



**Salisbury Conservation Commission
Meeting Minutes
October 18, 2017
Colchester Auditorium, Town Hall
5 Beach Road
Salisbury, MA 01952
7:00 P.M.**

COMMISSIONER MEMBERS PRESENT: Chairman Sheila Albertelli (**SA**), Jane Purinton (**JKP**), Jessica Stucker (**JS**), Alison Novello(**AN**), Emily Round (**EGR**), and Joanne Perreault (**JP**).

COMMISSIONER MEMBERS ABSENT: Jennifer Troisi (**JT**).

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

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

**A. MINUTES:
 August 2, 2017
 September 6, 2017
 September 20, 2017
 October 4, 2107**

JKP motioned to approve the minutes for August 2nd, 2017.

EGR seconded.

Vote: 5-0, JP abstained. Motion Carried

JKP motioned to continue the minutes for September 6th, 2017, September 20th, 2017, and October 4th, 2017 to November 1st, 2017.

AN seconded.

Vote: 6-0, unanimous. Motion Carried

B. PUBLIC HEARINGS at 7:10pm:

1. **NOI: James Zorbas, 32 Railroad Ave (LC Lot 480) (6/7/17)**

JKP motioned to continue the Notice of Intent for 32 Railroad Ave, Land Court Lot 480, to November 1st, 2017 at 7:10p.m.

JS seconded.

Vote: 6-0, unanimous. Motion Carried.

2. **NOI: James Zorbas, 32 Railroad Ave (LC Lots 478A, 479) (6/7/17)**

AN motioned to continue the Notice of Intent for 32 Railroad Ave, Land Court Lot 478A and 479, to November 1st, 2017 at 7:10p.m.

EGR seconded.

Vote: 6-0, unanimous. Motion Carried.

3. **NOI: Tim Anderson, 91 Bridge Rd. (9/6/17)**

AN recused herself from the Commission.

Matt Steinel (**MS**) of Millennium Engineering represented the applicant. Informed the Commission Mary Rimmer reviewed the wetland delineation. The vegetated buffer zone was extended to 10 feet. Plans have been updated to reflect the change. Abutter has provided a letter to allow fill removal and putting down loam and seed on their property. A grass swale has been added. Reviewed the comments Rimmer issued including the determination that the resource area is a fresh water marsh with tidal influence, therefore qualifies as a bordering vegetated wetland.

SA asked what year the property was purchased. Tim Anderson (**TA**) replied 2015.

JKP motioned to continue the Notice of Intent for Tim Anderson at 91 Bridge Rd to November 1st, 2017 at 7:10p.m.

JP seconded.

Vote: 6-0, unanimous. Motion Carried.

4. NOI: Barry Noone, 79, 83, 85 Forest Rd. (10/4/17)

Matt Steinel (**MS**) of Millennium Engineering represented the applicant.

(Site visit was on October 16, 2017). **JKP** stated the trees that were cleared unknowingly in violation of the Wetlands Protection Act. The tree stumps will remain as is. Asked for the area to be cleaned up.

JKP motioned to approve the Notice of Intent for Barry Noone, 79, 83, 85 Forest Rd, with the standard special conditions and the conditions that heavy equipment outside limit of work. Prior to the start of any site work DPW will review plans for utilities and determine if any additional permitting is needed. Drainage pipes will be the same size as the existing pipes and set at the same elevation as the existing pipes. Operation and maintenance plans for the cleaning, maintenance, and inspection of the pipes needs to be submitted to the Conservation Agent.

JS seconded.

Vote: 6-0, unanimous. Motion Carried.

5. RDA: Jeffrey Newman, 75 Baker Rd. (10/18/17)

Matt Steinel (**MS**) of Millennium Engineering represented the applicant. Mark West delineated the wetland line in September of 2017. Presented plans for an addition and driveway expansion.

JKP asked where the erosion controls are on the plan. **MS** replied they will be at the 50 foot buffer line. Will add to the plan. Stated the wetland line depicted is the closest resource area.

JKP motioned to issue a negative determination for the Request for Determination of Applicability for Jeffrey Newman, 75 Baker Rd with the standard special conditions and the condition that erosion controls be added to the plan around the limit of work and the revised plan is returned to the Conservation Agent

AN seconded.

Vote: 6-0, unanimous. Motion Carried.

6. RDA: George Filippone, 43 Folly Mill Rd (10/18/17)

George Filippone (**GF**) was present.

SA asked if the septic tank was going to be removed. **MR** replied the Board of Health confirmed it is ok to remove the septic tank. The leach field will continue to be used. **GF** stated he will add hay bales to the plan as erosion control. The existing retaining wall on the plan is constructed of stacked blocks.

SA informed the applicant that hay bales need to be salt hay. **GF** asked to be able to use an alternate erosion control, like a silt sock if they cannot comply. Informed the Commission the shed and garbage (including tires) in the area have been removed

JP motioned to issue a negative determination for the Request for Determination of Applicability for George Filippone, 43 Folly Mill Rd with the standard special conditions and the condition that erosion control be updated on the plan and the revised plan be returned to the Conservation Agent.

JS seconded.

Vote: 6-0, unanimous. Motion Carried

C. NEW BUSINESS:

1. Request for Certificate of Compliance, 25 Lafayette Rd

MR confirmed the project was built in compliance with the Order of Conditions for the property with the exception of the construction of the pool which is acceptable to the Commission. Recommended approval.

SA asked if they are connected to the sewer. **MR** stated it is likely but she can confirm with the DPW.

JKP motioned to approve the Request for Certificate of Compliance for 25 Lafayette Rd.

AN seconded.

Vote: 6-0, unanimous. Motion Carried

D. OLD BUSINESS:

1. Request for Extension, 211 Beach Rd

Preparing an Amended Notice of Intent. Agent recommended tabling until that has been completed.

2. Request for Certificate of Compliance, 44 Railroad Ave.

JKP motioned to continue the Request for Certificate of Compliance for 44 Railroad Ave to November 1, 2017

JP seconded.

Vote: 6-0, unanimous. Motion Carried.

3. Request for Certificate of Compliance, 11-19 Fanaras Dr.

JKP motioned to continue the Request for Certificate of Compliance for 11-19 Fanaras Drive to November 1, 2017.

JS seconded.

Vote: 6-0, unanimous. Motion Carried.

4. Request for Certificate of Compliance, 2 Denrael Dr.

JS motioned to continue the Request for Certificate of Compliance for 2 Denrael Drive to November 1, 2017.

JP seconded.

Vote: 6-0, unanimous. Motion Carried.

5. Request for Certificate of Compliance, 30 Elm St

JS motioned to continue the Request for Certificate of Compliance for 30 Elm St to November 1, 2017 to allow time for a site visit.

JP seconded.

Vote: 6-0, unanimous. Motion Carried.

6. Request for Certificate of Compliance, 54 Beach Rd

Matt Steinel (**MS**) of Millennium Engineering was present. Decks were built instead of patios in the same footprint. Decks extend into the no build area. Front commercial building was not constructed. Swale to detention pond two was not constructed.

MR will be attending a site visit.

AN motioned to continue the Request for Certificate of Compliance for 54 Beach Road, to allow time for the site visit, to the next meeting on November 1, 2017 at 7:10p.m.

JS seconded.

Vote: 6-0, unanimous. Motion Carried

E. ENFORCEMENT ORDERS:

1. 100 Elm St.
2. 28 CCC Rd.
3. 13 Commonwealth Ave
4. 81 Railroad Ave.
5. 105 Rabbit Rd.
6. 438 N. End Blvd
7. Pearson's Pit Access Rd
8. 128 Bridge Rd.
9. 26 Sweet Apple Tree Ln.
10. 91 Bridge Rd.
11. 400 No. End Blvd
12. 2 Linda Ln.
13. 14 Jon St.
14. 565 N. End Blvd

F. COMMISSIONER COMMENTS:

MR and **JKP** will be attending the Great Marsh Symposium.

There will be a Turn film at the Library on October 26.

G. ADJOURNMENT:

JKP motioned to adjourn the October 18, 2017 Conservation Commission Meeting at 8:15 p.m.

AN seconded.

Vote: 6 -0, unanimous. Motion Carried.