

NORWELL CONSERVATION COMMISSION

September 16, 2014 @ 7:00 PM - Room 112

Minutes

ATTENDANCE: Marynel Wahl, Ron Mott, Bruce Humphrey, David Osborne, Bill Grafton, Lori Hillstrand and Bob Woodill.

AGENDA ACCEPTANCE

Bob Woodill would like to amend the agenda to include and 390/396 Circuit Street.

Motion: Bruce Humphrey moved to accept the agenda as amended.

Second: Ron Mott

In Favor: All

7:00PM: COMMISSION BUSINESS

SCHEDULED DISCUSSIONS

- Commission Priority Projects

Letter to Jim Boudreau regarding deeds, CR's and updates to

Letter to be drafted by Nancy Hemingway to BOS regarding TPL (Trust for Public Land) and cooperative assistance.

- **ATV on Donovan trails** – damage discussed.

No motorized vehicles are allowed on conservation land or the Pathway. David Osborne feels that this is a police responsibility. Ron Mott suggests that we contact the Police department and state that this is a high priority. Nancy Hemingway will draft a letter to the Police Department for review by members.

- **Land Management, Trails, etc.**

Care of island and handicapped ramps was discussed.

- **Huntersbrook Stables** – listed for sale.

Piece of this property was discussed for possible conservation protection. This will be discussed in Executive Session when property information is compiled.

- **Norwell Farms Water Line Connections** –

Nicky Bartwell and Scott Franklin presented information on the well drilled in July being run by a gas powered generator. They would like permission to install electric and water lines. Locations were discussed and a site plan distributed. They have approval from Historic New England and the Norwell Historic Commission. Engineering details are requested for the plan. Scale is needed on the survey.

Members polled – Are we going to have them redo the lines or update the plan?

Lori Hillstrand and Bill Grafton in agreement of modification to present plan two color coded water vs electric lines and distances from stone wall with scale and depth of trenches. Nancy Hemingway suggested modifying current plans with dimensions and depths. She will photograph large stones in the field and present at continued meeting.

- **CPC grant applications** – due October 15th. Bruce Humphrey will present a plan for property mentioned for purchase.

SUB-COMMITTEE UPDATES

- Open Space & Recreation
Land Protection

Discussion:

- **Pathways**

Motion: David Osborne motioned to reappoint Bob Woodill to the Pathways Committee.

Second: Bruce Humphrey

In Favor: All

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- Trail/Signage

Discussion:

- CPC

Discussion: No new information.

MISCELLANEOUS

Bills: Aquatic Control, ABC Equipment, Postage Meter, Mileage and gas, Transcription.

Motion: Ron Mott moved to accept the bills as discussed.

Second: Bob Woodill

In Favor: All

Minutes 8/5

Motion: David Osborne moved to accept the minutes as written.

Second: Ron Mott

Minutes 7/1 – change Bob Grafton to Bill Grafton.

Motion: Bob Woodill moved to accept the minutes as written.

Second: Ron Mott

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

302 Summer Street / SE52-998 & NCC#11(12) / Single Family Home and Related COC (cont.)

Applicant/Representative: Richard Murphy

Discussion: Nancy Hemingway said that this is a sub-divided lot. All woody vegetation should be out of the meadow. They've planted in the meadow area. She suggests that they mow the meadow and replant the mitigation selected plants.

Motion: David Osborne moved to deny and require them to mow the meadow and replant with agreed mitigation plantings.

Second: Bill Grafton

Opposed: Bruce Humphrey

In Favor: Bill Grafton, Marynel Wahl, Bob Woodill, Lori Hillstrand and Ron Mott

Turner's Way, Lot 2 / SE52-1022 & NCC# 9(13) / Single-Family Home COC

Applicant: Keith & Shana Hallman / Representative: Josh Bows, Merrill Corp.

Discussion: Request for continuation.

Motion: Ron Mott moved to continue Turner's Way, Lot 2.

Second: Bruce Humphrey

In Favor: All

16 Circuit Street / SE52- ???? & NCC# 23(14) / Landscaping & Construction of Stone Wall (After-the-Fact) NOI / OOC (cont.)

Applicant: Kevin McKinnon / Representative: Brad Holmes, ECR

Discussion: Request for continuation.

Motion: Ron Mott moved to continue 16 Circuit Street.

Second: Bruce Humphrey

In Favor: All

29 Prospect Street / NCC# 22(14) / Encroachment & Yardwork (After-the-Fact) RDA / DOA (cont.)

Applicant/Representative: Harry Merritt

Present: Harry Merritt

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Discussion: Harry Merritt said that Brad Holmes reassessed the wetland line and agrees with the previously submitted plan as being accurate. A stump was removed between the 50'-100' line. He had been requested to maintain (leaving the shrubbery that is currently there) his 50-100' line as it was in the past. Bill Grafton suggested three conservation markers on the 50' line. Marynel Wahl and Nancy Hemingway will walk the property, check the flags, measure the 50' line and indicate where the markers would go. Letter will be drafted to include information discussed.

Motion: David Osborne moved to continue 29 Prospect Street to the 10/7/14 meeting.

Second: Bill Grafton

In Favor: All

19 Prospect Street / SE52-1058 & NCC# 27(14) / Wetlands Restoration (Abbrev.) NOI (cont.)

Applicant: Karen & Andrew Arnott / **Representative:** N/A

Present: Karen and Andrew Arnott

Discussion: Nancy Hemingway said that this property had a wetland line that was indicated and now the 50' buffer is lawn. She is following up on a list that was submitted by the prior conservation agent.

Bill Grafton proposes to accept the working plan presented by Karen Arnott.

David Osborne feels that this should be left as is.

Bob Woodill is in favor of approving the NOI and accepting the plan.

Lori Hillstrand feels that we should leave as is.

Bruce Humphrey and Ron Mott agree to leave as is.

Motion: Bruce Humphrey moved to accept the OOC as the property now stands with adding markers at the 50' line.

Second: Ron Mott

Opposed: Bill Grafton and Bob Woodill

In Favor: Lori Hillstrand, Bruce Humphrey, Marynel Wahl, David Osborne, Ron Mott.

166 Pleasant Street / SE52-1061 & NCC# 28(14) / Single Family Home and Related ANDRAD/ ORAD (cont.)

Applicant: Spartan Builders, Inc. / **Representative:** Bruce Malcolm, Land Surveys Inc.

Present: Bruce Malcolm, Atty. Richard Wainrite representing the applicant.

Discussion: Attorney Wainrite said that the request for the one flag to be reflagged has been done. The original plan was approved by the planning board to the wetland plan done 3 years ago. They would like the Commission's approval of the wetland line.

Nancy Hemingway asked for additional field data for flags #8 & 9. When they submitted the field data sheet there was a change in the flag line which raises questions about the whole line. Attorney Wainrite said that Walter Hughetson – botanist - said that the range cannot be precise. He explained the topography of the field. Bill Grafton said that adequate information is needed and will be verified by the Conservation Agent. James Moratlis has to have an approved ANRAD to move forward.

Motion: Bill Grafton moved to continue 166 Pleasant Street/ SE52-1061 to 10/7/14.

Second: Ron Mott

In Favor: All

151 Pine Street / SE52-1063 & NCC# 29(14) / Construction of Detached Bldg. NOI / OOC (cont.)

Applicant: Tyler & Melissa Lestage / **Representative:** Greg Morse, Morse Engineering

Present:

Discussion: Gregory Morse, representing the applicants, filed an NOI to construct a detached garage. Brad Holmes delineated the wetland line. They proposed a silt fence at the limit of work. There is no impact to the 50' buffer zone. It's not in the flood plan area or protected habitat area. Nancy Hemingway requested trees that were removed be replanted along the line and markers placed at the 50' line. She recommended native and not invasive. She noted that the wetlands have not been looked at for the entire site, only the area in question.

Motion: Bill Grafton moved to close the hearing.

Second: Bruce Humphrey

In Favor: All

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Barrel Lane (Lot 6) Curtis Farm Rd. / SE52-???? & NCC# 30(14) / SFH w/ Driveway, Septic & Utilities NOI / OOC (cont.)

Applicant: Hawthorne Park R/T / Representative: Brad McKenzie, McKenzie Eng.

Present: Tony Castapolit, developer and Scott Henderson for McKenzie Engineering.

Discussion: Nancy Hemingway said that there is a DEP number, but it doesn't specify which lot.

Lot 6 - Scott Henderson said that the proposal is for the construction of a single family home. Lot dimensions were given. House and septic placement was discussed.

Nancy Hemingway said that this is a site where there was substantial sediment in the wetland. The 50' to 100' is being disturbed.

Motion: Bob Woodill moved to continue Barrel Lane (Lot 6) until 10/7/14.

Second: Ron Mott

In Favor: All

Barrel Lane (Lot 7) Curtis Farm Rd. / SE52-???? & NCC# 31(14) / SFH w/ Driveway, Septic & Utilities NOI / OOC (cont.)

Applicant: Hawthorne Park R/T / Representative: Brad McKenzie, McKenzie

Lot 7 - conditions are the same - 82' from the wetland. Request made to take it out of the 100' and present an alternate plan.

Tim Corbett - abutter to lots 6 & 7 said that he has concerns about the runoff.

Motion: Ron Mott moved to continue Barrel Lane discussion on Lot 7 until 10/7/14.

Second: Bob Woodill

In Favor: All

Main Street (Rte. 123), Various Locations / NCC# 32(14) / Road Improvements RDA / DOA

Applicant: Norwell Highway Dept., Paul Foulsham / Representative: Env. Partners

Present: Paul Folsham and Steve Belanger

Discussion: Paul Foulsham said that they would like to go over drainage proposals. Steve Belanger - This is phase 1 of construction for road improvements from Main Street. They will be adding sidewalk with granite curbing and to place a grate on the catch basin. This RDA is to start the project. Nancy Hemingway recommends breaking it down to 2 components - 1 stormwater and 2 the sidewalk.

Motion: David Osborne moved to issue a negative determination for Main Street

Second: Bruce Humphrey

In Favor: All

8 Barque Hill Drive / NCC# 33(14) / Project Jurisdiction RDA / DOA

Applicant: Liberty Realty Development, Inc. / Representative: Adam Brodsky

Present: Attorney Adam Brodsky - property is under agreement for sale, closing next week. Vegetative wetlands are not present on the property. House is located outside the habitat.

Motion: Bob Woodill moved to issue an RDA for 8 Barque Hill Drive / NCC#34 (14).

Second: Bruce Humphrey

In Favor: All

ENFORCEMENT / VIOLATION HEARINGS and DISCUSSIONS:

Summary of issues and current sites to be submitted to the Commission as part of the Agents Notes.

- **390/396 Circuit** - review of previous unresolved violation off of Forest St.

Nancy Hemingway reviewed past information on this property. This is to review a previous unresolved violation off Forest Street.

Mary Alex - 398 B Circuit street - when property was built, there was no access to Forest Street. She's been there 35 years and there was a narrow path for two horses. Backhoe and golf cart were seen making a new trail. Gina Volandra is the current owner. The dispute is that they are saying these cart paths historically existed.

Brendon Recoupro - 398 A Circuit Street five years ago this pathway was completely overgrown and largely abandoned. He has an easement on Gina Volandra's property.

Marynel Wahl asked that the residents keep the Commission updated through communication with Agent and pictures of work in wetland.

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EDUCATION AND TRAINING OPPORTUNITIES

MACC fall conference is scheduled for Saturday, 9/27 in Framingham and deals with Aquatic Invasive.

AMWS Annual meeting is scheduled in Ashland for 11/14, 9-noon.

Three topics:

1-Wetland Geochemistry

2-Implementing stream crossing standards effectively at the local level.

3-Update on Mass DEP's in-lieu fee program for wetland banking.

And other such matters that may be pending before the Commission

ADJOURNMENT:

Motion: Bruce Humphrey moved to adjourn at 10:35pm

Second: Ron Mott

In Favor: All

Next Meeting will be on October 7, 2014 @ 7:00 P.M.

Next Meeting	October 7, 2014
NEW filing applications due date/deadline	September 23, 2014 @ noon
Legal Notice publication date-Patriot Ledger	September 29, 2014
Revised Information submittal deadline	September 30, 2014 @ noon
Peer Review Supplemental Info Deadline, COC Requests, Minor Modification & LP Requests	October 2, 2014 @ noon
Public Information Written Comments	No deadline

Marynel Wahl
Marynel Wahl, Chairperson

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