NORWELL CONSERVATION COMMISSION

March 17, 2015 @ 7:00 PM

Town Hall, 345 Main Street, Norwell MA - Room 112

**MINUTES**

**ATTENDANCE**: Marynel Wahl, David Osborne, Bruce Humphrey, Bob Woodill, William Grafton and Ron Mott.

**Conservation Agent**: Nancy Hemingway

# CALL TO ORDER: Meeting was called to order by Chairperson, Marynel Wahl. This meeting is recorded with the recording stored until approval of these minutes.

# AGENDA ACCEPTANCE:

**Motion**: Ron Mott moved to approve the agenda as written.

**Second:** Bruce Humphrey **In Favor:** All

**7:00 PM: COMMISSION BUSINESS**

# SCHEDULED DISCUSSIONS

**Jacobs Pond treatment final report, review and acceptance**

Information will be available for the April 7, 2015 meeting.

**Update on budget meeting with Advisory Board and COA program**

Voted back the $10k for trail maintenance budget. $30k was approved for the bridges and boardwalks. Repair costs for farm roof was not accepted and will be discussed at the Friday, March 20, 2015 meeting.

**Farm License Renewals** – Drafts were reviewed by Commission, Language was approved by Attorney Bob Galvin.

**Motion**: David Osborne moved to sign the license as written.

**Second:** Bob Woodill **In Favor:** All

**EXECUTIVE SESSION**

Review Pending Litigation regarding the Rodriquez case/Discuss Strategy with respect to pending litigation disclosure of which will impact litigating position of the Town.

**SUB-COMMITTEE & LIAISON UPDATES**

**Open Space & Recreation -**

Marynel Wahl said that there is a meeting next week. There was a discussion, at the Advisory Meeting, to having a documented budget for the maintenance of any new structures. Responsibility of maintenance costs was discussed.

**Land Protection**

**Pathways** - Bob Woodill - nothing new - CPC was asked for $50k.

**Trail/Signage** - Bob Woodill - nothing new. Nancy Hemingway now has created brochures on five of the seven trail maps.

**CPC** - David Osborne - Pathways Committee came in with an article asking for $50k to have Horsley Witten study a trail from Simon Hill to Grove Street. This land is the property of the Conservation and Water Commissions and these departments should be included in discussion.

**Motion:** Bruce Humphrey moved to have David Osborne go before the CPC and announce that the Conservation Commission cannot approve a project of any type that hasn’t come before them.

**Second**: Bob Woodill **In Favor:**  All

**Farming**

**Grants**

**MISCELLANEOUS**

1. **Bills** : MACC Environmental Handbook Subscription - $15.00

2. **Minutes** - 2/3/15

**Motion:** Bob Woodill moved to accept the minutes of 2/3/15.

**Second:** Bill Grafton **In Favor:**  All

# 8:00PM: PUBLIC HEARINGS LEGAL DOCUMENTS/VOTES

**\*\*\*Legal Documents/Votes**

**\*\*\*Minor Amendments, Reviews, COC's**

**\*\*\*Requests for Determination**

**\*\*\*Notices of Intent**

**\*\*\*Enforcements/ Violations**

**98 Accord Park / SE 52-696 & NCC# 30(03) / Construction of 2 Bldgs. (& Violation) Request for COC (cont.)**

Applicant/Representative: Mike Joyce, Joyce Consulting Group

**Discussion:** Nancy Hemingway has not yet been able to confirm due to the snow piles.

**Motion:** David Osborne moved to continue 98 Accord Park to 4/7/15.

**Second:** Ron Mott **In Favor**: All

**260 / 278 Bowker Street / SE52-1077 & NCC# 2(15) / Wetland Line Delineation ANRAD / ORAD (cont.)**

Applicant: James/Eileen Kelly Representative: Brad Holmes, ECR

**Present:** Brad Holmes representing the Kelly Group

**Discussion**: Brad Holmes said that an ANRAD application was filed to confirm the delineation of the BVW at the Kelly properties. this was filed in January and he wanted to get the process started. Nancy Hemingway suggested the FEMA overlay be put on the plan. David Osborne said that the Commission should consider having a peer review done on the line. Nancy Hemingway suggested that a site visit be done prior to requesting of peer review. Brad Holmes will update the plans.

**Motion:**  Bill Grafton moved to continue the hearing until 4/21/15 with a site visit date to be determined.

**Second:** Ron Mott **In Favor:** All

**81 Washington Park Drive / SE52-1078 & NCC# 4(15) / Addition** **NOI & OOC** Applicant: Corey Blair / Representative: Brian Taylor, Stenbeck & Taylor

**Discussion:** Nancy Hemingway recommended a continuation to the 4/7/15 meeting.

**Motion**: David Osborne moved to continue 81 Washington Park Drive to the 4/7/15 meeting.

**Second**: Bruce Hemingway **In Favor:** All

**55 Pleasant Street / SE52-1071 & NCC# 42(14) / Addition & Site Work**  **NOI/OOC (cont.)** Applicant: Thomas Deg nan / Representative: Paul Mirabito, Ross Eng

Present: Paul Mirabito

**Discussion**: Nancy Hemingway said that the Commission requested a field visit which was not done due to weather. Nancy Hemingway will coordinate a date for a site visit.

Paul Mirabito presented his lot plan.

**Motion:** David Osborne moved to continue 55 Pleasant Street to the 4/7/15 meeting, after a site visit.

**Second**: Ron Mott **In Favor:**  All

**Town of Norwell – South Street to Town Center / NCC # 5 (15) / Stormwater improvements in roadway RDA/DOA**

Applicant: Paul Foulsham, Surveyor - Norwell Highway

**Discussion:** Nancy Hemingway said that there is a request for continuation to 4/7/15.

**Motion**: Ron Mott moved to continue Town of Norwell - South Street to Town Center - to 4/7/15.

**Second**: David Osborne **In Favor**: All

**ENFORCEMENT / VIOLATION HEARINGS and DISCUSSIONS:**

**505 / 509 & 515 Washington St. -** Nancy Hemingway is in contact with DEP. The report is not yet prepared

**164 Old Oaken Bucket Rd.**

**AGENTS REPORT -** Importance of attending a meeting on White Barn Lane was mentioned - meeting will be 3/25/15. David Osborne gave a brief history of the site.

**SCIENCE AND REGULATION IN THE NEWS**

**EDUCATION AND TRAINING OPPORTUNITIES**

**And other such matters that may be pending before the Commission**

The Board reserves the right to discuss matters other than scheduled public hearings in an order other than as posted. The Board further reserves the right to discuss matters which could not reasonably be anticipated at the time of the posting of this meeting notice.

**Please be advised that Conservation meetings are audio recorded for the purpose of creating meeting minutes.**

**ADJOURNMENT:**

**Motion:** David Osborne moved to adjourn at 8:16 pm.

**Second:** Bruce Humphrey **In Favor:** All

I hereby certify that the above minutes were presented and voted by a majority vote by the Norwell Conservation Commission on April 21, 2015.

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Marynel Wahl, Chairperson

NORWELL CONSERVATION COMMISSION

March 17, 2015 @ 7:00 PM

Town Hall, 345 Main Street, Norwell MA - Room 112

**EXECUTIVE SESSION - MINUTES**

**EXECUTIVE SESSION**

**Motion:** Bill Grafton moved to enter into executive session to discuss information regarding the Rodriquez case.

**Members Polled:** David Osborne - Aye, Bob Woodill - Aye, Bruce Humphrey - Aye, Ron Mott - Aye, Marynel Wahl - Aye.

**Discussion:** Marynel Wahl reported Bob Galvin gave high praises for the day spent with Nancy Hemingway and the outstanding job she did in preparation of the case.

As long as Mr. Galvin has the appeal in court, Mr. Shutt cannot do anything. There may have to be a special meeting. This could be continued until a definitive decision. Cart path cannot be altered and if it is, an EO will be issued. Rodriguez has permission from Mr. Shutt to clear 2 acres and use the cart path as access.

**Motion:** Bill Grafton moved to return to regular session.

**Members Polled:** David Osborne - Aye, Bob Woodill - Aye, Bruce Humphrey - Aye, Ron Mott - Aye, Marynel Wahl - Aye.

I hereby certify that the above minutes were presented and voted by a majority vote by the Norwell Conservation Commission on April 21, 2015.

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Marynel Wahl, Chairperson