates clean gravel, and the cover will be permeable (gravel).
- BG asks about containment under the bottom, such as exists in the West where there are groundwater issues. TP notes that the tanks are already double-walled, so there is already secondary containment. Not sure the Commission would want that, as it may be an eyesore. MC adds that the tank shuts down automatically if there is a leak from the inner tank. BG indicates this is acceptable and project seems to be utilizing best management practices.
- BO asks for comments from the audience; none.
- BO makes motion to close & issue Orders of Conditions with special conditions drafted by BG. RC second. Approved 4-0-0.

2718 Brewer G.H. Marina, 239 Dyke Road (boathouse improvements).....NEW (Jim)

- RC Reads Legal Ad; Hearing Officer JK confirms administrative requirements are complete.
- Tom Pozerski (TP), Merrill Engineers, presents for applicant. Mike Connolly (MC), Brewer Green Harbor Marina also present. Railing and Decking are old, need replacing. Proposing additional decking on the water side for safety reasons, and would like to make area level from deck and to boat area. There is no vegetation in area. Can provide space between the decking boards if desired.
- JK asks what is currently in the area? TP states there is decking and some gravel in the area right now; no plants.
- CH asks if adding any square footage; TP states they are adding some decking but not any impervious area.
- JK asks BG if he feels spacing is critical, BG feels it is not as there isn't a healthy salt marsh in the area to protect.
- CH asks if Harbormaster DiMeo needs to make comments; BG indicates not on this matter.
- JK asks for comments from audience. Bud Dukusta (BD) indicates it's a great idea.
- BO makes motion to close & issue Orders of Conditions with special conditions drafted by BG. RC seconded. Motion approved 4-0-0.

2719 Brewer G.H. Marina / D.P.W., 239 Dyke Rd / Peter Igo Park (ADA ramp & gazebo).....NEW (Jim)

- RC Reads Legal Ad; Hearing Officer JK confirms administrative requirements are complete.

- Jason Zimmer (JZ) and Bud Duksta (BD) appear for Peter Igo Park along with Mike Connolly (MC) representing Brewer Green Harbor Marina. JZ states that in the previous RDA, they were told to come back with a NOI since there will be a structure. Invasive species treatment is in progress; application is signed with herbicide applicator. JZ is working with BG on this. Proposing an ADA compliant path 4 ft wide, crusher run path in salt marsh buffer zone. Gazebo is a portable structure proposed to be put at end of the path; its location was selected on a walk with BG and Harbormaster DiMeo; it will be set on the same crusher run pad and can be taken down seasonally or as needed. Good portion of the salt marsh currently overgrown with phragmites. Nothing will be done outside the path and gazebo, only leveling to make it ADA compliant. Any native plantings in the work footprint will be transplanted elsewhere on site as part of the restoration plan. This will be done after the invasives treatment. Path will tie in with crosswalk and harbor walk along Dyke Road.
- CH walked the area today, and asked if the area he walked was the high spot; BG confirms area.
- BD consulted with Harbormaster DiMeo and also felt that the chosen area was chosen as a good vantage point for law enforcement.
- JK asks whether any lighting is proposed? None is proposed. JK also asks whether surface will be permeable? Yes, crushed stone, same as before. BG asks how the crushed stone would be ADA compliant? BD states that the stone and stone dust complies with the ADA rule. MC adds this is used in other parks in town. BG asks about elevating the grade of the trail. BD indicates it wouldn't affect the cost much, so they would be willing to do so. BG notes there are many invasive species in the area; maybe go with the permeable path and add a few trees to bring bird habitat back. BO thinks grading will be part and parcel of compliance with ADA and Commission needn't specifically mandate this.
- BG asks applicant for thoughts on plantings; MC wants to hold off on plantings until after invasives treatment. BG indicates this would be possible since the Orders will run for three years and can be extended for a nominal filing fee. He adds that maybe periodic maintenance can be added to the Orders.
- JK asks for additional comments from Commissioners; none.
- JK asks for additional comments from residents; none.
- JK feels applicants can add plantings as they see fit and it doesn't need to be in the Orders. MC feels plantings will be part of project.
- JK makes motion to close & issue Order of Conditions with special conditions drafted by BG. BO second. Approved 4-0-0.

2720 Newcomb, 1339 Ferry Street (dock & pier).....NEW (Jim)

- RC Reads Legal Ad; Hearing Officer JK confirms administrative requirements are complete.
- Kevin McGuire (KG), Representative, presents for applicants, Steve and Kelly Newcomb (SN/KN). Proposal is to construct and maintain a pier and float on vacant lot; (3 by 18) ft ramp starting 30 feet from Ferry Street leading to pier, second ramp leading to float. Top of the plan shows a cross-sectional profile of the structure; the top view and also site plan shows resource areas, including land under ocean or subject to coastal storm flowage. Attachment A provides the areas that will be disturbed with the project.
- JK notes about 8 feet to the south, towards the bridge, is kind of a dead zone. On the site visit, Commissioners mentioned possibly moving the pier towards that area so it wouldn't impact the marsh. JK asks if there was any easement associated with a nearby utility pole. KM mentions that under Zoning you have to be 15 feet from property lines. JK states this is not a must-have but possibly a nice to have. KM indicates it may be possible.
- RC asks about the benefit of moving the pier. JK mentioned it is not a requirement but there is remnant salt marsh at the current location and moving it 8 feet would place it in a dead zone of gravel.
- BG notes there's a 0 performance standard on a salt marsh, but there are exemptions under the regulations; he feels the shift would offer negligible benefits. Moving it would save some salt marsh from direct impacts.
- KM feels there will be no impact on the salt marsh with the location shown on the plan as there is plenty of height. He indicates, with the pilings, about 3 sq ft of salt marsh would be disturbed. KM mentions possible replication but BG states a plan must be done by a wetlands scientist. KM notes they sited the pier where it was because it was just about in the center of the lot.

- KM mentioned that they received comments from Harbormaster DiMeo last fall and addressed his issues, including staking out the float. He had no issue with the pier location or its proximity to the channel and moorings. They also gave a copy of the plan to the Harbormaster on April 30th. The Harbormaster mentioned there is a shellfish area there but it is not used.
- CH would like a response from the Harbormaster; BG mentions the DEP will communicate with the Harbormaster once the applicant applies for the Chapter 91 Permit.
- BG discusses staging of a previous pier project in the area, time of year restraints, and the Commission discusses sequencing for this project.
- RC asks when they plan to put in the pier. Ms. Newcomb indicates as soon as they can. RC: Would July 15 start date be a hardship? KM states it's hard to say because there's one contractor doing this work in the area and he's buried with work. He thinks the Harbormaster might frown on pier construction in July because that's the busiest time of year for boating activity. BG mentions that herring activity is also a consideration when planning construction.
- CH asks whether pile driving is considered a silt-producing activity. KM feels walking along the edge of a river produces more silt. Regarding time of year constraints, KM states they would appreciate a 30-day window, but it may not matter due to the builder's schedule.
- BG suggests work be sequenced pilings first, then start building from the shore; don't put in the ramp and float until you are outside the time of year restraint window. KM notes it would be undesirable to have the builder go there with his barge, work three or so days, and then leave. RC suggests as a compromise that they take two weeks off each side of the time of year constraints, which would protect the fish run. BG notes the South River is a valuable resource, and feels this would constitute going from a higher standard to a lower one. BO concurs with BG and feels the Commission should adhere to the existing regulations.
- JK mentions that there have been cars driving down the property line. Conservation markers posted along the property could possibly deter people from driving down the area. JK suggested a planting plan 40 plugs of beach grass and 4 beach rose to fill area where people have been driving in the past. This can be provided on a hand-drawn plan.
- JK makes motion to close & issue Orders of Conditions with special conditions drafted by BG. CH second. Approved 3-1-0.

2713 Krusell, 0 Careswell Street (sfh).....(cont from 5/1/18) (Bert)

- Continued to 06/05/2018.

2710 Brown, 7 Branch Street (addition and deck).....(cont from 4/17/18) (Frank)

- Continued to 06/05/2018.

2684 Bethanis, 1184 Ferry Street (found. rest. driveway recons).....(cont from 10/03/17) (Jim)

- Continued to 06/05/2018.

REQUESTS FOR CERTIFICATES OF COMPLIANCE & EXTENSIONS

1180 Keith, 43 Newport Street (COC) – On hold for more information and corrective action.

ENFORCEMENT ORDERS

Smith, 38 Liberty Street (Email Response 05/06/18)
 Mahaney, 46 Preston Terrace
 Drosopoulos, 7 Ladyslipper Lane (TC Letter 11/18/17)
 McCarthy, 46 Bay Avenue (late-ATF NOI by 05/01/2018)
 White, 180 Atwell Circle(Escalation letter in Process)
 New Owner, Winslow Avenue Ext.

Levangie, 3 Cove Creek (Communication in Progress)
Tamara Macuch, 237 Webster Avenue
Stifter, 102 Bartlett's Island (unpermitted revetment wall)
Jogi's Liquor Store, 951 Ocean Street (unpermitted cutting)

BUSINESS

Columbia Gas New Gas Line Protocols – Dan Curtain

- Dan Curtain (DC), Residential Sales for Columbia Gas, appears before the Commission. He had a new customer on Ferry Street, and was working to get him set up. He was worked with BG in the past. They are looking to expedite the process to hook new homes up to natural gas. He finds that new customers are getting turned off by the permitting process, which can take 4-5 months and is costly.
- BG states that the property DC referenced was a project previously permitted by the Commission. He clarifies for the Commission that this concerns new lines. Columbia is working on these around town and they know there are jurisdictional boundaries they may run into, but they don't know where these boundaries are without consulting the Commission. BG met with a bunch of their people recently; they are being proactive and trying to do the right thing. The idea is to allow them to move forward judiciously on new line installations in a way that works methodologically for the Commission and its responsibilities. One issue is that the construction season is limited when installing gas and the DEP does not permit installations outside the season.
- RC asks clarification as to what Columbia is looking for. They want a streamlined way to document and proceed with the installation of services. BG suggests a process whereby they send him the site plan showing the line installation, which he could then review for Commission judiciously. He could do site visits as needed. BG notes Columbia is doing upwards of 1000 lines over the next five years, so streamlining is much desired.
- RC asks what happens if they are found to be within the jurisdictional boundaries. BG indicates they will file as needed; this would be an RDA in most cases. In response to a follow-up from RC, BG indicates that in most cases they are simply asking him if a particular installation is jurisdictional or not and BG is telling them. RC indicates he has no problem with that.
- CH suggests a "jurisdictional review checklist" to see if the line will fall within the jurisdictional boundaries. BG thinks a checklist may be helpful but points out this would require Columbia to wait until the next Commission meeting to proceed. JK has no problem with a checklist but it may create more work for BG.
- BO notes that the Ferry Street installation was actually outside the 100 buffer. BG replies that Columbia didn't know that was coming in. He checked and verified that it wasn't jurisdictional, but what should he do going forward, in similar situations to document? Is verbal verification OK?
- JK asks BG how other applicants find out whether their project is jurisdictional. BG indicates it's a combination of factors but it usually starts with him or the Building Department.
- BO would like to know how other towns handle similar situations; DC indicates some towns are Minor Activities Permits, others RDAs or NOIs.
- BG will put together a checklist and continue to work with Columbia on the process. He indicates that if they're clearly outside of any jurisdictional boundaries, they should proceed with the work. RC suggests that they check with BG if they're ever unsure, as there are many wetlands that don't show up on maps.

Commercial activities/Guided trail walks permit - Eric Goodwin

- Eric Goodwin (EG) is starting a new outdoors-oriented business that, among other activities, would involve guided trail walks on Commission properties. He inquired whether a special permit was required to do so, and if so, wanted to start the process.
- The walks would be (45-75) minute duration, initially targeting stay-at-home caregivers to get out and be active during the day. Groups would be six caregivers, initially new mothers, with 1-2 kids each. Possibly larger groups if there is a market for this concept. They will be providing off-road strollers that can handle the trails, and will plan for safety and proper notifications. Each walker will be provided a bag to carry their trash as well as pick up any they encounter on the trails.

- Walks are planned for around the South Shore starting in June. This is one of several lines of business they are considering. He has applied to be on the Recreation Trails Committee and has advised them of his plans.
- CH asks whether the business is insured. They are starting up and working on obtaining insurance. CH asks who else he has approached. EG indicates the Marshfield Commission is his first stop.
- JK asks for BG's comments. BG likes the idea, and that he was proactive in approaching the Commission. BG feels Commission properties are frequently underutilized and this may bring new people to them.
- JK asks BG whether any permission is necessary. BG indicates it's complicated. We don't charge a fee, and there is an MGL that protect us from liability as the Town does not charge a fee for usage of the trails. There may be concerns about the scope of activities, changes or different groups getting involved. Some liability concerns that we want to address. He suggests that Town Counsel and Town Administrator be looped in for their feedback.
- BO doesn't think Commission could prevent these walks if they wanted to; RC agrees. BG points out that certain activities such as camping and fires aren't permitted on Conservation properties. The Commissioners felt, as long as EG wasn't planning a specifically prohibited activity, they had no authority to permit or deny. BG contends the Commission is the custodian of these properties and so they do have a say.
- In response to a question from JK, EG clarifies that he will be running a business enterprise utilizing conservation property; leading trail walks on those properties for which the participants pay a fee.
- JK asks whether EG was anticipating paying a fee for use of the properties. BO doesn't believe they can charge one since they receive state grants for the properties, and in return they have to allow free access. BG feels this would result in the Commission losing the MGL liability protection. The Commission had previously considered a proposal to place solar panels on Commission properties, and Town Counsel had advised him that the Commission could not make any money on its properties.
- EG adds that he'd be willing to provide some trail maintenance, possibly as part of the walks. This is part of his goal as the business grows.
- JK would like Town Counsel to review the idea; if Counsel doesn't object, he has no issue. BO states, given the scope of the proposed activities, he has no problem. CH appreciates that EG approached the Commission before starting, but questions whether there would be an issue with a corporate entity utilizing the properties. This would be another question for Town Counsel.

Marshfield suggested list of wetland consultants: Scott Goddard, PWS, & Seth Wilkinson, Restoration Ecologist

- There are a couple of new candidates for the town's suggested list of wetland consultants: Scott Goddard, PWS, and Seth Wilkinson, Restoration Ecologist. BG would like to add these names to the list. CH asks BG how they are vetted. These individuals reached out to BG. PWS (Professional Wetlands Scientist) is a professional designation. BG has met Seth personally and vouches for his ability. He is highly respected and sought after. Commissioners agreed to add both names to the list.

Enforcement Orders Update – Bill Grafton

- BG discusses the status of enforcement orders listed above with the Commission and pending/possible courses of action.
- JK suggests conducting some public outreach to educate the public regarding the advantages of being aware of resources areas on their property and proactively filing with the Commission as opposed to receiving enforcement orders, fines, and having to file after the fact. BG agrees in principle and asks the Commission what messages they are willing to convey, and if they are willing to be involved in this effort (i.e., appear on videos). JK thinks brief public outreach messages might be effective, and asks to let the Commission know what the messages are going to be. The Commission's goal is to prevent EOs in the first place.

NEW BUSINESS - The Board may hold an Open Session for topics not reasonably anticipated by the Chair 48 hours in advance of the meeting.

ADJOURNMENT RC motioned to close hearing at 9:23 pm. JK seconded. Motion approved 4-0-0.

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

Bill Grafton, Conservation Administrator
Robert Conlon, Chairman
Frank Woodfall
Chad Haitsma

Bert O'Donnell
James Kilcoyne
Art Lage