

FINAL

MARION CONSERVATION COMMISSION
MINUTES OF THE REGULAR MEETING HELD ON DECEMBER 3, 2008

Members Present: Norman A. Hills, Chairman
Jeffrey W. Oakes, Vice Chairman
Sherman E. Briggs, Jr.
Lawrence B. Dorman
Bruce C. Hebbel (absent from 7:00-7:24 PM)

Members Absent: Horace S. Kenney, Jr., Associate
Joel D. Hartley, Associate

Secretary: Diane R. Drake

Others Present: Charles Duponte and Will Saltonstall

Meeting convened at 7:00 PM Wednesday, December 3, 2008 in the main conference room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site inspections were held on Friday, November 28, 2008 by N. Hills.

7:00 PM **ANDREW KOTSATOS** – Appointment for discussion with architect Will Saltonstall regarding the new dwelling and swimming pool being built at 196 Point Road (SE 041-1091). W. Saltonstall submitted a revised plan showing the swimming pool's mandatory six-foot-high chain-link fence installed on the coastal bank so as not to interfere with the water view. In addition, the pool has been sited further inland to allow for a patio between the pool and the coastal bank. W. Saltonstall said Marion Fence will use a two-man driver to install the fence posts, and no heavy equipment will be needed. The posts will be black galvanized, spaced approximately eight feet apart. N. Hills noted that the fence as proposed on the plan will stick up three feet into the water view. J. Oakes moved to send a letter accepting the revised plan as the new plan of record, with two conditions: (1) the fence posts shall be hammered in, not dug in, and (2) the patio design shall be revised so that it will be no closer than 33 feet to the top of the coastal bank; L. Dorman seconded; voted by majority with B. Hebbel abstaining because he had just joined the meeting and was not part of the discussion.

7:27 PM **COOLMAR LIMITED PARTNERSHIP** – Appointment for discussion with landscaper Charles Duponte regarding pruning and landscaping at 604E Point Road (Subdivision Lot 5). Charles Duponte was present and submitted photographs taken today of areas requiring landscaping. The Commission Members agreed that he can remove bittersweet using loppers, and asked him to let the Commission know when the work is done.

7:40 PM **INDIAN COVE TRUST** – NOI (SE 041-1102) to construct a single-family dwelling with a septic system at Assessors' Lot 44 Holly Pond Road (continued from November 19,

2008). The Trust's engineer has requested another continuation while they explore legal issues of whether or not the site has a conservation restriction on it. J. Oakes moved to continue the hearing, with the Applicant's consent, to 7:10 PM December 17, 2008; L. Dorman seconded; voted unanimously.

L. Dorman moved to issue a full certificate of compliance to **LAURENCE E. REINHART** for upgrading a septic system at 13 East Avenue, Planting Island (SE 041-1009); J. Oakes seconded; voted by majority with S. Briggs abstaining.

The October 15, 2008 minutes were reviewed and accepted as amended on a motion by N. Hills; B. Hebbel seconded the motion; voted by majority with L. Dorman abstaining.

Fiscal year 2010 operating and capital budgets were discussed. The operating budget will be level funded, as requested by the Town Treasurer. The Commission has no capital budget requests.

It was noted that clearing is being done at Dr. Kenneth Kenyon's property at 302 Delano Road (SE 41-542). The Members will try to view the site before the next meeting.

Meeting adjourned at 8:15 PM.

Diane R. Drake, Secretary

Approved December 17, 2008