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3 **MARION CONSERVATION COMMISSION**  
4 **MINUTES OF THE REGULAR MEETING HELD ON OCTOBER 28, 2015**  
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6 Members Present: Norman A. Hills, Chairman  
7 Jeffrey J. Doubrava, Clerk  
8 Stephen C. Gonsalves, Member  
9 Cynthia C. Trinidad, Member

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11 Members Absent: Joel D. Hartley, Vice Chairman  
12 Lawrence B. Dorman, Associate

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14 Admin. Assistant: Donna M. Hemphill

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16 Others Present: Robert H. Nakashian & Kathleen Giles, 42 Tucker Lane/Troop 32;  
17 Peter Lyons, Project Engineer, Collins Engineering; Michael Moore,  
18 1 Ram Island; Catherine Brodeur, 562 Snipatuit Road, Rochester;  
19 Shea Doonan, Sarah Sherman, Rochester; Nick Dufresne,  
20 Thompson Farland, Inc.; Yelena Sheynin, Sippican Lands Trust.  
21

22 Meeting convened at 7:00 PM on Wednesday, October 28, 2015 in the conference  
23 room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site visits were  
24 held on Saturday, October 24, 2015 by C. Trinidad. N. Hills and J. Doubrava conducted site  
25 visits on their own. This meeting was televised and video recorded by Old Rochester  
26 Community Television (ORCTV), and audio recorded by Town of Marion staff.  
27

28 **7:00 PM** **Robert Nau**, Request for Determination of Applicability (File No.  
29 41D-1592), for the upgrade of a residential septic system at 53 Piney Point Road. Peter  
30 Lyons of Collins Engineering was present to represent Mr. Nau. P. Lyons said this is a six  
31 bedroom house. The project is an extensive repair of the septic system and all of the  
32 existing plumbing is coming out of the house. There are a total of six existing lines that are to  
33 be tied into a 2,000 gallon two compartment septic tank. There will be pumped up by a  
34 1, 500 gallon pump chamber into a leaching area. All structures are well outside of the 100'  
35 buffer. He noted on the plan that Line F is the only part of the project that falls within the  
36 100' buffer zone. J. Doubrava asked about the location of the current septic system. P.  
37 Lyons described the location. He said it is on several spots of the property. There are  
38 leaching trenches and pits. One of the tanks is under the patio. He said they are proposing  
39 to keep that tank. There will be a new leaching bed. P. Lyons said that there will be erosion  
40 control all along the downward edge of the work limit. It is designed to have minimal  
41 vegetation disturbance. N. Hills asked if it will be a raised unit. P. Lyons said it is flush, it is not

42 a raised system. The system will pump uphill. P. Lyons described how the system will work.  
43 The property is on town water. C. Trinidad noted that she did a site visit on October 28,  
44 2015. P. Lyons said that he did the survey work and staked out the septic system, tanks and  
45 proposed erosion control as well. N. Hills asked about stockpiling of material. P. Lyons said  
46 there may be some on site due to the digging of the leaching field. J. Doubrava motioned  
47 to close the hearing; C. Trinidad seconded; voted unanimously.

48  
49 **7:05PM (7:15PM) John Almy**, Request for Determination of Applicability (File No.  
50 (41D-1593), for the replacement of an existing deck with a larger deck at 93C Piney Point  
51 Road. Nick Dufrense of Thompson Farland, Inc. was present to represent Mr. Almy. N.  
52 Dufrense said the property is in Zone X and that the project is within 100' of the top of the  
53 coastal bank. He said in addition to the new deck the project includes a new outdoor  
54 shower. The deck will be wooden on sonotubes. C. Trinidad asked about the bulkhead. N.  
55 Dufresne said the architect did not mention a change to that so he assumed the bulkhead  
56 will remain. All excavated material will be removed from the site. There was a discussion  
57 regarding possible run off from under the deck. It was suggested to place crushed stones  
58 and/or material or control any run off. J. Doubrava motioned to close the hearing; S.  
59 Gonsalves seconded; voted unanimously.

60  
61 **7:10PM (7:16PM) Shea Doonan**, Notice of Intent, (File No. SE 041-1233), to construct  
62 and maintain an aquaculture project off of Ram Island. Continued from October 14, 2015.  
63 Shea Doonan said that since the last meeting he had changed the dimensions and moved  
64 the location of the grant to the western most markers. He submitted a new plan to the  
65 Commission. S. Doonan stated that he believed that Michael Moore's concerns had been  
66 addressed. M. Moore stated that yes the concerns had been addressed but not to his  
67 satisfaction. At the Selectmen's meeting on October 15, 2015 it was suggested that  
68 markers be put in place at the new proposed locations and that a site visit be scheduled.  
69 The Harbormaster, a Selectman, Town Administrator, S. Doonan and M. Moore were  
70 scheduled to visit the site on October 29, 2015. M. Moore apologized for reacting to the  
71 situation as he did. He said that in preparation for the site visit Isaac Perry placed the four  
72 markers and a fender to mark the rocks. M. Moore presented the Commission with a map  
73 that he prepared of where the markers and the fender is. It shows the proposed site as well  
74 as the current grant sites and the channel markers. He described how he uses the channel  
75 for access to the island. There was a discussion regarding continuing the hearing. S.  
76 Doonan felt that he had satisfied the requirements of the Commission. Members agreed  
77 that they should wait on issuing any Order since plans could change after the site visit. N.  
78 Hills said that the Selectmen have the final say even if the Commission were to issue an

79 Order of Conditions. Catherine Brodeur, who manages the grant directly next to S.  
80 Doonan's proposed site, addressed the Commission. She said that the proposed location is  
81 very close to her site. She was concerned about cross contamination and said the site  
82 appears to be very close to the traffic area. C. Brodeur addressed S. Doonan and told him  
83 that she would have liked it if he had introduced himself ahead of time and that they  
84 could have spoken. Also, she had concerns about the construction/securing of the gear  
85 and maintenance plans of the proposed site, if he had schooling as far as diseases, how  
86 he will be buying seeds, etc. N. Hills motioned to continue the hearing to November 18,  
87 2015 at 7:05pm; J. Doubrava seconded; voted unanimously.

88

89 **7:15PM (7:30PM) Sippican Lands Trust**, Request for Determination of Applicability  
90 (File No. 41D-1594), for the construction of a wooden boardwalk approximately 180 ft. in  
91 length at the White Eagle property off of Parlowtown Road. Yelana Sheynin of the Sippican  
92 Lands Trust was present. She said that last year an Eagle Scout built a bridge at this  
93 location. Another Eagle Scout approached the Trust in regards to doing a project and Y.  
94 Sheynin suggested an extension of the boardwalk at White Eagle. She described the  
95 location. The boardwalk will be 3' wide and have 1" slots in between each of the boards  
96 for light to go through for the vegetation below. The majority of the work will be done  
97 offsite. There was a discussion regarding precast cement supports and how to secure the  
98 boardwalk to the ground. C. Trinidad asked if the new boardwalk will be at the same level  
99 as the bridge. Robert Nakashian, father of the Eagle Scout was present as well. He  
100 described that his son is planning to have the boardwalk high enough to allow light onto  
101 the vegetation. There was a brief discussion regarding how wet the area can get. Y.  
102 Sheynin said that the boardwalk height will adapt to the height of the ground beneath. The  
103 boardwalk will be constructed with pressure treated wood. There will be minimal  
104 disturbance to the vegetation. A discussion regarding the placement of the precast deck  
105 supports. Some minor excavation will be necessary to level each support. There were no  
106 further questions. J. Doubrava motioned to close the hearing; C. Trinidad seconded; voted  
107 unanimously.

108

109 C. Trinidad attended a Stormwater Management seminar on Thursday, October 22,  
110 2015. She gave the members an update. A packet of information from the meeting is on  
111 file in the Conservation Office.

112

113 **TO ISSUE:**

114 A. Shay & Christine Assad, Extension Permit request for the removal of invasive  
115 species at 31 Cove Street (SE 041-1188). N. Hills motioned to issue a three  
116 year extension; J. Doubrava seconded; voted unanimously.

117  
118 Robert Nau, J. Doubrava motioned to issue the Determination of Applicability (File  
119 No. 41D-1592) for 53 Piney Point Road. Positive Determination Box #2B, resource boundaries  
120 are not confirmed and Negative Determination Box #3. S. Gonsalves seconded; voted  
121 unanimously.

122  
123 John Almy, C. Trinidad motioned to issue the Determination of Applicability (File No.  
124 41D-1593) for 93C Piney Point Road. Negative Determination Box #3, with the special  
125 condition - placement of weed fabric and crushed stone proposed deck to contain  
126 and/or control erosion. J. Doubrava seconded; voted unanimously.

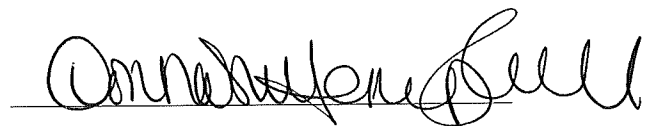
127  
128 Sippican Lands Trust, N. Hills motioned to issue the Determination of Applicability (File  
129 No. 41D-1594) for the boardwalk at the White Eagle property. Negative Box #2, special  
130 condition – the project shall use trapezoidal deck supports. S. Gonsalves seconded; voted  
131 unanimously.

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133 **CORRESPONDENCE:**

134 A. The members reviewed a letter that was received from FEMA regarding  
135 scheduled Discovery Meetings that are being offered in the area.

136  
137 Minutes from the October 14, 2015 were not approved since one member was not  
138 present in which to vote on them. The minutes will be placed on the next agenda.

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140 Meeting adjourned at 8:05pm.

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143 Donna M. Hemphill, Administrative Assistant

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145 Approved: November 18, 2015

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TOWN CLERK OF MARION, MA  
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