

Mn January 2, 2019

**CONSERVATION COMMISSION
MINUTES of MEETING
Tuesday, January 2, 2019
TOWN HALL ANNEX, 39 CENTRAL STREET
APPROVED: 1/22/2019**

Present: Chair Arthur Page, Vice Chair Curt Turner, Robert Garner, Judy Kehs,
Daniel Shinnick, Sam Streiff and Howard Vogel
Absent: N/A
Attending: Brent Baeslack, Conservation Agent

Opening Statement: Authorized by Wetlands Protection Act, Town of Rowley Wetlands Protection Bylaw, and the Stormwater Management and Erosion Control Bylaw. Meeting convened 7:30 PM (all Legal ads were read to open new agenda items at time noticed).

Administrative: Commissioners reviewed and authorized the payroll and reimbursement of various Vendor Bill requests.

Acceptance of Minutes: After the Commission reviewed the minutes, Vogel moved to accept the Minutes of December 4, 2018 with edits. Shinnick seconded the motion and the motion passed unanimously.

Acceptance of Minutes: After the Commission reviewed the minutes, Turner moved to accept the Minutes of May 11, 2011. Streiff seconded the motion and the motion passed unanimously.

Acceptance of Minutes: After the Commission reviewed the minutes, Shinnick moved to accept the Minutes of May 31, 2011. Turner seconded the motion and the motion passed unanimously.

Permission to Hunt: Turner advised the Commission of the Board of Selectmen's denial of the permission to hunt request from Mr. Paul Lees which had been reviewed at the meeting of December 4, 2018 and approved by the Commission with stipulations specific to the conservation areas in question.

Wetland Bylaw Amendments: Agent Baeslack requested assistance from the Commissioners regarding the amendments being proposed to the Wetland Bylaw. Turner, Page and Garner offered their assistance in drafting the amendments to be submitted at the Annual Town Meeting in May, 2019.

Continued Request to Amend Order of Conditions DEP #63-0625 at land off Daniels Road (Map 9, Parcel/ Lot 23) The Tompkins-Desjardins Trust, Bruce Tompkins, Trustee: A request to amend proposed construction of duplex buildings changed to single family homes with associated roadway, driveways, utilities, stormwater facilities, and grading possibly within the 100' Buffer Zone to Bordering Vegetated Wetlands. Mr. John Decoulos, representative for the applicant, was in attendance to address the Commission. Agent Baeslack advised that additional information was still pending from the applicant's

representative in order to complete the peer review. He recommended continuing the hearing to the meeting of January 22, 2019. An emailed list of items needed would be provided to facilitate the review process.

Turner moved to continue the public hearing with the applicant's permission to January 22, 2019. Streiff seconded the motion and the motion passed unanimously.

Certificate of Compliance Request(s):

New Request for Certificate of Completion SMP #18-2016 for 414 Haverhill Street (Map 14, Parcel 34, Lot 1) Gateway II Trust of 1997 – No one was in attendance to address the Commission. Agent Baeslack advised that a complete Certificate of Compliance for the Order of Conditions had previously been issued and this request was to close the Stormwater Management Permit. All necessary documentation had been received and he recommended issuance of the complete Certificate of Completion with inclusion of ongoing conditions.

Shinnick moved to issue a complete Certificate of Completion with ongoing conditions. Streiff seconded the motion and the motion passed unanimously.

Permission to Enter: The Commission discussed the validity of extending the permission to enter through the issuance of a Certificate of Compliance/Completion despite the expiration of the permit. Agent Baeslack advised that the permission to enter was always renewed for expired permits but he would consult with Town Counsel to determine if it could be held open until an As-Built Plan was submitted and approved, and the Certificate of Compliance/Completion was issued by the wording of a condition included in the Order of Conditions that would survive beyond expiration of the Order of Conditions.

Adjournment:

Accomplished at 8:15 PM by a motion made by Vogel. Streiff seconded the motion and the motion passed unanimously.

Submitted by Brent Baeslack, Conservation Agent