

Salisbury Conservation Commission

November 5, 2014

Colchester Auditorium, Town Hall

5 Beach Road

Salisbury, MA 01952

7:00 P.M.

COMMISSIONER MEMBERS PRESENT: Chairman Sheila Albertelli (SA), Sally Laffely (SL), Matt Carignan (MC) and Jane Purinton (JPK)

COMMISSIONER MEMBERS ABSENT: Andria Nemoda and Joanne Perreault

ALSO PRESENT: Michelle Rowden, Conservation Agent, Lori Robertson, Secretary

1. Albertelli opened the meeting at 7:10 pm under the Wetlands Protection Act & Open Meeting Law and informed the public that the meeting is being recorded.

MINUTES:

October 1, 2014

MC motions to accept the minutes of the October 1, 2014 meeting. **SL** seconded the motion. All members present voted in favor 4 – 0. **Motion Passed.**

October 15, 2014

JKP motions to accept the minutes of the October 15, 2014 meeting. **SL** seconded the motion. All members present voted in favor 3 – 1 (SA-abstained)

PUBLIC HEARINGS at 7:15 pm:

NOI: Jay Davis, 12 Wyman Greely Street: **SA** stated the applicant is looking for a continuance.

MC motioned to continue the NOI for 12 Wyman Greely Street to November 19, 2014 at 7:10 pm. **SL** seconded the motion. All members present voted in favor 4 -0. **Motion Passed.**

SA stepped down as Chairperson.

NOI: Brad Kutcher, 20 Ferry Road: **SL** stated the applicant is looking for a continuance until the next meeting.

MC motioned to continue the NOI for 20 Ferry Road until the November 19, 2014 meeting at 7:10 pm. **JKP** seconded the motion. Vote on motion 3-1 (SA abstained). **Motion passed.**

RDA: Brad Kutcher, 20 Ferry Road:

SL stated the applicant is looking for a continuance until the November 19th meeting.

JPK motioned to continue the RDA for 20 Ferry Road until the November 19, 2014 meeting at 7:10 pm. **MC** seconded the motion. Vote on motion 3-1 (SA abstained). **Motion passed.**

SA came back to chairperson.

NOI: Joseph Hill, 16 Seabrook Road: Mark West (MW) of West Environmental addressed the board on behalf of the applicant. Mary Rimmer went and conducted a site inspection. She recommended the following: 1. Move flag A14 up gradient 6 feet. 2. Delete flag A25 and connect flag A24-A26. 3. Add flag A33 to show wetland boundary extending away from project site. The changes that were made: Flag A14 was moved 6' upslope, Flag A25 was eliminated and Flag A24 was connected to Flag A26 and Flag A33 were added. Mary also requested data plots and I did the data plot. **MR** stated at the site walk Ed Hill stated there was a possibility that the footprint would be changed. Brian Knowles (BK) addressed the board on behalf of the applicant. Yes, it's a colonial now instead of reverse colonial. **SL** noted that Mary had a comment about no stamp being on the plan. It looks like the plan is stamped. **MW** stated she received an email copy. The file copy is stamped.

No abutters present.

SL motioned to accept the NOI for 16 Seabrook Road. Seconded by **MC**. All members present voted in favor. **Motion Passed.**

NOI: Chris DeLuca, 106 Elm Street: Brian Knowles (BK) addressed the board on behalf of the applicant. **SA** stated Mary Rimmer hasn't had a chance to do the wetland line yet. **MC** asked where the snow storage would be located on the plan. **BK** stated the gravel pad out back will be where the snow storage will be located. **SA** stated we will need that reflected on the plan. **SA** asked about flooding on Elm Street. **MR** asked if this was taken into your calculations. **BK** stated he looked at those for the calculations. **SL** asked about the comment from JS regarding the proposed basin berm/grading will be within 3' of the existing house. I want to make sure this won't affect the neighbors. **BK** stated that is where the swale starts. The 36" culvert is under Chris' Auto (goes over drainage on plan). **SA** asked if comments came back from DEP. **MR** stated it's under review.

Abutter, Thomas Price (TP), 110 Elm Street addressed the board. I am concerned about the drainage.

BK stated there is an existing 12" CMP. The slope will stay the same. There is a lot of leaves, etc. that get caught in the pipe. We are trying to hold our existing grades. There may be an existing pipe that is cracked or not functioning.

TP stated I have been cleaning the drain after storms. **BK** stated the cleaning of the pipe is part of the Operation and Maintenance plan. We will be filing maintenance reports with the commission.

BK stated we would like to have some work accomplished before frost sets in. They are looking to pour the concrete floor and concrete slabs. The pad in the back is in the buffer zone. We would also like to install the utility pole out front. They wanted to get the pad set and put antifreeze in the pipes. **MR** stated you need to get permission from other boards. It's not my recommendation to do that until there is an order of condition. **MC** stated I think you wouldn't want to pour concrete until you had all the comments back from DEP. **SA** stated there is still a lot that needs to be completed. Snow storage should be depicted on the plan also.

SL motioned to continue to Chris DeLuca, 106 Elm Street to the November 19, 2014 meeting at 7:10 pm to allow for a peer review by Joe Serwatka and Mary Rimmer and to include snow storage on the plan. **MC** seconded the motion. All members present voted in favor 4-0. **Motion Passed.**

Amended NOI: Merrimack Valley Homes, 11 March Road: Eric Botterman (EB) of Millellennium Engineering addressed the board on behalf of the applicant. They bought a four lot subdivision that was permitted. The back corner of the deck is now 44' from the closet wetland as opposed to 39' in the original. The force main is going through the property now. **MR** asked if the applicant was sure about gravel driveways. **EB** stated yes. **SL** asked about the alteration of land. Is it just because of the force main and the movement of the house? **EB** stated yes. **MR** asked about blasting? **EB** stated there maybe. **MC** asked if the proposed dwelling –style was changing. **EB** stated yes.

MC motioned issue an amended order of condition for 11 March Road (lot 2) revised plans dated October 8, 2014. **SL** seconded the motion. All members present voted in favor 4-0. **Motion passed.**

Amended NOI: Merrimack Valley Homes, 13 March Road: Eric Botterman (EB) of Millennium Engineering. The house location was 67' away from the wetland and now its 68' now. The sewer will also be different also.

MC motioned issue an amended order of condition for 13 March Road (lot 3) revised plans dated October 8, 2014. **SL** seconded the motion. All members present voted in favor 4-0. **Motion passed.**

Amended NOI: Merrimack Valley Homes, 15 March Road: Eric Botterman (EB) of Millennium Engineering addressed the board on behalf of the applicant. This house will be 5 ½' further from the wetland than the original plan. The sewer will be different also. **MR** stated I had an abutter come in and she was concerned about the rock wall. Is this going to stay? I don't see it on the plan. If this is on his property he has no problem committing to make that stay.

MC motioned issue an amended order of condition for 15 March Road (lot 4) revised plans dated October 8, 2014. **SL** seconded the motion. All members present voted in favor 4-0. **Motion passed.**

Request for Cert. of Compliance, 99 Lafayette Road: Michael Wolpert (MW) addressed the board. **JKP** stated she did a site visit. Other than the rear of the garage there was a lot of stuff. There was some construction materials. **MW** stated I try to keep it clean. **JKP** stated it looks good. Beyond that the wetland area is another question, but that has nothing to do with you. **MR** asked if he had aggregate. **MW** stated no. **SL** stated we received the letter from Brian Knowles about the completion of the project.

JKP motioned to issue a Certificate of Compliance for 99 Lafayette Road. **SL** seconded the motion. All members present voted in favor. **Motion Passed.**

SL stepped down.

Request for Certificate of Compliance, 111 Cable Avenue. There was no quorum for this item. Ron Laffley addressed the board. He went over the procedure for receiving a Certificate of Compliance. He thought there could be a better way of going through the applications.

JKP stated she would do the site visit.

SL came back to the meeting.

Request for Certificate of Compliance, Lot 10 Friedenfels Road. **MR** stated there was a typo on the agenda it should say for the subdivision road not lot 10. It should be lot 12. Greg Bowden (GB) addressed the board. I am asking for a partial certificate of compliance for the roadway and drainage as shown on the asbuilt plans. **MR** stated Joe Serwatka and I have been there dozens of times looking at the property. **SL** stated I agree with Michelle I looked at it too.

No abutters present.

MC motioned to issue a partial certificate of compliance for lot 12 Friedenfels Road. **SL** seconded the motion. All members present

voted in favor. **Motion passed.**

Request for Certificate of Compliance, 4 5th Street. SA will do the site visit.

20 Dock Lane-no action

Salisbury Woods-no action

2 Broadway-no action

44 Lafayette Road-no action

100 Elm Street-no action

106 Elm Street-no action

MC motioned to add the Emergency Certification for Beach Center. **SL** seconded the motion. All members present voted in favor. **Motion Passed.**

MR stated DCR requested to remove 8 pilings on the beach from the old frolics building.

SL motioned to ratify the emergency certificate for Beach Center. **JKP** seconded the motion. All members present voted in favor. **Motion passed.**

COMMISSIONERS COMMENT:

MR stated we had an event for the Town Creek culvert project. It is up and working.

ADJOURNMENT:

SL motioned to adjourn at 8:44p.m. **JKP** seconded the motion. All members present voted in favor. **Motion Passed.**