



**Salisbury Conservation Commission
Meeting Minutes
January 21, 2022 Continuation of January 19, 2022
Colchester Auditorium, Town Hall
5 Beach Road
Salisbury, MA 01952
Virtual Meeting
7:00 P.M.**

COMMISSION MEMBERS PRESENT: Jane Purinton (JKP), Michael Colburn (MC), Julie Doughman-Johnson (JDJ), Jeffrey Ward (JW), Christopher Leahy (CL)

COMMISSION MEMBERS ABSENT: Chairwoman Sheila Albertelli (SA)

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

ViceChair Jane Purinton welcomed all to the continuation of the January 19, 2022 Conservation Commission meeting at 7:04 pm. The meeting is held under the Wetlands Protection Act & Open Meeting Law. Informed the public that the meeting was being recorded and being held remotely.

B. PUBLIC HEARINGS at 7:10pm:

4. NOI: Wayne Capolupo, 13 Beach Road, LLC, 13 North End Blvd. (8/4/21)

JKP stated that we have been waiting for a quorum, but with **SA** absent, no quorum is present, so it will be continued to February 2, 2022.

CL motioned to continue the Notice of Intent for Wayne Capolupo, 13 Beach Road, LLC, 13 North End Blvd to February 2, 2022. 7:10pm.

JW seconded.

Roll Call Vote: JKP-yes, JDJ-yes, MC-yes, JW-yes, CL-yes

Vote: 5-0-0. Unanimous. Motion carried

6. NOI: Brian Thibaut, ZJBV Investment Realty Trust, 191 Atlantic Ave. (10/6/21) –

MC motioned to continue the Notice of Intent for Brian Thibaut, ZJBV Investment Realty, 191 Atlantic Ave. to February 2, 2022 meeting at 7:10 PM.

JW seconded.

Roll Call Vote: JKP-yes, JDJ-yes, MC-yes, JW-yes, CL-yes

Vote: 5-0-0. Unanimous. Motion carried.

8. NOI: Michael Terminiello, M.T.I. Properties, LLC, 26 Cushing St. (1/5/22) – Mathew Steinel (MS) of Millennium Engineering represented the applicant. Presented revised plans to the Commission for the single-family home. Included the requested dewatering location and temporary stockpile area. Discussed erosion control options and house location. JKP reiterated the importance of the 9” silt sock and silt fence installation. JKP asked for abutter comments. None.

CL motioned to approve the Notice of Intent for Michael Terminiello, M.T.I. Properties, LLC, 26 Cushing St. with the standard conditions and the additional condition of using both a 9” silt sock and siltation fence

JW seconded.

Roll Call Vote: CL-yes, JKP-yes, JDJ-yes, MC-yes, JW-yes,

Vote: 5-0-0. Unanimous. Motion carried.

9. NOI: Brendan Corcoran, 2 Baker Rd. (1/5/22) – Mathew Steinel (MS) of Millennium Engineering represented the applicant. Presented revised plans to the Commission showing extended erosion control and temporary stockpile location. The slab will extend under the overhand. Discussed erosion control. Ground is currently frozen but in spring the erosion controls will require repair. JKP asked for abutters. None present.

JW motioned to approve the Notice of Intent for Brendan Corcoran, 2 Baker Rd. with the standard conditions and the erosion control will be repaired when the ground is thawed enough to allow the work.

JW seconded.

Roll Call Vote: MC-yes, JKP-yes, JDJ-yes, CL-yes, JW-yes.

Vote: 5-0-0. Unanimous. Motion carried.

10. NOI: McKenzie Johnston, 75 Ferry Rd. (1/5/22) – Mathew Steinel (MS) of Millennium Engineering represented the applicant. Presented revised plans to the Commission showing dewatering location and detail, temporary stockpile location, and added a retaining to pull grading away from the property line. CL questioned if a swale will be installed by the wall. MS stated the owner has agreed to work with the next door property owners to work with how water is flowing to ensure no additional clearing is required to ensure water will flow to the rear of the property and not onto the neighbors property.

MC motioned to approved the Notice of Intent for McKenzie Johnston, 75 Ferry Rd. with the standard conditions.

JW seconded.

Roll Call Vote: MC-yes, JKP-yes, JDJ-yes, CL-yes, JW-yes,

Vote: 5-0-0. Unanimous. Motion carried.

11. NOI: Henry A. Richard, Jr., 247-249 North End Blvd. (1/5/22) –

CL recuses himself from the Commission.

Mathew Steinel (**MS**) of Millennium Engineering represented the applicant. **MS** stated one major question the Commission had was if the project was exempt from stormwater requirements. The engineer is currently working on stormwater calculations. The is redevelopment so will have to meet to the extent practicable, not a lot can be done given area and flooding there. May be able to improve treatment of discharge. Currently no settling or treatment. These changes would at least be an improvement on the quality of runoff entering the resource area. The State will eventually take ownership to maintain the system. **JKP** asked for peer review by Joe Serwatka. and compliance. **JW** agreed a peer review of stormwater is a good idea. Has concerns about velocity and volume being discharged so close to marsh. **MC** asked if this drainage system was in the States plan to replace when they update North End Blvd.? **MS** replied he doesn't know what the plan was for this when roadway is redone. **MC** asked is the existing pipe old clay? **MS** replied yes. We think there was damage somewhere, it was jetted and failed. **JKP** stated the Town's engineer should also look into whether any other treatment is necessary. Attorney Kyle Guy (**KG**) was resent on behalf of the property owners of 249 North End Blvd. Stated the objections from last meeting still stand. Asked who is owning and liable for project? **MS** answered the contractor on record is Henry Richards, beyond that whoever is hired as a contractor. **KG** who is insuring? **MS** replied whoever will be doing the work, not relevant to the Commissions review.

JW motioned to continue the Notice of Intent for Henry A. Richard, Jr., 247-249 North End Blvd. to February 2, 2022 7:10 PM, The Town's engineer will do a peer review of the Stormwater report.

MC seconded.

Roll Call Vote: JDJ-yes, JKP-yes, MC-yes, JW-yes

CL- recused

Vote: 4-0-0. Unanimous. Motion Carried

C. NEW BUSINESS

2. Request for Certificate of Compliance, 15 Forest Rd, Lot 2A (formerly lot 2)

Mathew Steinel (**MS**) of Millennium Engineering represented the applicant. **MS** reviewed the as built and stated the project is within close reasonable conformance with the approved plan. Reviewed differences: driveway slightly wider, deck slightly larger and centered on house, and propane installed instead of natural gas. **AM** asked if erosion controls have been removed? **MS** can't confirm.

CL motioned to grant the Certificate of Compliance for 15 Forest Rd, Lot 2A (formerly lot 2) conditioned upon the erosion control is removed.

JW seconded.

Roll Call Vote: JKP-yes, JDJ-yes, MC-yes, JW-yes, CL-yes

Vote: 5-0-0. Unanimous. Motion carried

4. Request for Certificate of Compliance, 17 Forest Road, Lot 3

Mathew Steinel (**MS**) of Millennium Engineering represented the applicant. **MS** reviewed the as built and stated the project is within close reasonable conformance with the approved plan. This lot involved a wetland crossing, and some small deviations including the propane tank installed instead of gas underground. Discussion on location of foundation drains.

CL motioned to continue the Certificate of Compliance for 17 Forest Road, Lot 3 to allow the applicant to revise the plans to include all the pipes. Continue to February 2, 2022 7:10 PM.

MC seconded.

Roll Call Vote: JKP-yes, JDJ-yes, MC-yes, JW-yes, CL-yes

Vote: 5-0-0. Unanimous. Motion carried

5. Request for Certificate of Compliance, 19 Forest Road, Lot 4

Mathew Steinel (**MS**) of Millennium Engineering represented the applicant. **MS** reviewed the as built and stated the project is within close reasonable conformance with the approved plan. Deviations from the approved plan include: propane instead of gas, water and sewer not shown because they didn't witness installation driveway, deck centered, 12" drainpipe under driveway entrance for water under flow. **MC** asked if the footing drain was installed. **CL** agreed, it should be on the asbuilt.

CL motioned to continue the Certificate of Compliance for 19 Forest Road, Lot 4 to allow applicant revise the plan to show all pipes. Continued to February 2, 2022 7:10 PM.

MC seconded.

Roll Call Vote: JKP-yes, JDJ-yes, MC-yes, JW-yes, CL-yes

Vote: 5-0-0. Unanimous. Motion carried

7. Discussion on Meeting Format

JKP stated the options for different formats to hold a meeting are remote, hybrid, or in person. **CL** wouldn't mind hybrid. **JW** asked what would hybrid would look like? **AM** reviewed a few different models. **JKP** preferred to keep meetings remote, she will not be able to attend public meetings. **JW** wouldn't mind in person,

but doesn't want to push people out of their health comfort zone. **MC** has issues with internet service and would prefer hybrid. **CL** agrees about internet issues.

CL motioned to move to hybrid.

MC seconded.

Roll Call Vote: MC-yes, JKP-no, JDJ-no, CL-yes, JW-yes.

Vote: 3-0-2. Motion carried

D. ENFORCEMENT ORDERS:

HOLD, PENDING UPDATE:

1. 100 Main St
2. 53 Railroad Ave
3. 14, 10th St. W.
4. 97 Atlantic Ave.
5. 114 Bridge Rd.
6. 36 Pike St.
7. 2 Baker Rd.
8. 565 North End Blvd.
9. 30 Main St.
10. 83 Atlantic Ave.
11. 211 N. End Blvd.
12. 16 Hayes St.
13. 11 Railroad Ave.

ACTIVE, PENDING COMPLETION:

14. Lafayette Rd. Sewer
15. 150 North End Blvd

COMPLETE, PENDING APPROVAL:

16. 6 Sycamore Ln.
17. 16 Commonwealth Ave.
18. 61 Bridge Rd.
19. 139 Elm
20. 86/88 Elm St.
21. 4 Main Street
22. 82 Lafayette Rd

E. COMMISSIONER COMMENTS:

F. ADJOURNMENT:

JW motioned to adjourn the January 21, 2022 Salisbury Conservation Commission Meeting at 8:29 PM.

CL seconded.

Roll Call Vote: JKP-yes, JDJ-yes, MC-yes, JW-yes, CL-yes

Vote: 5-0-0. Unanimous. Motion carried

Meeting Adjourned **8:29 PM.**