



**Salisbury Conservation Commission
Meeting Minutes
December 19, 2018
Colchester Auditorium, Town Hall
5 Beach Road
Salisbury, MA 01952
7:00 P.M.**

COMMISSIONER MEMBERS PRESENT: Chairman Sheila Albertelli (SA), Emily Round (EGR), Jane Purinton (JKP), Joanne Perreault (JP) and Julie Doughman-Johnson (JDJ).

COMMISSIONER MEMBERS ABSENT: Vice Chair Jessica Stucker (JS).

ALSO PRESENT: Conservation Agent, Michelle Rowden (MR) and Conservation Secretary, Adriane Marchand (AM).

Chairman Sheila Albertelli opened the meeting at 7:08 pm under the Wetlands Protection Act & Open Meeting Law and informed the public that the meeting was being recorded.

A. MINUTES:
1. December 5, 2018

JDJ motioned to accept the minutes for December 5, 2018.

JP seconded.

Vote: 3-0, 2 abstained, Motion Carried.

B. PUBLIC HEARINGS at 7:10pm:
1. NOI: Big Block Development Group, 6-28 Ocean Front South, 16-18 Broadway (11/1/17)

EGR motioned to continue the Notice of Intent for Big Block Development Group, 6-28 Ocean Front South, and 16-18 Broadway to January 2, 2019 at 7:10pm.

JDJ seconded.

Vote: 5-0, unanimous. Motion Carried.

2. NOI: C&R Realty Trust, 110 Elm St. (7/18/18)

JP motioned to continue the Notice of Intent for C&R Realty Trust, 110 Elm Street to January 16, 2018 at 7:10pm.

EGR seconded.

Vote: 5-0, unanimous. Motion Carried.

3. NOI: Zap Development, LLC, 28 Rabbit Rd., Rear Lots (10/17/18)

JDJ motioned to continue the Notice of Intent for Zap Development, LLC, 28 Rabbit Rd., Rear Lots, to January 2, 2019 at 7:10pm.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

4. NOI: Robert Calvi, 44 Old County Rd (12/19/18)

Tom Hughes (**TH**) of Hughes Environmental Consulting represented the applicant (also present).

TH described the wetland delineation. Proposed to construct a single family home above elevation nine (9) on a slab foundation. Most elevations on Old County Road are between elevation six (6) and seven (7). Proposing to bring fill in to rise the slab to elevation. Will construct one small retaining wall to keep the fill from the wetland area and will add a native shrub buffer.

SA asked if the fill would worsen flooding in the area. **TH** stated it would not.

EGR asked if pilings had been considered as an alternative to filling. **TH** stated the owners are aging and would like an easy access residence and the cost of pilings makes that plan undesirable. The flora in the area is largely invasive so this plan is an improvement. **EGR** asked if the area was lawn. **TH** replied it was likely maintained as a lawn at some point but it is now overgrown. **EGR** asked what the ratio of lawn to native plantings would be. **TH** stated he did not have that information. Showed the area to be planted and the area to be lawn.

JKP asked if he was comfortable with height of the residence and the likelihood of it flooding in the future. **TH** stated the first floor elevation would be 1 foot above current flood regulations.

JKP asked how the culverts are functioning in the area. **TH** stated they are occasionally maintained though the low elevation makes them not function as proficiently as desired. In a flooding situation, the floodwaters usually do not go above elevation 7.1.

JKP asked what erosion control would be used. **TH** replied silt sock.

EGR asked if the drive way would be permeable. **TH** replied it would not.

JKP asked if the brick path would be permeable. **TH** replied it would be somewhat permeable.

MR asked to what extent the bittersweet would be removed. **TH** stated most of the bittersweet is in the area of work and will be removed. The native planting area will be backed by lawn. **SA** asked what his approach for removing bittersweet would be. **TH** stated removal or treatment. **JDJ** asked what herbicide would be used. **TH** replied triclopyr would be his preference.

SA asked when they would plan to start work. **TH** replied in the spring.

EGR motioned to continue the Notice of Intent for Robert Calvi, 44 Old County Rd., to January 2, 2019 at 7:10pm.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

5. NOI: Colchester Properties, LLC 148 Lafayette Rd (12/19/18)

Matt Steinel (**MS**) of Millennium Engineering represented the applicant. Described the site and the prior Order of Conditions still open on the site. Some site work had begun but they no longer plan to complete the project. Current public hearing is to remove site vegetation to make the site more marketable.

SA asked when they would like to begin work. **MS** stated he did not have a start date but they would not start until the spring at the earliest.

MR asked if loam was going to be brought in. **MS** stated it would only be brought in if it were needed to stabilize the site. No major filling or grading changes are proposed. **EGR** asked if they could allow more buffer between the wetland and the site clearing. **MS** replied all clearing is in the original approved footprint. **JKP** asked if the site is still flagged. **MS** stated some flags may have been removed and may need to be replaced.

JKP motioned to approve the Notice of Intent for Colchester Properties, LLC 148 Lafayette Rd., with the standard special conditions and the condition that the wetland flags are in place to prevent over clearing.

JP seconded.

Vote: 4 in favor- 1 opposed. Motion Carried.

C. NEW BUSINESS:

1. Request for Certificate of Compliance, 148 Lafayette Rd

Matt Steinel (**MS**) of Millennium Engineering represented the applicant. Informed the Commission that some site work had begun but the project was never fully underway. Would like to close the order out and proceed with the Notice of Intent proposed under public hearings. All work done was in the footprint in the original approval and the site is stabilized.

JKP motioned to issue the Certificate of Compliance for 148 Lafayette Rd.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

2. Request for Certificate of Compliance, 15 March Rd

MR conducted site visit. Everything in compliance with the Order of Conditions with the exception of a silt sock that had not been removed. **MR** has spoken to the owner and they will remove what they can.

JKP motioned to approve the Certificate of Compliance for 15 March Road with the condition that the stakes securing the remaining erosion control are removed and as much of the silt sock that can be removed without wetland disturbance, will be removed.

EGR seconded.

Vote: 5-0, unanimous. Motion Carried.

3. Enforcement Order, 16 Hayes St

MR updated the Commission of the violation of illegal filling of a saltmarsh. Provided photographs of site.

JDJ motioned to ratify the Enforcement Order for 16 Hayes St.

JKP seconded.

Vote: 5-0, unanimous. Motion Carried.

D. ENFORCEMENT ORDERS:

1. 81 Railroad Ave.
2. 438 N. End Blvd.
3. 565 North End Blvd.
4. 128 Bridge Rd.
5. 26 Sweet Apple Tree Ln.
6. 91 Bridge Rd.
7. 2 Linda Ln.
8. 157 Bridge Rd.
9. 30 Main St.
10. 86/88 Elm St.
11. 11 17th St. W – **MR** forwarded Commission's request to the owners. Waiting to hear back from them.
12. 212 N. End Blvd.
13. 83 Atlantic Ave.
14. 9 Bayberry Ln.
15. 6 True Rd. – have removed fill.
16. 211 N. End Blvd.
17. 279 N. End Blvd. – no movement.

18. 146 Central Ave.

F. COMMISSIONER COMMENTS:

Happy Holidays!

JKP stated Great Marsh Symposium was excellent this year, very creative.

MR reminded beach residents there is an astronomical high tide on Christmas Eve and Christmas so be mindful and be safe.

G. ADJOURNMENT:

EGR motioned to adjourn the December 19, 2018 Conservation Commission Meeting at 8:16 pm

JP seconded.

Vote: 5-0, unanimous. Motion Carried.