

Plympton Conservation Commission
Minutes of Open Meeting – September 18, 2018

Present: Board Members Rick Burnet, Amy Cronin, Linda Leddy and Marta Nover

Not Present: Mike Matern and Ami Dion

Mr. Burnet called the meeting to order at 6:40; it is noted that the September 4, 2018 meeting was not held due to a lack of quorum.

1. Correspondence. None discussed.

2. Building Permits Received.

a) Construction of barn foundation to replace a structure that burned at 59 Parsonage Road was approved; it was noted that it was agricultural and less than the size restrictions, therefore exempt from the jurisdiction of the Conservation Commission. Rick Burnet recused himself.

b) Construction of 12' x 26' tool shed at 4 Brook Street (applicant Doug Ferguson) was approved as it was deemed not in the jurisdiction of the Conservation Commission.

c) Construction of a 10' x 30' shed row barn on Lot 8-2-3a Ring Road (applicants Regina and Tom Bean) was approved as it was deemed not in the jurisdiction of the Conservation Commission.

d) Construction of a barn at 1-1-6 and 1-1-7 on 8 Oak Street (applicant Timothy Falconer) was approved as it was deemed not in the jurisdiction of the Conservation Commission. Rick Burnet recused himself.

e) Construction of a 12 x 24 shed at 46 Main Street (applicant Kevin Shaw) was approved as it was deemed not in the jurisdiction of the Conservation Commission.

f) Construction of 10' x 16' mudroom addition at 127 Pleasant (applicants Daniel and Michelle Tura) was approved as it was deemed not in the jurisdiction of the Conservation Commission.

Old Business

3. Continuation of Hearing for Abbreviated Notice of Resource Delineation (ANRAD) – West Light Development, Inc., 165 Palmer Road, Map 6, Parcel 1, Lot 3. Alexandra Artiano of West Light Development (representing the owner) came in to find out about the continuation of the hearing. It will be continued to October 2nd at 7 pm.

As background, the site is a vacant lot with bordering vegetated wetlands (BVW). The wetlands were originally delineated in May 2017 and again May 2018. Reportedly, the land is 3 wooded acres, with 2.5 usable upland acres. They may wish to build homes. The Commission noted that the actual owner of West Light Development is required to sign the application, so that will need to be redone. There were no soils data provided.

A third-party review will need to be done. The scope of work would be to review the ANRAD application, and conduct a site inspection to review the site and the wetland boundaries on the site as well as any resources areas that may exist on or adjacent to the site. The applicants were unsure if there was a DEP number.

4. Continuation of Hearing for NOI – Borrego Solar, 61 Upland Road, Map 13, Parcel 2, Lot 29D. Evan Watson from Prime Engineering representing Borrego Solar appeared with John Thomas of SWCI Environmental Consultants and Zack Farkes of Borrego Solar. The third-party reviewer, Art Allen of EcoTec (wetlands expert) disagreed with their findings and wrote a report stating such; he walked the site with Colleen Puzas, wetlands scientist representing Borrego Solar. Mr. Watson went through his responses to Mr. Allen's concerns, and the project was discussed. The Commission noted that there is currently no stormwater management plan; John Chessia, stormwater third-party expert should get started with his review. Marti will coordinate that review. Art will be asked to attend the next meeting on October 2nd and the Borrego representatives would also like to attend.

5. Earth Removal Application. A request from Harju Limited Partnership regarding an earth removal project was received. They wish to have their activity deemed exempt per Section 4.3.2 in the new Earth Removal Bylaw. They want to remove and sell the stockpiles on the cranberry bogs (decayed materials – vines, stumps, etc.) as topsoil. The Board of Selectmen voted to proceed with any conditions imposed by the Conservation Commission.

A letter will be sent to advise the applicants of the conditions of approval that includes instructions for effective erosion control that shall be put in place and remain until the site is stable and fully established with ground cover. The effective erosion control shall be immediately down gradient from the excavation activities and any area subject to jurisdiction under the Wetlands Protection Act and the Plympton Wetlands Protection Bylaw.

6. 387 Main Street - enforcement order. Jeff Perrault was requested to attend a meeting to discuss the Enforcement Order at property at 387 Main Street; Ami Dion will send a request to ask him to appear at the October 2nd meeting.

7. Follow-up to 12 Prospect. Ami Dion will send a letter to ask the Wallace/Doubleday household to provide an update as soon as possible, but no later than the next meeting on October 2nd on the wetlands delineation and the location of the moved fence that was required by September 17th. The letter will be copied to the Building Inspector and the DEP.

New Business

8. Construction of a wetlands crossing via culvert pipe. Mr. Bern of 122 County Road appeared before the Commission to discuss his lot on 130 County Road he's selling beside his home; he's interested in installing a culvert pipe for the eventual construction of a home. The following summarized Mr. Bern's points to the Commission. The Commission advised that before a culvert is built, the driveway must be approved. The driveway would be in the wetlands and in a riverfront area, and a maximum of 5000 ft² of wetlands can be altered with approval of the Conservation Commission; however, it was noted that this lot was created and in doing that, a hardship was created. A formal application called a Notice of Intent (NOI) is required. Mr. Bern was also advised that permission would need to be granted to go over the wetlands for the perc-testing. Mr. Bern noted that he is planning to get permission to go over his neighbor's land to do the perc test so as not to disturb the wetlands. He was advised that the riverfront has a 200' on either side that cannot be

touched (at median high-water mark) plus the additional 25' no-touch from the Plympton Bylaws. The project may not even be permit-able, and it could be cost prohibitive with the proper culverting and replication (if it's even possible).

It was noted that we will set up a time to do a walk-through of 122 County Road. Ami Dion will call Mr. Richard Bern to set this up.

9. Remaining Tasks to Complete. The following are items on which the Commission still needs to act.

122 County Road Walk-thru. Ami Dion will set up the walk-thru with Mr. Bern.

Letter Regarding Work Near Wetlands - Property on Rt. 58 near town line. There has been no response to the letter was written from the Conservation Commission to Amanda Monti reminding her that any work within 100' of the bordering vegetated wetlands (BVW) or 200' of a river must be first approved by the Commission. It was noted that clearing had been done, and the Commission requested a site walk to review the work.

Carey Auto Property. The Commission sent the Building Department a request to determine if sandblasting is occurring, and if so, if it is permitted. Sandblasting is a concern from a wetlands perspective as well. No response yet.

Follow-up with 12 Prospect Street.

Minutes. The minutes from the August 7th and August 21st were approved as amended.

Next Meetings: The next meetings will be held on Tuesday, October 2nd and October 16th at 6:30 pm. The meetings are typically held on the 1st and 3rd Tuesdays of month.

The meeting was adjourned at 8:50 pm by a motion from Ms Leddy and seconded by Ms. Nover, with unanimous approval.

Respectfully recorded and submitted by Amy Cronin