

**CONSERVATION COMMISSION
MINUTES of MEETING
Tuesday, October 24, 2017
TOWN HALL ANNEX, 39 CENTRAL STREET
APPROVED: November 14, 2017**

Present: Chair Arthur Page, Vice Chair Curt Turner, Robert Garner, Sam Streiff and Howard Vogel (arrived 7:39 pm)
Absent: Judy Kehs, Daniel Shinnick
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, Garner moved to accept the Minutes of October 3, 2017 with the edit discussed. Streiff seconded the motion and the motion passed unanimously.

Acceptance of Minutes: After the Commission reviewed the minutes, Garner moved to accept the Minutes of July 8, 2014. Streiff seconded the motion and the motion passed unanimously.

Acceptance of Minutes: After the Commission reviewed the minutes, Garner moved to accept the Minutes of July 29, 2014. Streiff seconded the motion and the motion passed unanimously.

Approval of 2018 Meeting Schedule: Agent Baeslack presented the draft Conservation Commission Meetings Schedule for 2018.

Turner moved to accept the draft Conservation Commission Meetings Schedule for 2018. Streiff seconded the motion and the motion passed unanimously.

New Notice of Intent application at 33 Emily Lane (Map 9, Parcel 23, Lots 26 & 27) Daniel Davison, DSD Enterprises, Inc.: Proposed construction of a single family dwelling, driveway, and grading possibly within the 100' Buffer Zone of Bordering Vegetated Wetlands and Isolated Vegetated Wetlands. Owner Daniel Davison and owner's representative, Mr. John Decoulos, were present to answer any questions from the Commission. Mr. Decoulos presented the project and reviewed the present site conditions. Agent Baeslack gave a verbal report on his field visit and provided recommendations on plan revisions and project conditions. It was noted that surplus drainage pipes from the past roadway construction needed to be removed from the site. He also advised that comments from the Department of Environmental Protection had not been received.

Turner moved to close the public hearing and issue an Order of Conditions contingent upon receipt of revised plans, as discussed, within fourteen (14) days. Garner seconded the motion and the motion passed unanimously.

New Request for Determination of Applicability at 63 Pleasant Street (Map 24, Parcel 64)

David Cressey, Cressey Realty Trust: Proposed removal of concrete and cinder block foundation then grading and loaming for replanting possibly within the 100' Buffer Zone to Bordering Vegetated Wetlands. Mr. David Cressey, property owner, was present to answer any questions from the Commission. The Commission reviewed Agent Baeslack's memo of October 24, 2017 with project conditions recommendations.

Streiff moved to close the public hearing and issue a Negative Determination Option #3 with conditions as discussed. Vogel seconded the motion and the motion passed unanimously.

New Stormwater Management Permit application SMP #28-2017 at 191 Main Street

(Map 25, Parcel/Lot 40) Town of Rowley: Proposed renovation of the existing Pine Grove School and associated site improvements including the construction of a new septic disposal area, new site utilities including a new stormwater management system, and reconfiguration/reconstruction of the drive areas, parking, walkways and play areas. Total site disturbance is approximately 363,834 square feet including approximately 16,079 square feet of new additional impervious area. In attendance were Mr. Joe Perry, Chairman of the Board of Selectmen, Mr. David Petersen, Selectmen, Mr. David Conway of Nitsch Engineering, Mr. Jon Richardson of Done & Whittier, Mr. Larry Berger, Mr. Neil Joyce, Town of Rowley Project Manager and Ms. Debbie Eagan, Town Administrator. Mr. David Conway presented the project and answered questions from the Commission. Mr. Conway reviewed plan revisions made to the stormwater facilities in response to Dept. Environmental Protection's issued project comments. Comments were not received from the Planning Board Peer Reviewer, H.L. Graham Associates, so the Commission requested a continuance to the meeting of November 14, 2017.

Vogel moved to continue the public hearing with the applicant's permission to the meeting of November 14, 2017. The motion was seconded by Garner and the motion passed unanimously.

Continued Notice of Intent application DEP #63-0666 at 191 Main Street (Map 25,

Parcel/Lot 40) Town of Rowley: Proposed renovation of the existing Pine Grove Elementary School and associated site and utility improvements possibly within the 100' Buffer Zone of Bordering Vegetated Wetlands. In attendance were Mr. Joe Perry, Chairman of the Board of Selectmen, Mr. David Petersen, Selectmen, Mr. David Conway of Nitsch Engineering, Mr. Jon Richardson of Done & Whittier, Mr. Larry Berger, Mr. Neil Joyce, Town of Rowley Project Manager, and Ms. Debbie Eagan, Town Administrator. Mr. David Conway presented the project and answered questions from the Commission. Mr. Conway reviewed plan revisions made to the stormwater facilities in response to DEP's issued project comments. Comments were not received from the Planning Board peer reviewer, H.L. Graham Associates, so the Commission requested a continuance to the next meeting.

Vogel moved to continue the public hearing with the applicant's permission to the meeting of November 14, 2017. The motion was seconded by Garner and the motion passed unanimously.

Continued Stormwater Management Permit application SMP#29-2017 at 477 Haverhill Street (Map 13, Lot 1) Town of Rowley:

Proposed construction of a new 14,000 sq. ft. fire station and a 6,400 sq. ft. addition to the existing police station, new subsurface sewage disposal system, grading, parking, stormwater facilities, and utilities. In attendance were Mr. Joe Perry, Chairman of the Board of Selectmen, Mr. David Petersen, Selectmen, Mr. William Murray of Places Associates, Mr. Neil Joyce, Town of Rowley Project Manager, and Ms. Debbie Eagan, Town Administrator. Agent Baeslack reviewed the recommended site conditions. He reported that the technical reviewer had concluded the report with a positive recommendation of the stormwater management facilities proposed.

Vogel moved to close the public hearing and issue the SMP #29-2017 with conditions as discussed. Turner seconded the motion and the motion passed unanimously.

Certificate of Compliance/Completion Request(s):

New Certificate of Compliance Request for DEP #63-0259 944 Haverhill Street (Map 4, Parcel/Lot 15) Lawrence Cassenti:

No one was in attendance to respond to the Commission's questions or concerns. Agent Baeslack advised the Commission of previous issues that had caused the Certificate of Compliance request to be denied. Because records did not fully explain the reason for the denial, he asked for authorization to request the property owner to provide the necessary information and proof that the issue had been resolved. The Commission agreed with Agent Baeslack and that there should be a continuance to the next meeting.

Garner moved to continue the matter to the meeting of November 14, 2017. The motion was seconded by Streiff and the motion passed unanimously.

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

New Certificate of Completion Request for SMP #19-2016 off Central Street & 163 Central Street (Map 28, Parcel 49 and 50) Agilitas Capital (fka Brightergy):

No one was in attendance to respond to the Commission's questions or concerns. Agent Baeslack reviewed an email regarding the October 24th field visit which included needed items to be addressed before the issuance of the Certificate of Compliance.

Turner moved to continue the matter to the meeting of November 14, 2017. Garner seconded the motion and the motion passed with four yea votes.

Commissioner Streiff **returned** to the meeting.

New Request to Amend Certificate of Compliance #63-584 for 706 Haverhill Street (Map 5, Parcel 8, Lot 1) Melissa Jaynes:

No one was in attendance to respond to the Commission's questions or concerns. The Commission reviewed Agent Baeslack's memo of October 24, 2017. He discussed the request to pave the entrance to the "garage under" (apron) approving the modification to the ongoing condition related to the driveway remaining pervious.

Garner moved to amend the Certificate of Compliance for #63-584. Vogel seconded the motion and the motion passed unanimously.

Administrative: Personnel Evaluation of Agent Brent Baeslack. Chairman Arthur Page presented and reviewed the Town of Rowley Personnel Department Employee Performance Appraisal Form which he had completed on behalf of the Commission for Agent Baeslack. The Commission had a consensus that the form as prepared should be filed with the Town Personnel Officer.

Adjournment:

Accomplished at 9:33 PM by a motion made by Vogel. Streiff seconded the motion and the motion passed unanimously.

Submitted by Brent Baeslack, Conservation Agent