

Plympton Conservation Commission
Minutes of Open Meeting – May 3, 2016

Present: Board Members Jeff Smith, Rick Burnet, Ami Dion, Linda Leddy, John Mathias and Amy Cronin

Mr. Burnet called the meeting to order at 7:03 pm

Correspondence.

1. Correspondence from April 25 and April 27, 2016 was reviewed from Koppelman and Paige, town counsel, to notify Suzzane Sakr of the Conservation Committee's motion to strike the plaintiff's notice of appeal. Ms. Sakr was invited to send any opposition.
2. Old Colony Planning Council Agenda for April 27, 2016 was reviewed.

Old Business.

1. The minutes from the March 22, 2016 meeting were approved with amendment.
2. The minutes from the April 5, 2016 meeting were approved without amendment.
3. The minutes from tonight's meeting were approved without amendment.

New Business:

1. **Hearing Continued.** Request for Determination of Applicability (RDA) for herbicide application on the railroad rights-of-way by Kyle Fair of Fair Dermody Consulting Engineers representing Keolis Commuter Services. The hearing was started at 7:30 to consider the request. Mr. Fair had requested and was granted a continuation.
2. **Hearing.** 99 Main Street – RDA for greenhouse construction by Robert Andrews. The legal ad in the Plympton-Halifax Reporter was read by Mr. Mathias to open the hearing. Mr. Andrews is seeking to convert an existing agriculture crop (cranberries) to be converted to marijuana. It is proposed to construct a greenhouse.

Discussion included that the only construction allowed in a flood plain are cranberry-related construction; the area considered for construction is entirely in the flood plain. The Board informed the applicant that additional information is needed, including the delineation of wetlands on a map and soil corings in the bog area for construction. It was noted that the Zoning Department should likely be consulted first. The hearing will be continued to May 17, 2016 at 7:31 pm.

3. **Cease and Desist Issued to Dean Jafferian for 373 Main Street unauthorized work.** On April 7, 2015, Mr. Jafferian appeared before the Board to inquire about process to clear land; see the meeting minutes where he was advised of the procedures. On April 22, 2016, a cease and desist order was issued by certified letter regarding stoppage of unauthorized clearing. Mr. Jafferian claimed he had verbal permission to clear land up to 25' of the wetlands. There is clearing up to the 25' line and they are clearly marked. From 0 to 25' is a local bylaw that is considered a "no-touch zone". From 25' to 100' is within the jurisdiction of the state wetlands act, permission must be obtained from the Board. Mr. Jafferian will be required to file a Notice of Intent, DEP Form 3. It was noted that there is still a cease and desist in effect.
4. **Parks – Conservation Restriction.** State law, under Community Preservation Act funding, requires a separate organization to hold a conservation restriction (CR),

which certifies all conservation standards are being maintained in perpetuity. Churchill Park on Main Street was acquired with CPA funds, so a CR will be held by the Wildlands Trust. The required state application was submitted approximately a year ago but the state has now introduced a is a new format for compliance, and the existing submission does not comply. The Board will discuss with the Wildlands Trust the next steps.

The meeting was adjourned at 9:00 pm by a motion by Ms. Cronin, seconded by Mr. Burnet with unanimous approval.

Recorded by Amy Cronin