

**Plympton Conservation Commission**  
**Minutes of Open Virtual Meeting – January 5, 2021**  
**Held over Zoom Conference Call: [zoom.us/j/8802901353](https://zoom.us/j/8802901353)**  
**By Telephone: +1 646 558 8656**  
**Meeting ID: 880 290 1353**  
**Password: 948488**

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

**Guests:** Nathaniel Stevens of McGregor and Legere P.C. (Maple Street); Dean Smith, Sami Aslam and Carli Shroyer of Borrego Solar (399 Main Street); and Dana Galgana (117 Old Farm Road)

**1. Call to Order.** Mr. Burnet called the meeting to order at 6:30 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. Discussion regarding Notice of Intent (NOI) for 0 Maple Street - house construction** (7:01 pm). Because the Conservation Commission was unable to discuss the project with Town Counsel, Amy Kwesell, the discussion and vote will be delayed until another extra Conservation Commission meeting is held on January 12<sup>th</sup> at 5 pm. It was agreed that the 21-day period was extended to January 20, 2021.

**3. Hearing – Notice of Intent (NOI) for 399 Main Street Solar (7:01).** The NOI Hearing originally scheduled for October 22, 2019, February 4, 2020, April 7, 2020, April 21, 2020, and December 1, 2020 was continued to Tuesday, January 5, 2021. The public hearing is to consider a Notice of Intent, under the Wetlands Protection Act, M.G.L. c 131 §40 and the Town of Plympton Wetland Protection Act General Municipal Bylaw Section XXVIII from Plympton Main Street Solar, LLC for the property at 399 Main Street, Map 24, Parcel 3 & Lot number 1. The NOI is a proposal to construct a ground-mounted solar photovoltaic array.

Dean Smith of Borrego Solar noted that the discussion would be limited since they had received additional feedback from the Planning Board’s 3<sup>rd</sup> party reviewer, Gary James on the stormwater plan, specifically the area of the culvert under the track in the project area that has been flagged as connected to a bordering vegetated wetland (BVW). Mr. Smith provided a chart with the proposed fee schedule calculations. He assumed areas which have been regularly hayed were qualified as “previously disturbed” versus “new disturbance”; there were some questions raised about this assumption. It was questioned

if a stormwater system (grading and earth disturbance) would be considered “new disturbance” or dual use (as Mr. Smith assumed). Dual use is typically when it’s being farmed, and disturbance isn’t only defined as cutting trees.

Mr. Smith mentioned that Borrego is still working on their responses to comments from Gary James and the respective project changes.

The hearing was continued to January 19th at 7:01pm.

**4. Hearing continuation - Notice of Intent (NOI) Hearing continuation on 17 Old Farm Lane -barn/shed construction.** The NOI hearing originally scheduled for November 10, 2020 and was heard on December 15<sup>th</sup>; it was continued to be heard tonight.

The NOI is being considered under the Wetlands Protection Act, M.G.L. c 131 §40 and the Town of Plympton Wetlands Municipal Bylaw Section XXVIII from MKMDRG Realty Trust for the property at 17 Old Farm Lane, Map 14, Parcel/Lot number 1-25B. The NOI is a proposal to construct a 50’ x 60’ barn/storage building within 100’ of bordering vegetated wetlands.

The Commission completed a walk-through of the project on 12/16/20. The project was accepted unanimously as proposed with an order of conditions.

**5. Warrants.** A warrant to reimburse Brian Vasa for expenses was approved for \$165.89.

**6. Building Permits.** None.

**7. Bylaw Updates.** Linda Leddy summarized input about some misnumbered sections and wrong cross-references in our bylaw, as well as clarifications on fees (similar to Duxbury’s bylaw). Thanks to Brian Vasa and Nathaniel Stevens for providing input.

**8. Parking Lot issues.** An inventory of the vernal pools in town will be created.

**9. Minutes.** The minutes from the December 15th, 2020 meeting were approved as amended.

**10. Next Meetings.** The next meetings will be held on January 12<sup>th</sup> at 5:00 pm (special meeting focusing on the 0 Maple street proposal), and both the January 19<sup>th</sup> and February 2<sup>nd</sup> will begin at 6:30 pm. The typical meetings schedule (1<sup>st</sup> and 3<sup>rd</sup> Tuesdays of each month) is subject to be modified, and will be posted.

The meeting was adjourned at 8:05 pm by a motion from Mr. Matern and seconded by Ms. Leddy with unanimous approval.

Respectfully recorded and submitted by Amy Cronin