

NORWELL CONSERVATION COMMISSION

345 Main Street / Norwell, MA

May 16, 2017 @ 7:00 PM - Room 112

Minutes

OFFICE OF NORWELL
TOWN CLERK

2017 JUN 28 PM 1:05

NOT RECEIVED

Present: Marynel Wahl, Chair, Dave Osborne, Ron Mott, Bob Woodill, Justin Ivas, Agent N. Hemingway, and Recording Clerk C. Sullivan
Mr. McMackin and Ms. Minihane were absent. Mr. Ivas left at 8:34 PM.

CALL TO ORDER

The meeting was called to order at 7:05 pm by Chair Marynel Wahl. The meeting was not recorded.

AGENDA ACCEPTANCE

Motion by Mr. Woodill to approve the agenda as recorded. Seconded by Mr. Ivas and unanimously voted.

49 Green Street / SE52-1108 & NCC # 2(17) / Jurisdictional Wetland Line Delineation

ANRAD / ORAD (cont.) Applicant: Sean Donovan, EMET / Representative: Darren Grady, Grady Cons.

Meeting Minutes

Mr. Woodill read the notice of public meeting. Peer Reviewer Art Allen of Ecotec was present along with about ten area residents. Ms. Hemingway advised all present that the purpose of the current hearing was limited to establishing the wetland resources on the property under the legal jurisdiction of the Commission.

Mr. Allen presented the results of his peer review. In his site walk with the applicant on March 24, he noted areas outside the previously delineated wetlands with high water tables and other indicators of state-regulated wetlands. He noted a discrepancy on the River Street frontage area, and wished to observe this area when there was more vegetation present.

He walked the site a second time with the Commission on April 8 to observe the River Street area and look for areas of seasonal flooding. He did a third walk on May 1 and observed water tables at least as high as those on the first walk.

Resident Dave DeGhetto asked Mr. Allen if he found any evidence of vernal pools or endangered species on the property; Mr. Allen replied that he did not note any pools meeting the regulatory definition of a vernal pool or any direct evidence of endangered species. Mr. DeGhetto also asked whether Mr. Allen studied how new foundations might affect water flows in the area. Mr. Allen replied that this would come later in the process.

Cary Wolinsky asked about the definition of area subject to inundation. Mr. Allen stated that these are areas that don't necessarily have all hydric soil conditions but hold pond water for extended periods, not just during a rain event. He noted that many of the areas the Commission thought were subject to inundation were wetland, but didn't rise to the Federal definition of an area subject to flooding.

Motion by Mr. Woodill to approve the ANRAD. Seconded by Mr. Mott and unanimously voted.

COMMISSION BUSINESS

Meeting Minutes

Habitat Enhancement

Mr. Osborne advised that he didn't think resettlement of New England Cottontail Rabbit and Ruffed Grouse would work on Commission lands due to the large areas required, but he will continue to monitor the project.

Donovan Connector

The Commission briefly reviewed a "not to exceed" quote from Norwell Trees and Grounds for construction of the Donovan Connector from the pathway to the Circuit Street parking area. Mr. Mott noted that \$17,500 was the correct quoted amount and not the \$17,000 referenced in two places in the letter.

Motion by Mr. Osborne to accept the not-to-exceed quote from Norwell Trees and Grounds for construction of the Donovan Connector. Seconded by Mr. Woodill and unanimously voted.

Town Meeting

Commissioners briefly discussed the town meeting vote on the Wompatuck access study article and next steps with the Pathways Commission and other town entities.

Trails/Signage

Ms. Hemingway advised the Commission that Cary Wolinsky had offered to pay for a new signboard at Stetson Meadows.

Motion by Mr. Osborne to accept the Stetson signboard gift subject to the Commission viewing the sign before it goes up. Seconded by Mr. Ivas and unanimously voted.

SUB-COMMITTEE UPDATES (OLD & NEW BUSINESS)

Open Space and Recreation	M. Wahl	
Land Protection	All	
Pathways	R. Woodill	
Trails/Signage	R. Woodill	
CPC	D. Osborne	Commissioners discussed the nature of the "Conservation" funds in the Community Preservation funds and how to access them. Mr. Osborne advised that funding requests needed to reference a specific project.
Farming	R. Mott	Mr. Mott advised that Norwell Farms had not done any clearing work on Barstow field and he is not sure whether they are planning on using the field this year. He also advised that farmer Scott Franklin is leaving Norwell farms and that Nikki Bartley was selling flowers at the farm for a profit. Commissioners discussed the possibility of charging a land use fee for use of town fields. Ms. Wahl asked Mr. Mott to get more clarification from Norwell Farms Board of Directors Chair Jessica Chase as to any retail sales.
Grants	B. McMackin	
Zoning Bylaw	R. Woodill	

MISCELLANEOUS

1. Bills

- a. Norwell Hardware - \$31.97 - misc. for Ron for Donovan Barn
- b. Ron Mott - \$43.96 – Reimbursement for paint
- c. Chris Sullivan \$150 - meeting minutes

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TOWN OF NORWELL
TOWN CLERK

Meeting Minutes

Bills

Ms. Hemingway removed Ed Cox from the list of current bills, added Chris Sullivan, and then read the list.

Motion by Mr. Ivas to pay the bills as listed. Seconded by Mr. Woodill and unanimously voted.

Minutes

The minutes for the May 2 meeting were distributed. Commissioners reviewed and discussed corrections and changes.

Motion by Mr. Mott to approve the minutes of 5/2/17 as amended. Seconded by Mr. Ivas and unanimously voted.

Discussion

The Commission discussed the Conservation Agent's role in advising Commissioners as to conflicts of interest during hearings, and Commissioners' responsibility to recognize and self-report any conflicts.

EXECUTIVE SESSION Discussion of issues and/or land offers/land of interest, disclosure of which will impact negotiating position of the Commission and/or Town.

8:00PM: PUBLIC HEARINGS LEGAL DOCUMENTS/VOTES

***Legal Documents/Votes ***Minor Amendments, Reviews, CoC's

***Requests for Determination ***Notices of Intent ***Enforcements/ Violations

Parker Street (Map 16C, Bl. 51, Lot 78) / NCC# 3(17) / Determination of Jurisdictional Wetlands
RDA / DoA (cont.) Applicant: Paul Jevne / Representative: John Zimmer, S. River Environmental

Motion by Mr. Mott to continue the matter to June 6 at 8 PM. Seconded by Mr. Ivas and unanimously voted.

224 Main Street / SE52-xxxx & NCC# 17(17) / Jurisdictional Wetland Line Delineation

ANRAD / ORAD Applicant: Bonnie Campbell / Representative: Rick Grady, Grady Consulting

Meeting Minutes

Mr. Woodill read the notice of public meeting.

Motion by Mr. Mott to continue the matter to June 6 at 8 PM. Seconded by Mr. Ivas and unanimously voted.

42 Forest Street / SE 52-1115 & NCC# 18(17) / Addition

NoI / OoC Applicant: Anthony & Jennifer Marchesiani / Rep: Darren Grady, Grady Consulting
Please refer to the Agents Notes for comments and recommendations to the Commission.

Meeting Minutes

Mr. Woodill read the notice of public meeting. Robert Carlizon was present for Grady Consulting.

Mr. Carlizon briefly presented the site plan and plans for construction. Ms. Hemingway noted that the house was built in 1880 and the back yard also pre-dates the Wetlands protection act. She recommended approval with a short-form OoC and installation of ground-level conservation markers at the edge of BVW.

Motion by Mr. Mott to accept the NoI with a standard short-form OoC and conditions as noted. Seconded by Mr. Woodill and unanimously voted.

Circuit Street (Donovan Field) / SE52-xxxx & NCC# 6(17) / Agricultural Field Squaring/ Clearing NoI / OoC (cont.) Applicant: John Hornstra & NCC / Representative: John Hornstra & Ron Mott
Meeting Minutes

The Commission briefly discussed the delay in conducting the delineation, with Mr. Ivas noting this was a very busy time for environmental firms. Ms. Hemingway reached out to Lucas and they are doing the delineation this week.

Motion by Mr. Mott to continue the matter to June 6 at 8 PM. Seconded by Mr. Osborne and unanimously voted.

ENFORCEMENT HEARINGS

31 Central Street / Restoration of stream and 50-foot resource buffer (Restoration Plan) Applicant John McKay / Representative: Steve Ivas, Ivas Environmental

Meeting Minutes

Steve Ivas present. Commissioner Justin Ivas recused himself and left the meeting before the discussion started.

Applicant John McKay has requested a continuation as to the restoration plan. Steve Ivas requested authorization to hydroseed the area between the house and stream for stabilization purposes.

Ms. Hemingway recommended not allowing grass in the area near the wetland, as it may interfere with the mitigation, and asked that the Commission make it clear that any authorization would be for a temporary stabilization only. She also requested that Commissioners make a note that certain areas to be stabilized may ultimately need to be re-graded to restore then to the pre-violation conditions.

Motion by Mr. Osborne to allow Steve Ivas to hydroseed in the areas indicated to stabilize the soil. Seconded by Mr. Mott. Discussion by Chair Wahl restating that the hydroseeding was for stabilization only and may need to be regraded as part of the restoration; and unanimously voted.

Motion by Mr. Mott to continue the matter to June 6 at 8 PM. Seconded by Mr. Woodill and unanimously voted.

31 Central Street / Excavation of stream, Construction of Driveway & Additions, Grading & Landscaping in Buffer Zone (After-the-Fact) NoI / OoC Applicant: John McKay / Representative: Steve Ivas, Ivas Environmental

Please refer to the Agents notes from all hearing continuations.

Meeting Minutes

Mr. Woodill read the notice of public meeting. Applicant John McKay requested a continuation to notify abutters.

Motion by Mr. Mott to continue the matter to June 6 at 8 PM. Seconded by Mr. Woodill and unanimously voted.

PUBLIC MEETINGS

Meeting Minutes

Mount Blue Street

Ms. Hemingway reported that she had given Commissioners' contact information to several neighbors.

Tiffany Hill Stormwater

Ms. Hemingway reported there was another blowout at the site, but a silt sack prevented runoff into the wetlands.

Curtis Farm Road

Ms. Hemingway reported there was a blowout at the site that was contained before entering any wetlands.

40 Norwell Ave

Ms. Hemingway is still waiting for the NoI for this project.

ADMINISTRATIVE REQUESTS - none

VIOLATION DISCUSSIONS - none

AGENTS REPORT - refer to full report for complete details.

Meeting Minutes

Ms. Hemingway advised that the Commission will need to get state permission to move forward with the Chittenden restoration plan, and that the NSRWA is working with the Commission on options.

Commissioners discussed the recent installation of a memorial marker and bench on the island at Jacobs Pond Reservation. A stump was cut near the bench; Ms. Hemingway advised that the trail crew could trim this back further if desired. The Commission also discussed vandalism in the Reservation.

**SCIENCE AND REGULATION IN THE NEWS
EDUCATION AND TRAINING OPPORTUNITIES**

Please refer to the complete Agents Notes available in the Conservation Office. Notes included in the minutes are partial.

<i>Next Meeting</i>	<i>June 6, 2017</i>
<i>NEW filing applications due date/deadline</i>	<i>May 23, 2017 @ noon</i>
<i>Legal Notice publication date-Patriot Ledger</i>	<i>May 29, 2017</i>
<i>Revised Information submittal deadline</i>	<i>May 30, 2017 @ noon</i>
<i>Peer Review Supplemental Info Deadline, CoC Requests, Minor Modification & LP Requests</i>	<i>June 1, 2017 @ noon</i>
<i>Public Information Written Comments</i>	<i>No deadline</i>

Adjournment

Motion by Mr. Osborne to adjourn at 8:57 PM. Seconded by Mr. Mott and unanimously voted.

I hereby certify that the above minutes were presented and voted by a majority vote by the Norwell Conservation Commission on June 20, 2017.

Marynel Wahl
Marynel Wahl, Chairperson