

FINAL

**MARION CONSERVATION COMMISSION**  
MINUTES OF THE REGULAR MEETING HELD ON APRIL 19, 2006

Members Present: Jeffrey W. Oakes, Chairman  
Norman A. Hills, Vice Chairman & Treasurer  
Bruce C. Hebbel, Member  
Lawrence B. Dorman, Associate Member

Members Absent: Sherman E. Briggs, Jr., Recording Secretary  
Joel D. Hartley, Member  
Horace S. Kenney, Jr., Associate Member

Secretary: Diane R. Drake

Others Present: William G. Saltonstall Jr., Jack B. Hirschmann Jr., Francis Jones,  
William Madden

Meeting convened at 7:00 PM Wednesday, April 19, 2006 in the main conference room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site inspections were held on Saturday, April 15, 2006 by J. Oakes, N. Hills, B. Hebbel and L. Dorman.

7:00 PM **SIPPICAN LANDS TRUST** - RFD (41D-1265) to construct a 100'-long boardwalk and maintain an existing footpath to the shore at Lots 1 & 1A Delano Road. William G. Saltonstall, Jr. represented the Lands Trust. J. Oakes said the path at the site does not match what is shown on the plan. He said the muddy section of the path is in wetlands, and the proposed 2" x 6" boards laid on the ground would be considered fill and would require replication. J. Oakes suggested using the trail through the daylilies as an alternative route during the muddy season, or build a boardwalk over the muddy section like the one recently constructed at the Howland Marsh off Point Road. W. Saltonstall agreed to meet the Commission at the site on April 29, 2006 to consider alternatives. N. Hills moved to continue the hearing, with the Applicant's consent, to 7:05 PM May 3, 2006; B. Hebbel seconded; voted unanimously.

7:15 PM **COOLMAR LIMITED PARTNERSHIP** - NOI (SE41-1042) to move a dwelling/barn structure at 604 Point Road, and construct a new driveway to it. The Engineer has requested a continuation. N. Hills moved to continue the hearing, with the Applicant's consent, to 7:10 PM May 17, 2006; B. Hebbel seconded; voted unanimously.

N. Hills said he is on the Community Preservation Act Committee and asked for comments on his draft of what he thinks their goals should be. He said the final version will be sent to Loretta Schaeffer, the Chairwoman of that Committee. The Conservation Commission Members agreed to email their comments to N. Hills prior to the next meeting on May 3, 2006.

7:20 PM **PETER McMANMON** - RFD (41D-1263) to construct a 14' x 18' addition with a 7' x 14.5' connecting way and wrap-around deck at 62 Delano Road. William F. Madden represented Mr. McManmon and said the addition, which is the relocation of the kitchen, will match the existing structure. J. Oakes said this is a flood plain issue, and it will be up to the Board of Health to determine whether the addition is a bedroom, and whether the septic system is sized correctly. N. Hills moved to close the hearing; B. Hebbel seconded; voted unanimously. N. Hills moved to issue a Negative Determination for Box #2; B. Hebbel seconded; voted unanimously.

7:38 PM **JONATHAN HOWLAND** - ANRAD (SE41-1043) to verify the B.V.W. line(s) at Lot 19 Point Road. J. Oakes said further information is needed for the observation plots, and the flagging results should be on D.E.P.'s forms. A letter was drafted to J. Howland, with a copy to his botanist, requesting the additional information. J. Oakes moved to send the letter as written; N. Hills seconded; voted unanimously. N. Hills moved to continue the hearing to 7:10 PM May 17, 2006; B. Hebbel seconded; voted unanimously.

7:48 PM **THE KITTANSETT CLUB** - RFD (41D-1264) to maintain a low vegetative cover at Butler's Point (11 Point Road, Lots 8B and 32) by cutting brush/vegetation and mowing. By letter Kittansett's Engineer requested a continuation. B. Hebbel moved to continue the hearing, with the Applicant's consent, to 7:40 PM May 3, 2006; L. Dorman seconded; voted by majority with J. Oakes abstaining from the discussion and vote.

7:55 PM **HERON COVE LLC** - RFD (41D-1266) to demolish the house and garage at 3 Bournhurst Road. The owner of the property, Jack Hirschmann, Jr., was present. J. Oakes said the wetland flags shown on the plan for the septic system repair were missing. Mr. Hirschmann said the septic system will be pumped, crushed and filled, not removed. He said some fill may be needed to restore the grade. J. Oakes thought a siltation fence would be better than hay bales in this case because it may take a year or so to completely revegetate the site. N. Hills moved to close the hearing; B. Hebbel seconded; voted unanimously. J. Oakes moved to issue a Conditional Negative Determination for Box #2 (flood plain) and Box #3 (buffer zone), with a condition requiring the siltation fence/hay bales to be staked no further than 15' off the back side of the garage until the area is permanently revegetated; N. Hills seconded; voted unanimously.

8:05 PM **FRANCIS D. JONES** - RFD (41D-1267) to demolish the two duplex dwellings at 207 and 211 Wareham Road, add fill, and construct two new duplex dwellings in their place. Mr. Jones was present and described the proposed work. The site is in the flood plain, and a small portion of it is in the Buffer Zone to a Bordering Vegetated Wetland, although no work is proposed in that area. N. Hills moved to close the hearing; B. Hebbel seconded; voted unanimously. N. Hills moved to issue a Negative Determination for Box #2 (flood plain); B. Hebbel seconded; voted unanimously.

Meeting adjourned at 8:15 PM.

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Diane R. Drake, Secretary

Approved August 2, 2006