



**Salisbury Conservation Commission
Meeting Minutes
September 4, 2019
Colchester Auditorium, Town Hall
5 Beach Road
Salisbury, MA 01952
7:00 P.M.**

COMMISSION MEMBERS PRESENT: Jane Purinton (**JKP**) Julie Doughman-Johnson (**JDJ**), and Joanne Perreault (**JP**) and Blake Leibert (**BL**)

COMMISSION MEMBERS ABSENT: Chairman Sheila Albertelli (**SA**) and Emily Round (**EGR**).

ALSO PRESENT: Director of Planning & Community Development Lisa Pearson (**LP**), Conservation Secretary Adriane Marchand.

Jane Purinton opened the meeting at 7:10 pm under the Wetlands Protection Act & Open Meeting Law and informed the public that the meeting was being recorded.

A. MINUTES:

1. August 21, 2019 -

JDJ motioned to continue the minutes for August 21, 2019 to September 18, 2019.

JP seconded.

Vote: 4-0, Motion Carried.

B. PUBLIC HEARINGS at 7:10pm:

1. NOI: Town of Salisbury, Liberty Street Road Improvements (9/4/19)

JDJ motioned to continue the Notice of Intent for Town of Salisbury, Liberty Street Road Improvements to September 18, 2019 at 7:10 p.m.

JP seconded.

Vote: 4-0, unanimous. Motion Carried.

2. NOI: Downeast Building & Development, 2 Gravel Way (8/7/19)

Matt Steinel (**MS**) of Millennium Engineering, Inc represented the applicant. They moved and pivoted the house footprint to pull it farther from the wetland while meeting zoning setbacks and were able to maintain a twenty-five (25) foot vegetated buffer. Will install a post and rail fence and revegetate the un-vegetated portion of the 25-foot buffer. Will remove twelve (12) mature pines. Will gravel the drive, not pave it. **JKP** requested they plant five (5) hardwood trees in the un-vegetated portion of the 25-foot buffer. **MS** address the driveway, which is a private way that had all road requirements waived. **LP** requested they include the specifications for widths and depths for Gravel Way. **MS** replied it will likely be twelve (12) inch depth but they will include the specifications on the plan.

JDJ motioned to approve the Notice of Intent for Downeast Building & Development, 2 Gravel Way with the standard special conditions and the following special conditions:

The gravel depth and driveway specification will be added to the plan.

If the roadway needs to be brought to road standards, the application will return before the Commission.

Five (5) hardwood trees shall be added to the plan in the un-vegetated portion of the 25-foot buffer.

JP seconded.

Vote: 4-0, unanimous. Motion Carried.

3. RDA: Jeff Knowles, 7 True Road (8/21/19)

Brian Knowles represented the applicant. Site walk was conducted.

JDJ recused herself from the Commission.

BL motioned to issue a negative determination the Request for Determination of Applicability for Jeff Knowles, 7 True Road with appropriate erosion control as proposed.

JP seconded.

Vote: 3-0, unanimous. Motion Carried.

4. NOI: James Purtell, 536 North End Blvd. (8/21/19)

Gregory Hochmuth (**GH**) of Williams & Sparages, LLC represented the applicant. Removed the retaining wall as the Commission requested. Have discussed the project with DEP and they are in the process of resolving the issues that needed to be addressed. They proposed to bring in sand to fill in the hole left behind from the demolition to return it into grade. **JKP** asked them to address the permeable pavers for the next meeting. Proposed to place a fence under the structure that will be fifty percent (50%) open or more.

BL motioned to continue the Notice of Intent for James Purtell, 536 North End Blvd. to September 18, 2019 at 7:10 p.m.

JDJ seconded.

Vote: 4-0, unanimous. Motion Carried.

5. NOI: McSmiley LLC, 86-88 Elm Street (8/21/19)

JP motioned to continue the Notice of Intent for McSmiley LLC, 86-88 Elm Street to September 18, 2019.

BL seconded.

Vote: 4-0, unanimous. Motion Carried.

6. Amended NOI: David Elgart & Brittany DeFlumeri, 10 Bartlett Street (8/21/19)

Dennis Hamel (**DH**) from GM2 Cammett and David Elgart were present. Introduced the new footprint for the existing Order of Conditions. No expansion is proposed and will have less impact than the approved project.

JDJ motioned to approve the Amended Notice of Intent for David Elgart & Brittany DeFlumeri, as presented. Amended to include the new standard Order of Conditions.

JP seconded.

Vote: 4-0, unanimous. Motion Carried.

BL motioned to take C1. Request for Extension, 10 Bartlett Street out of order to be heard under public hearings.

JDJ seconded.

Vote: 4-0, unanimous. Motion Carried.

C1. Request for Extension, 10 Bartlett Street

BL motioned to approve the Extension for 10 Bartlett Street for 3 years with the new expiration date of 10/31/2022.

JDJ seconded.

Vote: 4-0, unanimous. Motion Carried.

7. NOI: Joseph Gardner, 22 Forest Road (9/4/19)

Matt Steinel (**MS**) of Millennium Engineering, Inc represented the applicant. No DEP number has been issued. The shed on the plan is located off the property and will be removed or placed in the alternate location shown on the plan.

BL motioned that the Commission staff will look to see if there have been past reviews to verify the wetland is isolated, non-jurisdictional. If no review has been done, the Commission would like Rimmer Environmental Consulting to confirm the wetland is isolated.

JDJ seconded.

Vote: 4-0, unanimous. Motion Carried.

JDJ motioned to continue the Notice of Intent for Joseph Gardner, 22 Forest Road to September 18, 2019 at 7:10p.m.

JP seconded.

Vote: 4-0, unanimous. Motion Carried.

C. NEW BUSINESS:

2. Request for Extension, 121 Bridge Road.

Matt Steinel (**MS**) of Millennium Engineering, Inc represented the applicant. Reminded the Commission of the Order of Conditions that was issued to remove outbuildings, fill and treat the Phragmites on site. **BL** asked for clarification on the ownership. **JKP** asked if they could provide a schedule for the work to be completed. Commission requested to do a site visit and that the applicant provide a schedule for the work to be completed.

JDJ motioned to continue the extension for 121 Bridge Road to September 18, 2019 to have a site visit. Would like a report on what has been done and a construction schedule.

JP seconded.

Vote: 4-0, unanimous. Motion Carried.

3. Request for Extension, 109 - 113 Bridge Road.

Matt Steinel represented the applicant. **JKP** asked why the work has not yet been completed. **MS** stated he does not know. **LP** asked **MS** to address how the site is being used.

BL motioned to continue the Extension for 109 – 113 Bridge Road September 18, 2019 to have a site visit. Would like a report on what has been done and a construction schedule.

JDJ seconded.

Vote: 4-0, unanimous. Motion Carried.

D. ENFORCEMENT ORDERS:

1. 81 Railroad Ave.
2. 438 N. End Blvd.
3. 565 North End Blvd.
4. 30 Main St.
5. 86/88 Elm St.
6. 212 N. End Blvd.
7. 83 Atlantic Ave.
8. 9 Bayberry Ln.
9. 211 N. End Blvd.
10. 279 N. End Blvd.
11. 82 Lafayette Rd.
12. 16 Hayes St.
13. 11 Railroad Ave.

E. COMMISSIONER COMMENTS:

LP informed the Commission of a violation of the Order of Conditions at 44 Old County Road. MVP public meeting on September 30th at 7pm in the Colchester Room in Town Hall.

F. ADJOURNMENT:

JP motioned to adjourn the September 4, 2019 Conservation Commission Meeting at 8:40 p.m.
JDJ seconded.

Vote: 4-0, unanimous. Motion Carried.