



**Salisbury Conservation Commission
Meeting Minutes
June 20th, 2018
Colchester Auditorium, Town Hall
5 Beach Road
Salisbury, MA 01952
7:00 P.M.**

COMMISSIONER MEMBERS PRESENT: Chairman Sheila Albertelli (**SA**), Vice Chair Jessica Stucker (**JS**), Emily Round (**EGR**), Joanne Perreault (**JP**) and Julie Doughman-Johnson (**JDJ**)

COMMISSIONER MEMBERS ABSENT: Jane Purinton (**JKP**)

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

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

A. Emergency Certifications:

1. 118 Central Ave. –

SA introduced the certification for the import of sand. Residents also added landscape timbers to prevent sand from eroding from roof runoff. **JP** asked if the timbers are anchored or if the wall was preexisting. **MR** stated it was not pre-existing, does not believe they are anchored. Commission recommended planting native vegetation to hold the sand in place.

JS motioned to approve the Emergency Certification for 118 Central Ave for the import of sand to rebuild dune to protect property and provide storm resiliency with the condition that the landscape timbers be removed and if the property owners so choose, native plantings (approved by the Commissions Agent) are planted instead.

EGR seconded.

Vote: 5-0, unanimous. Motion Carried.

B. MINUTES:

1. June 6th, 2018

JS motioned to approve the minutes for June 6th, 2018.

JP seconded.

Vote: 6-0, unanimous. Motion Carried.

C. PUBLIC HEARINGS at 7:10pm:

1. NOI: Big Block Development Group, 6-28 Ocean Front South, 16-18 Broadway (11/1/17)

JS motioned to continue the Notice of Intent for Big Block Development Group, 6-28 Ocean Front South, and 16-18 Broadway to July 18th, 2018 at 7:10p.m.

JP seconded

Vote: 5-0, unanimous. Motion Carried.

2. NOI: Joseph Johnson, 26 Gerrish Rd. (4/18/18)

Michael Seekamp (MSEC) of Seekamp Environmental Consulting presented. Reviewed the site layout. There is an intermittent stream on one side of the property and a finger like wetland on the other side that is currently maintained as lawn. The application is for a garage and in-law apartment addition. The site needs to be raised 4 feet which will impact the finger like wetland. Wetlands protection act allows for filling 500 square feet or less of finger like wetlands without requiring replication. Proposed to replicate at a 1:1 ratio and plant it with a higher value ecosystem adjacent to existing BVW and entirely on the property.

JP motioned to approve the Notice of Intent for Joseph Johnson, 26 Gerrish Road with the standard special conditions and the condition that reports be filed.

EGR seconded.

Vote: 2-2, 1 abstained. Motion Failed.

JS recommended he approach zoning for a variance before receiving his conservation approval or further rule out other locations before filling the wetland.

Joseph Johnson (**JJ**) responded the in-law apartment needs to be attached for the safety of his relative and the wetlands on the other side restrict the property. Any other place for the structure has already been investigated and ruled out.

SA added her vote against the motion was due to the language of the motion.

JS motioned to approve the Notice of Intent for Joseph Johnson, 26 Gerrish Road with the standard special conditions and the condition that following the 1:1 replication, a report is filed with the Conservation Agent and an additional report is filed at the conclusion of each growing season for a two growing season period before they apply for their Certificate of Compliance.

JP seconded.

Vote: 4-0, 1 abstained. Motion Carried.

3. NOI: 54 Beach Rd LLC, 56 Beach Rd (6/6/18)

Matt Steinel (**MS**) of Millennium Engineering represented the project. Stated the applicant has asked to continue the application to the next meeting to finish revising the plans with the edits that resulted from the Zoning Board of Appeals meeting. Requested the Commission if they had any further revisions, let him know so he could add them to the plans before the next meeting.

Kenneth and Jeannie Sprague, 43 Glenwood Ave, abutters were present. They are not happy with the prior project that was done which included filling of the wetlands. Would like to Commission to think of the wetlands and the wildlife that lives there in making their decision. Asked them to visit the site.

JS motioned to continue the Notice of Intent for 54 Beach Rd LLC, 56 Beach Rd to July 18th 2018 at 7:10 pm.

ERG seconded.

Vote: 5-0, unanimous. Motion Carried.

4. NOI: 54 Beach Rd LLC, 60 Beach Rd (6/6/18)

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

JP motioned to continue the Notice of Intent for 54 Beach Rd LLC, 60 Beach Rd to July 18th 2018 at 7:10 pm.

EGR seconded.

Vote: 5-0, unanimous. Motion Carried.

D. NEW BUSINESS:

1. Request for Determination of Significance of Change, 8 Poor Farm Rd.

Matt Steinel (**MS**) of Millennium Engineering represented the project. Application for Certificate of Compliance was denied as the planting plan was not in compliance. Had a new planting plan designed by the wetland scientist. Altered the shape of the plan to accommodate the ledge. Larger and included more species. **EGR** asked if there was any increase in lawn area or if the planting area was going to be maintained. **MS** stated no increase; this area was a lawn. Will be planted and left to go wild. **EGR** asked if the loss of the green roof was included in the planting area. **MS** stated it was not included. **EGR** requested butterfly bush be replaced with milkweed and the number of plants be increased to accommodate the difference in size.

EGR motioned to determine that that the change as presented for 8 Poor Farm Road are insignificant. With the standard conditions and the condition that the butterfly bush be replaced with milk weed and the number of plants be at least doubled

JS seconded.

Vote: 5-0, unanimous. Motion Carried.

2. Request for Certificate of Compliance, 188 Beach Rd.

MR recommended approval as the site is in compliance with its Order of Conditions.

JP motioned to issue the Certificate of Compliance for 188 Beach Rd.

JDJ seconded.

Vote: 5-0, unanimous. Motion Carried.

3. Request for Certificate of Compliance, 537 N. End Blvd

SA stated the request requires a site visit.

4. Enforcement Order, 11 17th Street West

The residents hired a contractor to lift the garage onto concrete blocks without permits or Conservation Commission approval. Change does not comply with dune performance standards.

Mary Larson and Mr. Larson were present to discuss. Stated the garage has a slab foundation. Water was coming in during the recent storms so raised the floor an additional concrete block to bring it above the water. **JS** encouraged contractors to be responsible and vigilant of local laws and regulations especially in a resource area like the beach. **SA** added the beach resource area extends from the ocean to the marsh.

SA asked if it would be possible to retrofit the blocks to be spaced like pilings and allow the flow of sand and water.

Commission requested the residents hire an engineer to make recommendations on how they can bring the garage to compliance.

JS motioned to ratify the Enforcement Order for 11 17th Street West.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

5. Request for Certificate of Compliance, 77 Baker Rd.

Matt Steinel (**MS**) of Millennium Engineering represented the project. Stated there were some minor changes from the approved plan. The pool was location slightly altered and a concrete apron and fence were added. One of the retaining walls that was shown on the plan was removed.

EGR motioned to continue the request for Certificate of Compliance for 77 Baker Rd. to July 18th, 2018 at 7:10p.m. with a site visit to be conducted in the interim.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

E. Old Business:

1. Request for Certificate of Compliance, 11 Railroad Ave.

JS motioned to continue the request for Certificate of Compliance for 11 Railroad Ave. to July 18th, 2018 at 7:10p.m.

JP seconded.

Vote: 5-0, unanimous. Motion Carried.

F. ENFORCEMENT ORDERS:

1. 28 CCC Rd.
2. 81 Railroad Ave.
3. 438 N. End Blvd
4. Pearson's Pit Access Rd
5. 128 Bridge Rd.
6. 26 Sweet Apple Tree Ln.
7. 91 Bridge Rd.
8. 2 Linda Ln.
9. 565 N. End Blvd
10. 157 Bridge Rd.
11. 30 Main St – MR updated the Commission they have a meeting scheduled next week with a wetland scientist.
12. 86/88 Elm St – MR updated the Commission the survey remains outstanding but the delineation is complete.

G. COMMISSIONER COMMENTS:

H. ADJOURNMENT:

JDJ motioned to adjourn the June 20th, 2018 Conservation Commission Meeting at 8:36 p.m.

JS seconded.

Vote: 5-0, unanimous. Motion Carried.