



Town of Duxbury Conservation Commission

Approved 4/28/15
TOWN CLERK
15 MAY -14 PM 2:00
DUXBURY, MASS.

Minutes of April 14, 2015

The Conservation Commission met on Tuesday, April 14, 2015 at 7:00 PM in the Mural Room at the Duxbury Town Hall.

Members Present: Tom Gill, Acting Chair; Sam Butcher; Dianne Hearn; Barbara Kelley; Holly Morris; Corey Wisneski

Members Absent: Joe Messina

Staff Present: Joe Grady, Conservation Administrator; Susan Ossoff, Administrative Assistant

The meeting was called to order at 7:00 PM by Acting Chair Tom Gill

CONTINUED PUBLIC HEARING; NESS/CROWLEY; 0 NORTH STREET; SINGLE FAMILY HOME

SE18-1683

Paul Brogna, representing the property owner, presented a letter to the Commission asking that the Notice of Intent be withdrawn without prejudice.

On a motion by Sam Butcher, seconded by Corey Wisneski, it was voted 6-0-0 to accept the withdrawal of this project without prejudice. Joe Grady reminded Mr. Brogna to notify the Department of Environmental Protection that this project has been withdrawn.

CONTINUED PUBLIC HEARING; SANMARCO; 48 GRAND VIEW AVE; PIER

SE18-1636

Paul Brogna, representing the applicant, summarized the original NOI, the hiring of Nover-Armstrong by the Commission as a consultant, Nover-Armstrong's review, revisions to the plan made in response to the comments in the report. Materials for the pier will be delivered in a way to minimize impact to the resource areas, by barge or by hand. The project was filed with Natural Heritage who determined there would not be a prohibited 'take' of state-listed rare species. Sam Butcher asked about the last two pilings to be used and commented that the application did a good job indicating the location of the float relative to the vegetated marsh.

On a motion by Dianne Hearn, seconded by Holly Morris, it was voted 6-0-0 to write Orders of Conditions for SE18-1636, 48 Grand View Ave.

CONTINUED PUBLIC HEARING; O'NEILL; 46 WINSOR STREET; SINGLE FAMILY HOUSE

SE18-1693

Brendan Sullivan, of Cavanaro Consulting, representing the applicant, in response to the Commission's request for additional information, distributed information on the Smart Vents to be used in the foundation and provided a plan of where these vents will be located on the house

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and garage foundations. A site visit was made by some of the Commissioners. Sam Butcher asked if there is a way to dissipate the energy as the water hits the retaining wall. Brendan Sullivan said the wall would be made of concrete, with shrubs planted in front. Corey Wisneski suggested sloping the lawn in front of the wall. Sam Butcher believes this project will not have significant impacts on adjoining property, but would like to see something in front of the retaining wall to soften the energy and wants this included in the Orders of Conditions.

Holly Morris asked if there is any way to increase the width of the stone behind the bulkhead to reduce energy; Brendan Sullivan said he could add additional stone to the top of the bulkhead.

Ted Nichols from Battelle said the stone behind the bulkhead has settled, and that there is scouring on the north side of the bulkhead; he suggested the bulkhead needs maintenance.

Kate O'Neill, owner of 46 Winsor Street, said there was no maintenance done by the prior owner, and she is happy to address the issues and fortify the stone at the bulkhead as well as do grading of the lawn in front of the landscape retaining wall.

David Corey, an abutter at 44 Winsor Street, addressed some issues he sees with the proposed project. He expressed concern with the chlorinated pool water, where the coastal beach starts, and some other issues. Chairman Gill suggested that many of these issues were raised at the previous hearing and addressed in depth and that he would ask that Mr. Corey now discuss any new issues. Mr. Corey provided a handout showing projected sea level rise. Tom Gill explained that this project must be evaluated based on current regulations which at this time do not specifically address ocean level rise. Sam Butcher stated that Conservation Commissions are wrestling with how to address sea level change issues. David Corey said the retaining wall should be prohibited within 50 feet of the wetlands resource area just as foundations are in the regulations; the Commission did not agree.

On a motion by Sam Butcher, seconded by Barbara Kelley, it was voted 6-0-0 to write Orders of Conditions for SE18-1693, 46 Winsor Street, with orders including that any draining of the pool must be done by truck, not into the septic leaching field or the bay, and that retaining wall impacts be softened through landscaping and grading.

PUBLIC HEARING; WEST WASHINGTON DEVELOPMENT LCC; 0 MAYFLOWER STREET; SINGLE FAMILY HOME WITH DRIVEWAY, UTILITIES, GRADING, AND LANDSCAPING SE18-1694

Steve Hassett of Morse Engineering representing Chris Bethany presented the project. The land is currently undeveloped, and they are proposing a 4 bedroom single family home with a driveway, deck, shed, and septic. At its closest point the house is 65' from the wetlands; the septic system is outside the required buffer. There will be some clearing within 50 feet of the wetlands. Joe Grady reported that he reviewed the site and the plans and it meets all Rules and Regulations.

On a motion by Holly Morris, seconded by Barbara Kelley, it was voted 6-0-0 to write Orders of Conditions for SE18-1694, 0 Mayflower Street.

ADMINISTRATIVE MATTERS

Minutes:

On a motion by Sam Butcher, seconded by Barbara Kelley, it was voted 6-0-0 to approve the minutes of March 24, 2014.

On a motion by Sam Butcher, seconded by Barbara Kelley, it was voted 6-0-0 to release the Executive Session minutes of November 4, 2014 and December 16, 2014 to the public.

Certificates of Compliance

SE18-1676, 16 Soule Street: Joe Grady has inspected the property, the as-built plan has been submitted, the project conforms to the Orders of Conditions and he recommends Certificates of Compliance be issued. On a motion by Barbara Kelley, seconded by Holly Morris, it was voted 6-0-0 to issue Certificates of Compliance for SE18-1671, 16 Soule Street.

SE18-1546, 212 Powder Point Ave: Joe Grady has inspected the property, an as-built plan has been submitted, the project conforms to the Orders of Conditions and he recommends issuing Certificates of Compliance. Corey Wisneski asked a question about some bank clearing on the property; Joe Grady explained the bank was all invasive Japanese Knotweed and believes it will be re-vegetated with shrubs. Joe Grady said there was nothing about this in the Orders of Conditions, but the property owner discussed the bank clearing with him. On a motion by Sam Butcher, seconded by Barbara Kelley, it was voted 6-0-0 to issue Certificates of Compliance for SE18-1564, 212 Powder Point Ave.

Adjournment: On a motion by Sam Butcher, second by Barbara Kelley, it was voted 6-0-0 to adjourn the meeting at 7:55 pm.

MATERIALS REVIEWED AT THE MEETING

SE18-1636 Public Hearing materials
SE18-1693 Public Hearing Materials
SE18-1694 Public Hearing Materials
Draft minutes March 24, 2015