

Plympton Conservation Commission
Minutes of Open Meeting – October 17, 2017

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

Not Present: John Mathias and Ami Dion

Mr. Burnet called the meeting to order at 6:00

Correspondence

- A courtesy notice from Deutsche Bank was received regarding a foreclosure.
- DEP notice that a walk-through on October 16th is scheduled for Mayflower SE 266-0138 prior to issuing an Extension.
- DEP acknowledging withdrawal of appeal from David Gerety on 61 Crescent Street.
- Letter from David Gerety withdrawing his appeal on 61 Crescent Street.

New Business

1. **Regulations Discussion.** Linda Leddy reviewed other town's regulations, including Marshfield.
2. **Warrant Signed.** The payment was authorized for the third-party reviewer, James Engineering was authorized.

Old Business

3. **NOI Hearing continuation, 0 Maple Street, Map 6, Parcel 2, Lot 3A.** The hearing was started at 7:30 pm. The project submitted by owner, Gregory S. Black was presented by Dan Orwig of Orwig Associates. At the Commission's request from the last meeting, plans were provided that showed missing features.

Mr. Orwig noted that the driveway is now crushed stone with a 1% grade and contains a culvert. Areas of contiguous upland were calculated at 1.7 acres. The Commission noted that a planting plan was missing from the proposal, and the grading around the culvert will need to be specified; Mr. Orwig said he would provide. It was noted that the town would need to give permission for a curb-cut and a determination would need to be made if that area is considered wetlands. It was questioned if there were any alternatives to building in the 50' zone. Mr. Orwig said that there are 1095 ft² of wetlands and there'd be the required replication installed. It was noted by the members of the Commission and neighbors in the audience that the project was rejected (perhaps informally) in years previous because it didn't meet the Plympton Bylaw; the lot was split into two lots thereby creating its own hardship. Neighbor Mike Matern noted that in the Planning Bylaw, 40% of the project must be uplands and there's only 27%. Mr. Matern questioned where the drain releases. Neighbor Ray Correia noted that the property was illegally perc'd. The Commission will consult with Town Counsel. The hearing will be continued to the next meeting.

4. **129 County Road.** Work was allegedly done clearing in the wetlands. The owner is Dan Gazzola. A cease and desist was sent to them, and a ratified enforcement letter was sent

certified mail on August 14th and it wasn't picked up. Commissioner Rick Burnet spoke with Dan Gazzola Senior on August 15th to let them know the order was coming. A second certified letter was sent and also not picked up. A delivery will be arranged through the Sheriff's office to Dan Gazzola Sr's address. The letter will include conditions that include an order to mark the wetlands, that the Commission is allowed entry to determine jurisdictional activity, and an order that the owner comes to the next Conservation Commission meeting to discuss.

5. 0 Spring Street (Borrogo Solar). The Certificate of Compliance was issued with conditions.

6. Compliance Inspection of 0 Center Street. A letter will be sent to set up a walk-through.

7. Outback Arms on Rt. 58. This is still an outstanding item, and no response to the letter sent to them requesting to do a site visit and to refrain from further work.

8. 23 Ring Road. Work continues to be done in the wetlands (excavation of a ridge and pushed the material within 100' of the wetlands and stripped vegetation). A letter will be sent to determine how they plan to replant.

Minutes. The minutes from the September 12, 2017 meeting were accepted as amended.

Next Meetings: The next meetings will be held on Tuesday, November 7th and Tuesday, November 21st at 6:30 pm.

The meeting was adjourned at 8:45 pm by a motion from Ms. Leddy and seconded by Ms. Nover, with unanimous approval.

Respectfully recorded and submitted by Amy Cronin