

**CONSERVATION COMMISSION
MINUTES of MEETING
Wednesday, May 9, 2018
TOWN HALL ANNEX, 39 CENTRAL STREET
APPROVED: May 29, 2018**

Present: Chair Arthur Page, Vice Chair Curt Turner, Robert Garner, Judy Kehs (arrived 7:34 pm), Daniel Shinnick and Sam Streiff
Absent: 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).

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

Acceptance of Minutes: After the Commission reviewed the minutes, Turner moved to accept the Minutes of April 17, 2018. Garner seconded the motion and the motion passed unanimously.

Acceptance of Minutes: After the Commission reviewed the minutes, Streiff moved to accept the Minutes of October 22, 2013. Shinnick seconded the motion and the motion passed unanimously.

Acceptance of Minutes: After the Commission reviewed the minutes, Garner moved to accept the Minutes of December 3, 2013. Shinnick seconded the motion and the motion passed unanimously.

Discussion(s):

Request from Bitterroot LLC to cross Dodge Reservation Conservation Area - Agent Baeslack gave a verbal presentation on a request to utilize the Smith Lane woods road to access an abutting property to the Dodge Reservation Conservation Area to do soil evaluations. He explained that it had been indicated that the area to be accessed would eventually be gifted to the Town. Agent Baeslack explained that the timeline had been moved up and the work had already been completed under authorization from the Chair and Vice Chair. Existing, large, open pits had been observed on site and were used for the soil evaluations. The pits were then filled in. The soil evaluations were needed for the Yield Plan which would be presented to the Planning Board. Bitterroot LLC would also be asking the Planning Board to waive further soil evaluations to avoid any further disturbance to the possible open space area which would require the removal of trees to gain access to the necessary areas. Agent Baeslack asked for the Commission's support of Bitterroot's request to the Planning Board to waive further soil evaluations.

Shinnick moved to issue a letter of support to the Planning Board asking for a waiver of further soil evaluations. Garner seconded the motion and the motion passed unanimously.

Review of Conservation Restriction, 42 Newbury Road (Map 5, Parcel/Lot 40) John E. Sullivan, Jr. - The Commission reviewed Agent Baeslack's memo dated May 8, 2018 on the first review of the Baseline Report. Agent Baeslack presented an email from Mr. John Sullivan requesting the matter be continued to the next scheduled meeting.

Streiff moved to continue the matter to the next scheduled meeting. Kehs seconded the motion and the motion passed unanimously.

Streiff **recused** himself from the next agenda item.

Continued Stormwater Management Permit application at 180 Central Street (Map 24, Parcel 39, Lots 1-6) TST Realty LLC, owed by Eric Streiff (c/o Sam Streiff): Proposed construction of six residential house lots, driveways, clearing, stormwater facilities, utilities, and associated grading. Mr. John Morin of The Morin-Cameron Group was in attendance to represent the applicant. Mr. Anthony Franciosa of TST Realty LLC was in attendance. Ms. Janet Bernardo of the Horsley Witten Group, Inc. was in attendance as the Commission's peer reviewer. Also in attendance were abutters Ms. Elizabeth Tucker, Mr. Dick Malynn, Ms. Chris Malynn, Mr. Mark Behringer, Mrs. Mary Behringer, and Mr. Chris Hilbert. The Commission reviewed Agent Baeslack's memo dated May 9, 2018. Ms. Bernardo presented the revisions she had recommended be made to the plan. Mr. Morin addressed the recommendations and the changes made to address the issues presented. The Chairman opened the meeting to questions from the public. Most questions related to flooding issues from run off. Ms. Bernardo and Mr. Morin responded to the questions.

Turner moved to close the public hearing and issue a Stormwater Management Permit for a multiple residential dwelling project with typical conditions and receipt of plan and document revisions within 14 days. Shinnick seconded the motion and the motion passed unanimously.

Streiff returned to the meeting.

Continued Notice of Intent application DEP #63-0669 at land off Wethersfield Street (Map 11, Parcels 54, 54-1, and 58), 599, 607, 615 and 623 Wethersfield Street (Map 11, Parcel/Lots 53, 58-1, 58-2 and 58-2A) and land off of Pineneedle Lane, Georgetown, MA (Map 11, Parcel/Lot 56) Rowley Solar, LLC, owner Maven Revocable Trust: Proposed construction of a 11.25 acre solar photovoltaic system, gravel access drive, stormwater facilities, utilities, and associated grading within the 100' Buffer Zone to a Bordering Vegetated Wetlands and Isolated Vegetated Wetlands. Agent Baeslack submitted an email from Mr. Robert Blanchette of W.C. Cammett Engineering requesting that the hearing be continued until the meeting scheduled for June 19, 2018.

Shinnick moved to continue this agenda item to the meeting of June 19, 2018. Streiff seconded the motion and the motion passed unanimously.

Continued Stormwater Permit Application SMP #30-2017 at land off Wethersfield Street (Map 11, Parcels 54, 54-1, and 58), 599, 607, 615 and 623 Wethersfield Street (Map 11, Parcel/Lots 53, 58-1, 58-2 and 58-2A) and land off of Pineneedle Lane, Georgetown, MA (Map 11, Parcel/Lot 56) Rowley Solar, LLC, owner Maven Revocable Trust: Proposed construction of a 11.25 acre solar photovoltaic system, gravel access drive, stormwater facilities, utilities, and associated grading possibly within the 100' Buffer Zone to a Bordering Vegetated Wetland. Total site disturbance is approximately 491,000 square feet and a slope disturbance of 60,000 square feet at greater than 15%. Agent Baeslack submitted an email from Mr. Robert Blanchette of W.C. Cammett Engineering requesting that the hearing be continued until the meeting scheduled for June 19, 2018.

Shinnick moved to continue this agenda item to the meeting of June 19, 2018. Streiff seconded the motion and the motion passed unanimously.

Certificate of Compliance Request:

New Certificate of Compliance request DEP #63-0479 for 33 Emily Lane (Map 9, Parcel 23, Lots 26 and 27) Daniel Davison: No one was in attendance to answer questions from the Commission. The Commission reviewed Agent Baeslack's memo dated May 8, 2018 which recommended issuance of a Certificate of Compliance for the lapsed Order of Conditions.

Turner moved to issue a Certificate of Compliance declaring the Order #63-0479 has lapsed, expired, and the work on the site never commenced. Kehs seconded the motion and the motion passed unanimously.

Status Reports: Permits & Enforcement

Adjournment:

Accomplished at 9:10 PM by a motion made by Streiff. Garner seconded the motion and the motion passed unanimously.

Submitted by Brent Baeslack, Conservation Agent