

Plympton Conservation Commission
Minutes of Open Virtual Meeting – May 4, 2021
Held over Zoom Conference Call: zoom.us/j/8802901353
By Telephone: +1 646 558 8656
Meeting ID: 880 290 1353
Password: 948488

Present: Board Members, Amy Cronin, Linda Leddy and Mike Matern; and Conservation Agent, Brian Vasa

Regrets: Rick Burnet

Guests: Ken Thompson (Zoning Enforcement Officer), Dyan & Abdu Nessralla (57 Maple St)

1. Call to Order. Acting Chair, Linda Leddy called the meeting to order at 6:40 pm and the suggested statement was read that was prepared by KP Law:

“Pursuant to Governor Baker’s March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor’s March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, this meeting of the Plympton Conservation Commission is being conducted via remote participation. No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings as provided for in the Order.”

2. 399 Main Street Notice of Intent (NOI) Hearing Continuation – Ground-Mounted Solar Array (SE266-0208). At the request of the applicant, Borrego Solar Systems, Inc., this hearing has been continued to May 18, 2021 at 6:41 pm.

3. 165 Palmer Road Notice of Intent (NOI) Hearing Continuation – Two Light Manufacturing Buildings Construction (SE266-0218). The hearing was originally scheduled for March 16th and was continued to May 4, 2021 and further continued to May 18, 2021 at 6:42 pm.

4. 47 Mayflower Road NOI Hearing Continuation - Single family dwelling (SE266-0219). At the request of the applicant, the hearing is rescheduled from tonight to June 1, 2021 at 6:43pm to allow for continued work with the Planning Board regarding zoning.

5. Enforcement Order – 57 Maple Street. There were zoning questions about the number of service vehicles at 57 Maple Street (Abdu and Dyan Nessralla), as well as potential wetlands violations, and a new dirt driveway that appears to be within 50’ of the wetlands. A cease-and-desist Enforcement Order was sent certified mail and was signed for. Mr. Nessralla noted that he is well-versed in the wetland regulations, and he consults with other towns on conservation matters. He noted that he was helping a friend with storage of business items for 30 days, but has now had him leave. He stated that there is only his skid-steer on his property now. They use their property to grow some items for the farm stand. They asked which were the violations, and wondered if the wood chips were placed

incorrectly, near the wetlands/vernal pool. Mr. Nessralla noted the property hasn't been altered in 38 years, including no new driveway. A small section out back (50 x 30) loam has been stripped and he put 2' x 20' of chips.

The Commission showed pictures of the potential violations, and asked about the driveway, and noted the wood chips appeared to be in the wetlands/vernal pool. The Commission showed the street view from 2 years ago, and a new driveway was added. Mr. Nessralla said he didn't change the elevation and only removed fallen trees and stumps were removed from the new road. He noted that he did put chips up to the wetlands/vernal pool; the Plympton Bylaws say you have to be 100' from the vernal pool mean high water mark according to our bylaws. Mr. Nessralla noted he put wood chips on the new road that is on the lot that also belongs to them. Ms. Nessralla noted that there are a lot of roads that go through their property.

It was noted that this new road shouldn't be used until after the walk-through. The Nessralla's noted that they will place big boulders across the road so it cannot be used. A site walk-through was tentatively scheduled for May 14th or 15th. A wetlands remediation specialist will need to be contracted, and will join the walk-through, most likely to be paid for by the Nessralla's. There will likely need to be a future remediation plan, and the Nessralla's agreed that all work will cease on the property.

6. Building Permits. It was discussed that before the plans are signed-off from now on, Brian will look at the MapGeo to advise if it appears there are wetlands on the property.

- a. 106 Maple Street for a 30' x 40' barn showed by an engineered plan that the wetlands were beyond 100', yet there were questions about if there could be wetlands.
- b. 24 Palmer Road for a 30' x 60' barn was questioned if we could get the electronic plans to see where the barn was being located, as it appears there are wetlands on the property according to the Plympton Assessor's Map, MapGeo.
- c. 20 Prospect for a home renovation – there was an incomplete application; the maps need to have color-coordinated markings for the wetlands.
- d. 12 Brackett Terrace for a modular home was approved since there were no wetlands impacts.

7. Parking Lot issues.

- a. An inventory of the vernal pools in town will be created; add the last few years of annual reports to the website.
- b. Create a checklist of best practices for flood plain management.

8. Minutes. The minutes from the April 20, 2021 meeting were approved as amended.

9. Next Meetings. The next meetings will be held on May 18th, June 1st and June 15th at 6:30 pm. The typical meetings schedule (1st and 3rd Tuesdays of each month) is subject to be modified, and will be posted.

The meeting was adjourned at 8:25 pm by a motion from Ms. Cronin and seconded by Mr. Matern with unanimous approval.

Respectfully recorded and submitted by Amy Cronin