

**Salisbury Conservation Commission  
Meeting Minutes  
September 20, 2023  
Colchester Auditorium, Town Hall  
5 Beach Road  
Salisbury, MA 01952  
Hybrid Meeting  
7:00 P.M.**

**COMMISSION MEMBERS PRESENT IN PERSON:**, Chairman Jeffrey Ward (**JW**), Julie Doughman-Johnson (**JDJ**), Michael Colburn (**MC**), Christopher Leahy (**CL**), Michael Lucas (**ML**), Mark Warcewicz (**MW**).

**COMMISSION MEMBERS PRESENT REMOTELY:**

**COMMISSION MEMBERS ABSENT:** Christine Maxim (**CM**).

**ALSO PRESENT:** Conservation Agent, Adriane Marchand (**AM**).

Chairman Jeffrey Ward (**JW**) opened the meeting at 7:05 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. EMERGENCY CERTIFICATES:**

1. **276, 278, 280, 282 (units A&B), 284 North End Blvd.**

**JDJ** motioned to ratify the Emergency Certificate for 276, 278, 280, 282 (units A&B), 284 North End Blvd.  
**MC** seconded.

**Roll Call Vote:** MW-yes, ML-yes, CL-yes, MC-abstained, JDJ-yes, JW-yes.

**5-0-1. Motion Carried.**

**B. MINUTES:**

1. June 15, 2022
2. July 6, 2022
3. July 20, 2022
4. June 7, 2023
5. June 13, 2023
6. June 21, 2023
7. August 16, 2023
8. September 6, 2023

**MC** motioned to continue the minutes June 15, 2022 through July 20, 2022, June 7, 2023 through June 21, 2023, August 16, 2023 and September 6, 2023 to the October 4, 2023 meeting at 7:10 PM.  
seconded.

**6-0-0. Motion Carried.**

**C. PUBLIC HEARINGS at 7:10pm:**

1. **NOI: John Berglund, 127 North End Blvd (9/6/23)**

Matthew Steinel (**MS**) of Millennium Engineering represented the applicant, and reviewed the plans for the new 2 family building. **JW** asked if the representative had discussed with the applicant if they had considered managing the Phragmites onsite. **MS** replied he had not had the opportunity to discuss it. **CL** asked the commission if anyone could share their observations from the site visit. **JW** replied the site is very wet but sees the removal of the foundation as an improvement. **JDJ** agreed and added returning the lawn to saltmarsh area will be beneficial. **ML** asked what the side setbacks are. **MS** referred to the zoning table on the plan. **ML** asked about the proposed seed. **MS** replied under the structure will be gravel. They plan to keep sod, but if it is damaged during construction, they will replace it with nature salt tolerant grasses. **JDJ** asked if the commission wants to give the property owner the option to manage phragmites. **AM** recommended it. Discussion with the Commission followed, including language of condition and distance of cutting if allowed.

**CL** motioned to approve the Notice of Intent for John Berglund, 127 North End Blvd with the standard special conditions and the additional condition that the property owner may control through selective hand cutting *Phragmites Australis* along the upland marsh boundary within 20 feet of the proposed post and rail fence shown on plans by Millennium Engineering, Inc. titled Plan to accompany a NOI application in Salisbury, MA showing existing conditions & proposed site improvements 127 North End Blvd. to be updated with the limits of phragmite control area. Phragmites may be cut to 6 inches in height by hand operated equipment, starting after July 15, and re-cutting through the fall when new growth is approximately 35" and disposed of properly. This will diminish the roots and allow the native marsh species to re-populate that area.

**JDJ** seconded.

**Roll Call Vote: MW-yes, ML-yes, CL-yes, MC-yes, JDJ-yes, JW-yes.**

**6-0-0. Motion Carried.**

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

**MC** motioned to continue the Notice of Intent for 6 Steve Paquette, 6 Forest Road, LLC, 6, 10 & 18 Forest Road to the October 4, 2023 meeting 7:10 PM.

**CL** seconded.

**Roll Call Vote: MW-yes, ML-yes, CL-yes, MC-yes, JDJ-yes, JW-yes.**

**6-0-0. Motion Carried.**

3. **NOI: Kyle Segal, Atlantic 89 LLC, 89 Atlantic Ave (9/20/23)**

Matthew Steinel (**MS**) of Millennium Engineering represented the applicant. Reviewed the proposed plan for a raze and rebuild of a multifamily residence. Structure will be rebuilt 7 feet farther from the ocean than the existing conditions and will be centered on the lot. Responded to DEP comments which read as general guidance for the Commission, more than site specific comments. **JDJ** requested a site visit. **AM** suggested the applicant consider additional height, storage, and plantings for the next meeting.

**CL** motioned to continue the Notice of Intent for Kyle Segal, Atlantic 89 LLC, 89 Atlantic Ave to the October 4, 2023 meeting 7:10 PM with a site visit in the interim.

**MC** seconded.

**Roll Call Vote: MW-yes, ML-yes, CL-yes, MC-yes, JDJ-yes, JW-yes.**

**6-0-0. Motion Carried.**

**D. NEW BUSINESS:**

1. **Request for Certificate of Compliance, Lafayette Road Sewer Project.**

Eric Doe (**ED**) from Weston and Sampson explained that the certificate has been approved by the DPW and plans presented to the commission. They feel there is no more need for excavation and would like to close out the project.

CL asked about the dewatering issues that the Commission was dealing with through construction. AM responded they were addressed through the enforcement order which was lifted by the Commission at a recent meeting.

CL motioned to approve the request for Certificate of Compliance, Lafayette Road Sewer Project. MC seconded.

**Roll Call Vote: MW-yes, ML-yes, CL-yes, MC-yes, JDJ-yes, JW-yes.**

**6-0-0. Motion Carried.**

**E. ENFORCEMENT ORDERS:**

HOLD, PENDING UPDATE:

1. 10 Ferry Lots Lane. – Commission requested a site visit.
2. 2A, 12<sup>th</sup> St. W.
3. 14 Old County Rd.
4. 100 Main St.
5. 14 10<sup>th</sup> St. W.
6. 36 Pike St.
7. 2 Baker Rd.
8. 565 North End Blvd.
9. 30 Main St.
10. 211 N. End Blvd.
11. 16 Hayes St.
12. 11 Railroad Ave.
13. 95 Railroad Ave.
14. 48 Commonwealth Ave.

ACTIVE, PENDING COMPLETION:

15. 5 Patriot Way
16. Lafayette Rd. Sewer
17. 27 12<sup>th</sup> St. W.
18. 253 North End Blvd.
19. 375 North End Blvd.

COMPLETE, PENDING APPROVAL:

20. 29 Lafayette Rd.
21. 114 Bridge Rd.
22. 6 Sycamore Ln.
23. 16 Commonwealth Ave.
24. 139 Elm
25. 4 Main Street

**F. COMMISSIONER COMMENTS:**

AM commended the MRBA and all who were involved in the Emergency situation that took place over the prior week and thanked the Lions Club for the September 11th memorial.

CL and MC discussed the upcoming Salisbury Day's events.

**G. ADJOURNMENT:**

MC motioned to adjourn the September 20, 2023 Salisbury Conservation Commission Meeting at 8:17 PM.

JDJ seconded.

**Roll Call Vote: MW-yes, ML-yes, CL-yes, MC-yes, JDJ-yes, JW-yes.**

**6-0-0. Motion Carried.**