

**Salisbury Conservation Commission**  
**August 6, 2014**  
**Colchester Auditorium, Town Hall**  
**5 Beach Road**  
**Salisbury, MA 01952**  
**7:00 P.M.**

**COMMISSIONER MEMBERS PRESENT:** Sally Laffley (SL), Joanne Perreault (JP), Andria Nemoda (AN) and Jane Purinton (J.Purinton)

**COMMISSIONER MEMBERS ABSENT:** Sheila Albertelli, Matt Carignan and Michelle Rowden, Conservation Agent

**ALSO PRESENT:** Lori Robertson, Secretary

A. Nemoda opened the meeting at 8:00 pm under the Wetlands Protection Act & Open Meeting Law and informed the public that the meeting is being recorded.

**MINUTES:**  
**July 16, 2014**

**JP** motions to continue the minutes of the July 16, 2014 meeting to the August 20, 2014. **SL** seconded the motion. All members present voted in favor. **Motion Passed.**

**PUBLIC HEARINGS at 7:15 pm:**

**NOI: Jay Davis, 12 Wyman Greely Street:** **AN** stated the applicant is requesting a continuance.

**JP** motioned to continue to the August 20, 2014 meeting at 7:10 pm. **JPurinton** seconded the motion. All members present voted in favor. **Motion Passed.**

**ANRAD: Myrna Davis, 77 Rabbit Road,** **AN** stated we don't have a quorum for this item.

**JP** motioned to continue to the August 20, 2014 meeting at 7:10 pm. **JPurinton** seconded the motion. All members present voted in favor. **Motion Passed.**

**NOI: Robert Tindle, 118 Rabbit Road,** **SA** stated the applicant requested to withdraw application.

**SL** motioned to accept the withdrawal for 118 Rabbit Road. Seconded by **SL**. All members present voted in favor. **Motion Passed.**

**RDA: Dawn Burke, 1 Coulson-Pratt Drive,** Bernard Christopher (BC) of Great Woods addressed the board on behalf of the applicant. There are eight existing sonotubes. There will be an increase of 18 sonotubes. We had a site visit. **AN** asked who was present during the site visit. **BC** stated Jpurinton, Sheila Albertelli and Michelle Rowden. **Jpurinton** stated during the site visit, my first comment was, oh you are going to cut that tree down. The tree is rotted and would need to come down anyway. The closest body of water was from the Burkes backyard through the property that abuts their backyard, across the street. I couldn't tell you how far away. The home to the right, sits off the road further and has a patio. The back of the neighbor's home will stick out further than their addition and deck. I think it's a non-issue. **AN** asked do we have Sheila's comments. **SL** stated I did in fairness look into the project on 4 Coulson Pratt. They built on the footprint of deck and then they added 10' out from the deck. This feels more extensive to me. **BC** stated 4 Coulson Pratt they added a roof to it. So basically it is the same. The only difference would be the penetration into the ground. They had less. **AN** asked how high the water table is? **BC** stated when we did 4 Caulson Pratt we saw water at about 3 ½ feet. **BC** stated we are going to disturb 18 square feet more. **SL** stated I am not trying to be difficult. You are still on a barrier beach. **AN** asked do we have a wetland delineation? **BC** stated just for the original building. I don't have it with me tonight.  
Matt Steinel of Millennium Engineering addressed the board. We had it delineated there was an arch for the

100' buffer zone for a wetland across the street. **SL** asked how would the piles go in. **BC** stated we would use an auger.

**Jpurinton** motioned to issue a negative determination. **JP** seconded the motion. All members present voted in favor. **Motion Passed.**

**JP** motioned to move NOI: Brad Kutcher, 20 Ferry Road and RDA: Brad Kutcher, 20 Ferry Road up on the agenda. **SL** seconded the motion. All members present voted in favor. **Motion Passed.**

**NOI: Brad Kutcher, 20 Ferry Road, AN** stated the applicant requested a continuance to the August 20, 2014 meeting.

**SL** motioned to continue to the August 20, 2014 meeting at 7:10 pm. **JP** seconded the motion. All members present voted in favor. **Motion Passed.**

**RDA: Brad Kutcher, 20 Ferry Road, AN** stated the applicant requested a continuance to the August 20, 2014 meeting.

**JP** motioned to continue to the August 20, 2014 meeting at 7:10 pm. **SL** seconded the motion. All members present voted in favor. **Motion Passed.**

**RDA: Blair Properties, 155 Lafayette Road,** Matt Steinel (MS) of Millennium Engineering addressed the board on behalf of the applicant. We did a site walk on the site. There was a question whether the material on the property was contaminated. I can honestly say we didn't do any testing on that material. We are proposing to put a line of siltation fencing at the 50' buffer zone. There is minor debris out there. **Jpurinton** stated I think this will move this project forward. **AN** asked if we knew the history of the property? **MS** stated not long term history. **Jpurinton** stated there has never been a building on it, just a big vacant lot. **AN** asked people use this for dumping? **MS** stated people pull up and dump couches. **AN** stated I feel uncomfortable not knowing what is there especially materials being moved around. **MS** stated if the commission wants to put a condition on it that states all fill brought in will be clean. If the commission wants to be sure the material that is spread between the 50 and the 100 is clean. **AN** stated I think it's important that a prospective buyer know that this area was not tested. **AN** asked about the history of the site again. **MS** stated for the last 34 years it has been vacant. **SL** stated the person buying it, if it was under contract typically the lender would require them to do a phase I, 21E. That would be the reassurance to the buyer. **MS** stated there is no sewer down there so an analysis would be done when the septic goes in. **Jpurinton** stated our home (that area) used to be a chicken farm. I would agree with MS and believe it is mostly dump and run stuff. **AN** stated I understand, I just don't want the whole site cleaned up and it look nice but it's hiding potential containments. **Jpurinton** stated 90% of the property they could come in and bulldoze tomorrow because we have no jurisdiction.

**JP** motioned to issue a negative determination for 155 Lafayette Road with the conditions 1. Bordering the wetland area-when the property is cleared/level any additional fill needed would be a clean fill up to the standards. 2. Anything that is found that is questionable on the site will be reported to us. **Jpurinton** seconded the motion. All members present voted in favor. **Motion Passed.**

**RDA: Michael Anness, 2 Kairos Way,** Mr. John McCarthy (JM) and Deborah Anness (DA) addressed the board. We are looking to put sonotubes into the deck. There will be anywhere between 14-16 post in the ground. **Jpurinton** asked if the pool, sunroom was existing. **DA** stated yes. **Jpurinton** asked if the shape was rectangle with another rectangle shape off of it. **DA** stated yes. **JP** asked the deck off the sunroom doesn't exist and then you will add to the larger deck? **DA** stated yes. **AN** asked if a site walk was done? **SL** stated no. **AN** stated I think with the proximity to the wetland and the proximity to the stream I think a site walk is a good idea. **Jpurinton** asked how long the pool been in? **DA** stated since June. **AN** asked if the stream swells? **DA** stated no, not often.

**JP** motioned to continue to August 20, 2014 at 7:10 pm to allow for a site visit. **SL** seconded the motion. All members present voted in favor. **Motion Passed.**

#### **ENFORCEMENT ORDERS:**

**20 Dock Lane-no action**  
**Salisbury Woods-no action**

2 Broadway-no action  
16 Hayes Street-no action  
4 Fanaras Drive-no action  
178 North End Blvd.-no action  
44 Lafayette Road-no action

**COMMISSIONERS COMMENT:**

**ADJOURNMENT:**

**SL** motioned to adjourn at 9:00 p.m. **Jpurinton** seconded the motion. All members present voted in favor. **Motion Passed.**