

MEMBERS PRESENT – Robert Conlon, Chairman (RC), Frank Woodfall (FW), Chad Haitisma (CH), Bert O'Donnell (BO), Bill Grafton, Conservation Administrator (BG).

NOT PRESENT – Art Lage (AL), James Kilcoyne (JK).

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

MINUTES – RC motioned to approve 1/09/18 minutes as submitted. FW second. Motion approved 4-0-0.

BUSINESS –

New Hercules Pile Driver Presentation/Paul Armstrong (PA)

- Rescheduled/PA under the weather.

Corn Hill Woodland Signage - Chris Ciocca (CC)

- Canceled as per CC

Standard Guidelines for COCs (new and aged) - Bill Grafton (BG)

- BG numerous new and aged COCs submitted that are poorly prepared and with unrealistic expectations along with some As-Built plans not conforming to site visit observations and other COC requests are not conforming to the written Orders and rarely ever are Minor/Major Deviation Forms or Amended Orders found. Taking extra time to resolve and prepare for the Commission's approval.
- BG commented that Chapter 505-8 Certificate of Compliance States: "Unless exempted by the Commission, said request shall be accompanied by an as-built plan, certified by a professional engineer or surveyor who is registered in the commonwealth, certifying that the work conforms to the plans, or specifying how the completed work differs from that shown on the submitted plans".
- BG suggestions for COC's going forward:
 - Require PE/PLS to review the approved Conditions so the submitted As-Built will conform to the Orders as well as the site conditions.
 - Provide a checklist so that applicants, their surveyors, engineers and lawyers are aware of the requirements.
- BG would like to have COCs going forward have checklist and would like to know if the Commission is ok with a checklist for as builds going forward. Commission agrees with a checklist going forward.

Commission Needs - Bill Grafton (BG)

- BG/CH/LA attended Bourne Conservation Commission (BCC) Meeting on 1/18/18. BG explains how BCC conducts their meetings, closure process and conditioning process. Special conditions are discussed as Draft from a menu type of selection numerically identified but allowing the option for project specific conditions suggested by the Conservation Agent with modifications as needed by the BCC. BCC then motions to move the Draft to Final Conditions for a motion, second and vote.
- CH liked how they closed the public part, but thought that the 29 General Conditions and 25 Special Conditions might be excessive for our commission. BG we would only use what is necessary from list.
- FW is worried that the public is not going to understand what we talk about if we have a menu selection type of conditions.
- RC would like Boiler Plate Special Conditions that already apply to most of our permit filings. RC would like our Town Special Conditions to follow what is in the Regulations. CH concurs.
- Commission ok with BG developing Boiler Plate Special Conditions for Commission review. BG will compile BCC Boiler Plate Special Conditions and draft MCC version.

- BG stated that the Marshfield Conservation Commission (MCC) is a 7-member board and handed out a note from Board of Selectmen Clerk stating this. BG states MCC has maintained a 6-member presence for more than a year and suggests the Commission add one member. CH mentions the idea of adjunct commissioners like BCC has implemented. Commission agrees.

ENFORCEMENT ORDERS

Smith, 38 Liberty Street (Email Response 12/20/17)
 Drosopoulos, 7 Ladyslipper Lane (TC Letter 11/18/17)
 White, 180 Atwell Circle (Escalation letter TBD)
 Levangie, 3 Cove Creek (Communication in Progress)

Mahaney, 46 Preston Terrace
 McCarthy, 46 Bay Avenue
 New Owner, Winslow Avenue Ext.
 Pam ?, 237 Webster Avenue

REQUESTS FOR CERTIFICATES OF COMPLIANCE

Current:

SE42-2570 Ryan, 241 Foster Road
 SE42-2199 Tedeschi, 1 Atlantic Street

Backburner: (until problems are resolved)

SE42-0691 Linde, 878 Careswell Street- (requested an as-built and elevation certificate)
 SE42-2602 Christensen, 55 Island Street (signed but issues: smartvent and down spouts)
 SE42-2389 Spruill, 4 Damon's Point Drive (issues - appointment set for 12/6/17)

SE42-1658 Heaney, 29 Farragut Road
 SE42-1090 Peterson, 219 Ridge Road
 SE42-1827 L. L. Smith, 60 Macomber's Ridge
 REQ-PCC-1925, Cushing Construction (Parsonage St.) Garden Gate
 SE42-2381 NSTAR, Pine Street

PUBLIC HEARINGS

26XX Mazzenga, 180 Riverside Circle (vegetative restoration).....NEW (Chad)

- RC read legal ad. CH is hearing officer.
- Gerald Mazzenga (GM), applicant and homeowner, 180 Riverside Circle owned for 15 years. Son lived at home for 6 years when son moved out he had good intention to clean up the property. Property was overgrown & since returning to the home, GM talked to his landscaper to cut down some of the vines off the trees and eventually leading to landscaper bringing in bobcat to remove more.
- BG received anonymous call regarding the cutting on salt marsh and went to investigate the matter further. BG then found GM and educated him that the working being performed required a permit about how to go forward and the proper protocols for cutting within the buffer zone. GM hired Stenbeck and Taylor and Brooke Monroe of Pinebrook did Wetland flagging and planting plan.
- CH stated that GM performed the wrong activity but is responsive to Conservation and this is appreciated. CH asked if GM now knows the protocols for future vegetative maintenance. GM does.
- FW inquired about some clarification on some plants on the plan. BG stated that they are listed. FW found Viburnum Dentatum (Arrow-Wood) associated with the plants in question. FW satisfied.
- CH mentions that some clearing took place within the wetland and 25' buffer. CH asks BG to clarify if there is anything here that requires additional mitigation. BG says some cutting done in fringe of salt marsh to phragmites which is an invasive plant as well as plants within wetlands. BG is content with the plan, well done, robust and versatile. Need 75% growing success 2 growing seasons as a condition. BG states if GM would like to manage the phragmites we can work with him to help develop a plan under this filing with a Minor Deviation.
- Special Conditions:
 - o Register both sets of Orders with the Plymouth County Registry of Deeds before commencing the proposed work;

- o Silt sack as per Plan of Record
- o Remove large tidally delivered marine debris from salt marsh.
- o 2 growing seasons with 75% successive growth, cease mowing within the 50 foot no disturb area and add conservation markers every 25 feet/approximate the 50 foot.
- o Coordinate pre-construction site meeting with Conservation Administrator.
- CH is there any other way to mow within the 50 ft buffer. BG suggests hand pruning. FW suggest annual hand maintenance.
- No audience remarks.
- CH states GM is honest about his mistake and states we will continue hearing until we have received the WPA Filing Number.
- CH makes motion to continue until next meeting for WPA Filing Number to be issued. Afterward, the Hearing will be Closed & Order of Conditions issued. FW second. Motion to continue approved 4-0-0.

2694 FRC Development LLC / Burchill, 333 Plymouth Ave. (raze and rebuild).....NEW (Chad)

- RC reads legal ad. CH is hearing officer.
- Rich Burchill (RB) representing homeowner. Tore down home. RB obtained permit to demolish home. Submitted demo permit to building Department and did not realize that he needed conservation approval to take down home. BG clarified. Any work that can disturb the subsurface of Conservation Jurisdictional Boundaries must be filed through the Conservation office. The fact that Conservation was not included on the Building Permit is a rare over site by the building department.
- RB will be in front of Commission next month for another home within the wetlands and has to go to the ZBA for this proposed work as well. Making the home from less conforming to a conforming home, the home will now be on piles instead of a slab foundation. Moving away from wetland with new home.
- BG would like to Condition that the adjacent neighbors be notified as the home was over the property line before it was demolished.
- CH would like a description of new home. RB home will be on piles, 2 bedroom, 2 stories.
- BG asks if the Commission would need to issue a variance as there is work within the 25-foot setback to the wetlands but the Commission feels it is unnecessary as there is a reduction in the footprint.
- CH would like to know if there is mitigation needed? BG explained that the property is dominated by phragmites (invasive), so no need for mitigation. RC states that the work area is previously disturbed.
- Bill Callahan (BC), 334 Plymouth Ave, stated that the previous storm caused water to flow down Westbrook, then down on to Plymouth Ave. BC is worried about flooding at his property and would like to know if there will be any change to the drainage system, or addition of obstacles or walls. The Commission states that there will be no change to the current drainage system and that putting the home onto piles will actually help with water flow.
- BG suggested special conditions:
 - o Register both sets of Orders with the Plymouth County Registry of Deeds before commencing the proposed work.
 - o Conservation Administrator to confirm flags are up before commencement of work.
 - o Conservation Administrator to confirm erosion control acceptable before commencement of work.
 - o Coordinate pre-construction site meeting with Conservation Administrator.
 - o Suggest conservation markers every 25 feet along the flagged wetland line.
 - o Allow mowing of the previously mowed parts of the property and not beyond.
- BG would like to draft Order of Conditions and issue ASAP in the interim BG will issue an e-mail allowing RB to remove debris from property.
- BO asks when did home come down? RB home came down Monday.
- CH makes motion to issue order of Conditions with special conditions suggested by BG, BO second. Motion approved 4-0-0
- FW will not sign until the Orders until they have been finalized and he has reviewed them.

- RC would like to add Boiler Plate Special Conditions as standards we issue as part of all Orders. RC reviewed proposed special conditions with FW who agreed with them but wants to have last look.
- CH will sign Orders this evening and encourage FW to do so as well. CH states BG will be providing an update on how he plans to address special conditions going forward later tonight under Business.
- FW will come in to office and sign tomorrow or within 10 days to sign Orders.

2693 Banks, 89 Bourne Park Ave (dock, pier and deck).....NEW (Frank)

- RC reads legal ad. FW is hearing officer.
- RC motioned to open the meeting and continue without any testimony to 2/6/18 due to the absence of the applicant's representative. FW second. Motion approved 4-0-0.

CONTINUED PUBLIC HEARINGS

2687 Kelley, 0 Main Street (new sfh and vernal pool replication).....(cont from 11/7/17) (Frank)

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

2627 Bedig, Richard Street (SFH).....(cont to 2/23/18) (Chad)

ADJOURNMENT – RC motions to close hearing at 8:10pm. FW second. 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