

FINAL

MARION CONSERVATION COMMISSION
MINUTES OF THE REGULAR MEETING HELD ON OCTOBER 1, 2003

Members Present: Robert J. Merlino, Chairman
Sherman E. Briggs, Jr., Recording Secretary
Joel D. Hartley, Member

Members Absent: Jeffrey W. Oakes, Vice Chairman
Janice M. Mendes, Treasurer
Horace S. Kenney, Jr., Associate Member

Secretary: Diane R. Drake

Others Present: Norman A. Hills, Charles Bradley, William G. Saltonstall Jr., Steven Clark, Sharon Wilson, George McTurk, John Collins, John & Roberta David, Mark Manganello.

Meeting convened at 7:05 PM Wednesday, October 1, 2003 in the main conference room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site inspections were held on Saturday, September 27, 2003 by R. Merlino and J. Hartley.

7:05 PM **TOWN OF MARION** - NOI (SE41-993) to repair a seawall and add beach sand at 1 Island Wharf Road, the Harbormaster's pavilion. Harbormaster Charles Bradley was present, showed photos of the disintegrating seawall, and said Joe Marini will do the repair work by hand, not by power grouting. C. Bradley said this is the first time sand will be added to the beach, and he guessed that 30 cubic yards a year for the next three years would be enough. J. Hartley moved to close the hearing; S. Briggs seconded; voted unanimously.

7:12 PM **WILLIAM G. SALTONSTALL, JR.** – RFD (41D-1153) to verify the Bordering Vegetated Wetland lines, maintain a woods road, maintenance landscaping, and percolation tests on the property northeast of 105-111 Allens Point Road. William G. Saltonstall, Jr. was present and explained that this work has been permitted twice before, in 1997 and 2000. R. Merlino said the plan states the delineation was done in 1993, and is no longer valid because delineations are only effective for three years. R. Merlino said the Commissioners could not find many of the flags, and would like to continue this hearing so that the flags can be replaced and another site inspection held. W. Saltonstall said he and Hoyt Watson would like to someday develop one house lot out of these two lots. J. Hartley moved to continue the hearing, with the Applicant's consent, to 7:00 PM November 5, 2003; S. Briggs seconded; voted unanimously. Another site inspection will be held on Saturday, November 1, 2003.

7:20 PM **LME REALTY TRUST** – RFD (41D-1158) to raise a cottage at 38 South Street. Contractor Steven Clark represented the Trust and agreed with the Commission that there are wetlands behind the building. R. Merlino asked Mr. Clark to place a line of haybales between the cottage and the wetlands; S. Clark said he'll place the haybales along the property line. Excavated material will be taken off site and some loam (enough for a layer 4"-6" deep) will be brought in. S. Briggs moved to close the hearing; J. Hartley seconded; voted unanimously. S. Briggs moved to issue a Conditional Negative Determination for Box #2, with the condition being the requirement of haybales; J. Hartley seconded; voted unanimously.

7:30 PM **MARION SOCIAL CLUB** – RFD (41D-1159) to expand the parking lot at 44 Pumping Station Road. The Club's President, John Collins, was present. The Commissioners had met with the Club's Groundskeeper, William Claflin, at the site. The "old" plan dated 1997 was reviewed and delineates the area as "wet." R. Merlino said that wetland line expired in 2000, and the Club will need to have the site professionally delineated. Replicating the area that is to be filled elsewhere on the site might be a possibility. S. Briggs moved to continue the hearing, with the Applicant's consent, to 7:15 PM November 5, 2003; J. Hartley seconded; voted unanimously.

7:40 PM **HOLLY & CHRISTOPHER FORD** – RFD (41D-1156) to determine what resource areas, if any, exist at Lot 85 Card Drive (continued). The Fords' realtor, George McTurk, was present with Mark Manganello of Lelito Environmental Company. Mr. Manganello said there is a wetland about 200' downgrade of this lot, but there are no wetlands on the site. He said there are some wetland plants on the site, but soil tests were done and the majority of the site is upland. He said there are no streams, and the small pockets of hydric soil would not qualify as a wetland. He submitted a report of his findings on that lot. He said the blue flags are surveyor's flags. J. Hartley asked whether the lot is in the flood zone; Mr. Manganello said it appears to be in Zone X 500 year flood, beside Zone AE15. R. Merlino said elevations will need to be determined before a building permit would be issued to construct a house. R. Merlino said the flood zone issue is unresolved at this point. G. McTurk said the lot will have a sewer stub. Mr. Manganello asked to continue the hearing so that the site elevations can be surveyed. J. Hartley moved to continue the hearing, with the Applicant's consent, to 7:45 PM October 15, 2003; S. Briggs seconded; voted unanimously.

7:50 PM **ROBERTA DAVID** – RFD (41D-1160) for maintenance repointing of a pier and seawall at 24 West Drive. Dr. and Mrs. David were present and said this is just routine maintenance work. J. Hartley moved to close the hearing; S. Briggs seconded; voted unanimously. J. Hartley moved to issue a Conditional Negative Determination for Box #5, with the condition that power grouting is not allowed; R. Merlino seconded; voted unanimously.

Janie Coolidge – Appointment for discussion with Ms. Coolidge's landscape architect, Sharon Wilson, regarding minor changes in the project at 604E Point Road, such as enclosing the terrace with a screened porch, turning a door into a basement window and

constructing a new door higher up, etc. (41D-1143). The Commission said the changes will not require a further filing.

The Commission met with Norman A. Hills, who has applied for the Commission's open Associate Member position. Mr. Hills said he has not heard from anyone regarding his request to join the Commission. R. Merlino said the Commission would like to have Norman as an Associate Member, and will ask Julia Enroth-Whitlock, the Town Administrator, to have the Selectmen appoint him as soon as possible.

R. Merlino drafted the Town of Marion's Order of Conditions for work at the Harbormaster's pavilion (SE41-993). J. Hartley moved to issue it as written; S. Briggs seconded; voted unanimously.

Meeting adjourned at 8:45 PM.

Diane R. Drake, Secretary

Approved January 7, 2004