

FINAL

MARION CONSERVATION COMMISSION
MINUTES OF THE REGULAR MEETING HELD ON JANUARY 2, 2008

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

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

Secretary: Diane R. Drake

Others Present: Dennis Seguin, Mark Manganello and Bronwen Cunningham

Meeting convened at 7:00 PM Wednesday, January 2, 2008 in the main conference room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. There weren't any site inspections scheduled for Saturday, December 29, 2007.

7:00 PM **DOLA STEMBERG** – amendment to her order of conditions (SE41-1058) for landscaping activities at 85 and 99 Moorings Road and the Lily Pond. The amendment is to modify the restoration area plantings and to remove phragmites, bittersweet and knotweed. J. Oakes left the room. Mark Manganello of LEC Environmental represented Ms. Stemberg. A revised plan and monitoring/maintenance report had been submitted. N. Hills said he would prefer that the grass line follow the 15' no-disturb line, as required by the order of conditions. M. Manganello said the osprey pole will be erected first. L. Dorman moved to close the hearing; B. Hebbel seconded; voted unanimously. J. Oakes returned to the table.

7:14 PM **BRONWEN CUNNINGHAM** – RFD (41D-1337) to level the lawn at 23 Cross Street (a.k.a. 23 Arrowhead Lane) by adding loam and seeding, and do landscaping (remove briars, add plantings) (continued from December 19, 2007). Ms. Cunningham was present with her surveyor, Dennis Seguin, who submitted a revised plan showing the 15' no-touch area, but there was no revision date. J. Oakes described adjustments needed to the wetland line (going from west to east, eliminate flag #7; from flag #6 move flag A5 ten feet, up to the front side of the stone line). D. Seguin said he is trying to prevent flood waters from entering the property due to the abutting site having been filled by several feet. D. Seguin and B. Cunningham described the proposed work. J. Oakes said the suggested work is a lot to ask for under a request for a determination of applicability, but he feels it can be conditioned under a determination of applicability. J. Oakes said there is an advantage to maintaining brush, and he would like the 15' no-touch zone to be allowed to grow back naturally. D. Seguin said the boulders will not be chinked, and they are not trying to build a seawall. N. Hills said he would agree to the work if the Commission could approve the

boulder line prior to further work taking place. J. Oakes said the fill will be placed in a buffer zone to wetlands and in the velocity zone. L. Dorman and N. Hills felt the neighbors should be notified of the proposed work. The Commission agreed that unless a notice of intent is filed, the 15' no-touch zone will be required to grow back naturally. B. Hebbel moved to close the hearing; J. Oakes seconded; voted unanimously. J. Oakes moved to issue a conditional negative determination for boxes 2 and 3 with a condition that a the lawn is allowed up to the 15' no-disturb zone as reconfigured and shown on the plan submitted tonight, and a positive determination for boxes 1 and 3 for placing stones in the corner of the lot by the Hurley property; L. Dorman seconded; voted unanimously.

N. Hills drafted **DOLA STEMBERG'S** amended order of conditions (SE41-1058) for modifying the restoration area plantings and removing phragmites, bittersweet and knotweed at 85 and 99 Moorings Road and the Lily Pond. L. Dorman moved to issue the amended order as written; B. Hebbel seconded; voted by majority with J. Oakes abstaining.

The draft 2007 annual report prepared by N. Hills was reviewed and approved for submittal as amended.

J. Oakes discussed the Buzzard Bay Project's desire to construct a new storm water remediation project at the Old Town Landing. J. Oakes drafted a memo to the Board of Selectmen, to be given to the Town Administrator first, asking that the storm water remediation basins project at the Island Wharf be checked to verify that they are working correctly before going forward with a similar system at the Old Town Landing. A copy of the memo will be sent to the Buzzards Bay Project.

B. Hebbel said cutting is taking place at 369/371 Mill Street, property recently purchased by the Marion Lands Trust (David Croll). The only recent filing for that property was an abbreviated notice of resource area delineation (SE41-1064), and the only work permitted was the repair of a culvert. An Enforcement Order will be issued.

Meeting adjourned at 8:35 PM.

Diane R. Drake, Secretary

Approved February 6, 2008