

FINAL

MARION CONSERVATION COMMISSION
MINUTES OF THE REGULAR MEETING HELD ON JANUARY 11, 2012

Members Present: Sherman E. Briggs, Jr., Chairman
Norman A. Hills, Vice Chairman and Clerk
Joel D. Hartley
Wendy L. Carreau

Members Absent: Lawrence B. Dorman, Treasurer
Jeffrey W. Oakes, Associate

Secretary: Diane R. Drake

Others Present: Rich Riccio (Field Engineering), Jay Hiller, Joan Hartnett-Barry (The Wanderer), David Davignon (N. Douglas Schneider & Associates), and John Ludes

Meeting convened at 7:00 PM Wednesday, January 11, 2012 in the conference room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site inspections were held on Saturday, January 7, 2012 by N. Hills, J. Hartley and W. Carreau.

7:00 PM **PHN REALTY TRUST**, 635 Mill Street - Appointment for discussion with Rich Riccio of Field Engineering regarding proposed improvements to the Hiller Dodge site. The property owner, Jay Hiller, was also present. R. Riccio said only the fuel storage area work of the old order of conditions (SE 041-789) has been completed. That order was issued in 1998, extended twice, and has since expired. Further work is proposed. The old order will be closed out, the wetland line will be updated, and portions of the unfinished work will be requested under a new notice of intent filing.

7:10 PM **COPPER MEDAL LLC**, 125/129 Converse Road - NOI (SE 041-1167) to remove an existing solid-filled pier and construct a pile-supported, T-shaped association pier in Job's Cove with four gangways and four floats to service eight current and future single-family homes (continued from December 28, 2011). The property owner, John Ludes, was present with his engineer, David Davignon of N. Douglas Schneider and Associates. D. Davignon submitted revised plans showing the location of the abutting oyster grant. He described the four pier alternatives. He said the Harbormaster and Shellfish Officer prefer Alternative A, and the pier will be narrowed from 5' wide to 4' wide. The pier in Alternative A will be 82' from the grant. D. Davignon said the Harbormaster and Shellfish Officer do not agree with DMF's suggestion to remove the existing groin. J. Ludes said the woods road to the marsh is a main road for people bringing kayaks and canoes to the shore. N. Hills said he still prefers the single pier over the existing cement walkway and existing groin shown in Alternative C because it would be over already-disturbed areas and result in a shorter pier with less pilings. S. Briggs, J. Hartley and W. Carreau all agreed that

Alternative A is best and will result in the least traffic. N. Hills preferred permitting just two floats at this time, and have the Applicant file for the other two floats if needed in the future. D. Davignon said that would be extremely problematic licensing-wise, as it is the same process licensing one float as it is for 20 floats. S. Briggs voted to accept Alternative A as the best choice; J. Hartley and W. Carreau agreed with S. Briggs and advised D. Davignon to focus on Alternative A. N. Hills supported a single pier in Alternative C. D. Davignon said the Harbormaster's request to limit the boats to 17' or smaller Boston Whaler types will not be a problem. The new channel will use part of the abutting association pier's channel. D. Davignon said Coastal Zone Management is a non-permitting advisory board which is strongly against the proposed benches on the pier, but the Division of Marine Fisheries and Waterways do not have issues with them. D. Davignon asked for a continuation so that the plans for Alternative A can be finalized. N. Hills moved to continue the hearing, at the Applicant's request, to 7:15 PM on January 25, 2012; S. Briggs seconded; voted unanimously.

7:54 PM **BAY WATCH REALTY TRUST**, Lots 27-29 off Front Street (Route 105) - NOI (SE 041-1145) to construct an affordable housing complex under Chapter 40B with associated parking areas, on-site and off-site utility connections, storm water management infrastructure and related mitigation measures (continued from December 28, 2011). No one was present on behalf of the applicant. A letter has been received from Bay Watch showing the newly-staked roadway. N. Hills moved to continue the hearing to 7:30 PM on January 25, 2012; J. Hartley seconded; voted unanimously. S. Briggs did not participate in the discussion.

Minutes were reviewed. N. Hills moved to accept the December 14 and December 28, 2011 minutes as amended; W. Carreau seconded; voted unanimously.

OTHER MATTERS

A. **Gale Runnells**, 17 Reservation Way. N. Hills said the phragmites there have been cut much lower than the 6" height specified in her Order of Conditions (SE 041-1145). N. Hills will draft a letter to Ms. Runnells' landscape architect, Susannah Davis, regarding this matter and ask her to meet with the Commission on February 8, 2012.

B. **Operating Budget** - There is a used Selectric typewriter in the building which may be purchased by the Commission at a fraction of the cost of a new typewriter, so the proposed budget can be adjusted accordingly.

S. Briggs moved to approve payment of \$110.00 for N. Hills to attend the March 3, 2012 **MACC ANNUAL CONFERENCE** in Worcester.

Meeting adjourned at 8:10 PM.

Diane R. Drake, Secretary

Approved February 8, 2012