

**CONSERVATION COMMISSION  
MINUTES of SPECIAL MEETING  
Tuesday, October 30, 2018  
TOWN HALL ANNEX, 39 CENTRAL STREET  
APPROVED: 12/4/2018**

Present: Chair Arthur Page, Vice Chair Curt Turner, Robert Garner, Judy Kehs (arrived 7:38 pm) and Sam Streiff  
Absent: Daniel Shinnick and Howard Vogel  
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).

**Continuation of Notice of Intent application DEP #63-0669 at land off Wethersfield Street (Map 11, Parcel 58) and 599, 607, 615 and 623 Wethersfield Street (Map 11, Parcel/Lots 53, 58-1, 58-2 and 58-2A) Rowley Solar, LLC, owner Maven Revocable Trust:**

To discuss a modified land configuration proposed by the applicant for deeding to the Town in lieu of the residual unpaid portion of the Wetlands Bylaw Fee. Attorney Thomas Beatrice and owners, Ms. Bonni and Mrs. Barbara Berkowitz, were in attendance to discuss the matter with the Commission. Attorney Beatrice advised that the Georgetown land portion had been removed and the lot line for the parcel being proposed for deeding to the Town was moved further into the Rowley land portion with the lot size remaining the same. Attorney Beatrice on behalf of his client requested that the Commission allowed ninety (90) days for the transfer of the land. The Commission agreed to this request. Agent Baeslack submitted for review language for a condition to be included with the Order of Conditions regarding the transfer of the land which stated that if the deeding of the land was not accomplished, then the remaining balance of the fee would be due and payable.

Turner moved to accept the proposed land configuration in lieu of the remaining balance of the Bylaw Fee if approved by Town Counsel and the Board of Selectmen within ninety (90) days. Kehs seconded the motion and the motion passed unanimously.

**Administrative:**

**Conservation Restriction at 42 Newbury Road (Map 5, Parcel/Lot 40) John E. Sullivan, Jr. & Christian Mason** – Mr. John Sullivan was in attendance to address any questions from the Commission. Agent Baeslack reported the reasons the property was deserving of protection and presented the Municipal Certification form for signatures.

Turner moved that the Commission sign the Municipal Certification form. Garner seconded the motion and the motion passed unanimously.

**Conversion by sale under MGL Chap. 61 of 600 Wethersfield St. (portion identified as Lot #1) Bruce E. Tompkins and Stephanie P. Desjardins** – Agent Baeslack presented a letter from Mr. Bruce E. Tompkins as co-owner of the property advising of the intent to remove a portion of the property identified as Lot #1 from Chapter 61A designation and offering the Town of Rowley the Right of First Refusal. The Commission reviewed Agent Baeslack's memo dated October 29, 2018 with the recommendation that the Commission advise the Board of Selectmen to waive the Right of First Refusal.

Garner moved to recommend waiver of Right of First Refusal to the Board of Selectmen. Streiff seconded the motion and the motion passed unanimously.

**Adjournment:**

Accomplished at 8:00 PM by a motion made by Shinnick. Kehs seconded the motion and the motion passed unanimously.

Submitted by Brent Baeslack, Conservation Agent