

**Salisbury Conservation Commission
Meeting Minutes
March 15, 2023
Colchester Auditorium, Town Hall
5 Beach Road
Salisbury, MA 01952
Hybrid Meeting
7:00 P.M.**

COMMISSION MEMBERS PRESENT IN PERSON: Julie Doughman-Johnson (**JDJ**), Michael Colburn (**MC**), Mark Warcewicz (**MW**), Jeffrey Ward (**JW**), Chairman Sheila Albertelli (**SA**)

COMMISSION MEMBERS PRESENT REMOTELY: Christopher Leahy (**CL**)

COMMISSION MEMBERS ABSENT:

ALSO PRESENT: Conservation Agent, Adriane Marchand (**AM**), Administrative Assistant, Alison Weaver (**AW**)

Chairwoman Sheila Albertelli (**SA**) 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 and being held both remotely and in person.

A. MINUTES:

1. May 18, 2022
2. June 1, 2022
3. June 15, 2022
4. July 6, 2022
5. July 20, 2022
6. August 3, 2022
7. August 17, 2022
8. September 21, 2022
9. November 16, 2022
10. December 7, 2022
11. December 21, 2022
12. January 4, 2023
13. January 18, 2023
14. March 1, 2023

JDJ motioned to approve the minutes for November 16, 2022 and December 7, 2022.

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

JW motioned to continue the minutes, May 18, 2022 through September 21, 2022, December 21, 2022 through March 1, 2023 to our next meeting April 5, 2023 at 7:10 PM.

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

B. PUBLIC HEARINGS at 7:10pm:

1. NOI: Town of Salisbury, Rail Trail and Trail Head, Lions Park. (3/1/23)

Eric Botterman (**EB**) from Millennium Engineering is representing the Town of Salisbury and speaks about the project. **CL** talks about wanting to see the specifications for the rip rap planning to be used as a request from the last meeting.

CL motioned to approve the NOI for the Town of Salisbury Rail Trail and Trail Head with the standard order of conditions.

CL seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

2. RDA: Town of Salisbury DPW, 105 Beach Road, Long Hill Cemetery. (3/15/23)

Eric Botterman (**EB**) from Millennium Engineering representing the Town of Salisbury speaks about the plan for this project. The project for paving and graveling will improve the storm water runoff. **JDJ** asks about infiltration being used. **EB** says that they do not plan to do infiltration because there is enough existing plantings surrounding the project. **MC** speaks about the pavement stabilizing the drive and then in the future would be able to ad mitigation. **SA** asks about how thickly vegetated this area is. **JW** replies that it's forested with a lot of vegetation.

CL motioned to issue a negative determination for the Town of Salisbury DPW, 105 Beach Road Long Hill Cemetery (3/15/23) with no plan to widen the road beyond its current width.

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

3. RDA: USFWS/Mass Audubon, Salisbury Pepperweed Management. (3/15/23)

Liana DiNunzio (**LD**) from Mass Audubon is representing USFWS about the invasive species. In 2020 they filed with a negative determination and it will expire this year so they are refileing. She speaks about the process of controlling Pepperweed by hand pulling and the use of herbicides. They are licensed in Massachusetts and adhere strictly to herbicide recommendations. **JW** asks about the downside of keeping the plant. **LD** speaks about it habituating the salt marshes and how sensitive this area is and can change the structure. **JW** asks how is it identified. **LD** people and the public help survey where it might be. Landowners giving permission, and slowly built our identified map over years.

JW motioned to issue a negative determination for the RDA of USFWS/Mass Audubon, Salisbury Pepperweed Management (3/15/23).

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

4. NOI: Steve Paquette, 6 Forest Road, LLC, 6, 10, & 18 Forest Rd. (1/19/22)

MC motioned to continue the NOI Steve Paquette, 6 Forest Road, LLC, 6, 10, & 18 Forest Rd. (1/19/22) to the April 5, 2023 meeting 7:10 PM.

CL seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

5. NOI Nancy Reap, Old Silver Estuary on Little River LLC, 100 Forest Road. (10/5/22)

CL motioned to continue the NOI: Nancy Reap, Old Silver Estuary on Little River LLC, 100 Forest Road (10/5/22) to the April 5, 2023 meeting 7:10 PM.

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

6. NOI: Christopher DeLuca, 108 Elm Street. (11/16/22)

MC motioned to continue the NOI: Christopher DeLuca, 108 Elm Street. (11/16/22) to the April 5, 2023 meeting 7:10 PM.

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

7. NOI: Louis Minicucci, 76 Atlantic Ave. (3/15/23)

Ron Lafferty (**RL**) from Fulcrum, INC Architects is representing the applicant and explains the project. **RL** speaks about the project being a three-unit build, crush stone being installed, a parking area below the building. **JDJ** asks if the compacted ground could be removed. **RL** states it would be extremely hard to stabilize a new ground after removing the existing, trenches will be going through it. **JW** asks if there is any improvement to the site if removing the current parking area. **RL** speaks about how they are removing 30 inches of the existing compacted ground and also the retaining wall and not proposing to bring any new in. **MC** asks about the impervious pavement, is it just a natural gravel? **RL** some is common gravel with stone in it. **JW** states that it sounds like if we require taking it all out several feet and replacing, it won't be stable and over time will compact. **SA** talks about it hardening. **MW** states on the plan it says 73 yards of sand, is that correct? **RL** replies, yes, beach sand and will be brought in on 6-inch lifts and rolled on to keep it stable. Then in the spring beach grass will be planted. **JDJ** asks about the FEMA flood plan being on the site. **RL** states it is lower than elevation 19 zone and is all in the flood zone. **JDJ** asks about trash removal. **RL** replies that there will be trash cans. **SA** asks if the utilities are separate, or shared. **RL** answers that it is all water in one location, ten feet away from that is the DOT standard sewer line. All independent water but not independent sewer. **MC** agrees that it is a requirement of the DPW.

JW motioned to continue the NOI: Louis Minicucci, 76 Atlantic Ave. (3/15/23) to the April 5, 2023 meeting 7:10 PM and in the interim a site visit.

JDJ seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

8. NOI: Phil Capolupo, 6 Central Ave. (3/15/23)

Matt Steinel (**MS**) from Millennium Engineering is present and representing the applicant. **MS** states the applicant is looking to improve the aesthetics of the area and is proposing to remove the chain link fence. Take out the utility poles and replace. Deposit sand installed where the commission would like once it's been sifted. **JDJ** voices her concern with being too lenient in the past with a top coat and wants to make sure they stay within the 2-3-inch guidelines. **JDJ** remembers a previous project being 9 inches in some areas of top coat because of regrading. **MC** states they have structures in place such as the steps to that will ensure they stay within the 2-3-inch guidelines. **AM** asks Millennium Engineering to verify and send documentation that the sand berm is in fact on pavement and not part of the sand dune. **MS** states he will verify that and document it

and send it in. **JDJ** asks about the timing of this project. **MS** replies the applicant wants this done before the tourist season.

CL motioned to approve the Notice Of Intent for Phil Capolupo, 6 Central Ave under the condition that Millennium Engineering document the berm is on pavement with the standard conditions and special additional conditions.

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

C. NEW BUSINESS:

1. Request for Certificate of Compliance, 13 North end Blvd.

JDJ motioned to continue the Certificate Of Compliance for 13 North End Blvd and interim a site visit.

MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

2. Eight Towns and the Great Marsh Committee Designation.

SA is happy to announce that commissioner Julie Doughman-Johnson and previous commissioner Jane Purington are volunteering to be designated local representatives for the Eight Towns and the Great Marsh Committee.

MC motioned to designate Julie Doughman-Johnson and Jane Purington as our representatives for the Eight Towns and the Great Marsh Committee.

JW seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes

6-0-0. Motion Carried.

D. ENFORCEMENT ORDERS:

HOLD, PENDING UPDATE:

1. 2A, 12th St. W.
2. 14 Old County Rd.
3. 100 Main St.
4. 14 10th St. W.
5. 36 Pike St.
6. 2 Baker Rd.
7. 565 North End Blvd.
8. 30 Main St.
9. 83 Atlantic Ave.
10. 211 N. End Blvd.
11. 16 Hayes St.
12. 11 Railroad Ave.
13. 338 North End Blvd

ACTIVE, PENDING COMPLETION:

14. Lafayette Rd. Sewer
15. 27 12th St. W.
16. 338 North End Blvd

COMPLETE, PENDING APPROVAL:

17. 29 Lafayette Rd.
18. 114 Bridge Rd.
19. 6 Sycamore Ln.
20. 16 Commonwealth Ave.
21. 139 Elm
22. 4 Main Street

E. COMMISSIONER COMMENTS

MC speaks about the policy for applicants continuing up to the day of a meeting and asked if we can change that to 48 hours instead. **AM** states she will look into that. **CL** adds that applicants should give notice in a timely manner when working with the public.

F. ADJOURNMENT:

CL motioned to adjourn the March 15, 2023 Salisbury Conservation Commission Meeting at 9:00 PM.
MC seconded.

Roll call: SA-yes, JDJ- yes, JW-yes, CL- yes, MW- yes
6-0-0. Motion Carried.