

MARION CONSERVATION COMMISSION
MINUTES OF THE REGULAR MEETING HELD ON MARCH 8, 2017

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4 Members Present: Norman A. Hills, Clerk
5 Joel D. Hartley, Member
6 Kristen Saint Don, Member
7 Shaun P. Walsh, Associate
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9 Members Absent: Cynthia Callow, Chairman
10 Jeffrey J. Doubrava, Vice Chairman
11 Lawrence B. Dorman, Associate
12
13 Admin. Assistant: Donna Hemphill
14
15 Others Present: Ginny & Rob Beams, 16 Tupola Lane, Mattapoisett; Brandon
16 Faneuf, ESI – for Barrett Levenson; Dave Davignon, Schneider &
17 Associates
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19 Meeting convened at 7:00 PM on Wednesday, March 8, 2017 in the conference room
20 of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site visits were held
21 on Sunday, March 5, 2017 by N. Hills, J. Doubrava and S. Walsh. This meeting was
22 televised and video recorded by Old Rochester Community Television (ORCTV), and audio
23 recorded by Town of Marion staff.
24

25 7:00pm **Robert C. & Virginia C. Beams**, Request for Amended Order of
26 Conditions for File No. SE 041-1236 and File No. SE 041-1246, for changes to the house
27 footprint, additions of subsurface propane tanks, landscape designs as well as septic
28 system repair at 35 Holly Road. (Continued from February 22, 2017) Dave Davignon of
29 Schneider & Associates was present as was Mr. & Mrs. Beams. D. Davignon submitted
30 copies of the updated plans to the Commission. He described the previously septic plan
31 that had been approved prior to the R. & V. Beams purchasing the house. This septic repair
32 was under File No. SE 041-1236. He explained the revisions to the proposed septic system
33 which included a different location on the lot. He noted that the wetland line extends further
34 north than previously thought. D. Davignon continued with the review of File. No. SE 041-
35 1246 and the approved demolition and reconstruction of the dwelling. They have made
36 several changes to the approved design which include the expansion of the driveway and
37 an addition of landscaped areas along the driveway. He reviewed the revised plan and said
38 that septic system is reduced in size, the footprint of the dwelling is reduced and noted that
39 the wetlands line is showing more extension on this plan. He mentioned the fence that is
40 currently there and will help preserve the trees in the area. There was a discussion about
41 the location of the subsurface propane tanks. D. Davignon explained that they are

42 requesting a Certificate of Compliance for File No. SE 041-1236 (septic system) that agreed
43 that no work had been done. He explained that the request for the Amended Order of
44 Conditions File No. SE 041-1246 is to include the septic system repair along with the
45 revisions to the dwelling, etc. That way all work can be done under one Order of Conditions
46 with one Plan of Record. There were no further questions from the audience or members.
47 N. Hills moved to close the hearing; K. Saint Don seconded; voted unanimously.

48
49 7:10pm (7:23pm) **Brandon Faneuf**, Request for Determination of Applicability, (File
50 No. 41D-1641), to perform a perc test and an well test off Cross Neck Road. Brandon Faneuf
51 of Ecosystems Solutions was present as was the property owner, Barrett Levenson. B.
52 Faneuf described the undeveloped lot. He said in order to get to the middle of the property
53 to do the perc test they will need to utilize a temporary crossing of the wetlands. They will
54 also need to perform a well test within the buffer zone. He reviewed the aerial photographs
55 that were submitted with the RDA. He pointed out a cart path that can be used without
56 removing trees. B. Faneuf mentioned a man-made drainage ditch in the center of the
57 property. J. Hartley asked the length of the crossing. B. Faneuf said approximately 100'. N.
58 Hills asked if the neighbors had been contacted to ask for permission to access this lot. The
59 neighbor has decide not to allow access. N. Hills said that members did a site visit the
60 previous Sunday. He believed that what was proposed was the least impact to the area.
61 There was a discussion about restoring the area after the crossing was done. There was
62 also a discussion about the drainage ditch that appears to be man-made and a pipe. It is
63 unclear where the pipe goes. Also, there was a brief discussion about the area having a
64 potential vernal pool. B. Faneuf said he could investigate that and a pipe that runs parallel
65 to the street. There were no further questions from the audience or members. S. Walsh
66 moved to close the hearing; K. Saint Don seconded; voted unanimously.

67
68 N. Hills moved to issue the One Year Extension Permit as requested by **Laurence**
69 **Reinhart** for Order of Conditions File No. SE 041-1132, for the construction of a pier at 13
70 East Avenue. S. Walsh seconded; voted unanimously.

71
72 The Wanderer Invoice #7105 for \$40.00 was approved for payment.

73
74 Minutes from February 8, 2017 were tabled to the next meeting. Minutes from
75 February 22, 2017 were approved as written.

76
77 Monitoring Report from LEC Environmental for 119, 121 and 125 Converse Road
78 was briefly reviewed. It was noted that the owners of 119 Converse Road have not contacted

79 the office regarding the placement of wetland markers. The owners will be contacted in a
80 follow up letter.

81

82 J. Hartley moved to issue the Certificate of Compliance for **Robert C. & Virginia C.**
83 **Beams**, File No. SE 041-1236, 35 Holly Road, stating that work never commenced (Box #3).
84 S. Walsh seconded; voted unanimously.

85

86 S. Walsh moved to issue the Determination of Applicability for Brandon Fanuef, File
87 No. 41D-1641, Cross Neck Road (Map 6, Lot 3)., Negative Box #2. J. Hartley seconded;
88 voted unanimously.

89

90 N. Hills moved to issue the Amended Order of Conditions for Robert C. & Virginia C.
91 Beams, File No. SE 041-1246, 35 Holly Road. J. Hartley seconded; voted unanimously.

92

93 Members briefly reviewed their experiences at the M.A.C.C. Annual Conference that
94 took place on March 4, 2017.

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97 Meeting adjourned at 8:04pm.

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99 Submitted by: Donna M. Hemphill, Administrative Assistant

100 Approved: March 22, 2017

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