

**HANSON CONSERVATION COMMISSION
MINUTES OF THE PUBLIC MEETING OF APRIL 26th, 2016
TOWN HALL, 542 LIBERTY STREET, HANSON, MA**

Called to Order at 7:00 PM under M.G.L. c 131, §40 and the Hanson By-Law 3-13, §5 and Rules and Regulations by John Kemmett, Chairman, in Meeting Room A at the Town Hall.

Present: John Kemmett, Chairman
Frank Schellenger, Vice Chairman
Brenna Audette, Member
Brad Kirlin, Clerk

Absent: Phil Clemons, Member
Laurie Muncy, Agent

Also Present: Rebecca Nehiley, Administrative Assistant

Minutes

The minutes of April 12, 2016 were tabled.

Public Hearings

7:00 PM Continued Notice of Intent for a proposal to construct commercial condominiums and drainage improvements within 100 feet of a Bordering Vegetated Wetland at 1282 Main Street, Map 44, Lots 61 & 62 for Tracy White represented by James Engineering, 125 Big Rock Lane, Hanover, MA 02339 (**DEP #SE175-0666**)

This hearing was continued from 3/22/16. Mr. Gary James submitted hard copies of a revised Plan (dated 4/2/16) depicting the buildings out of the 90' buffer zone. Mr. Delano had submitted a Review Letter (dated 4/26/16) asking that he be allowed to work directly with Mr. James to resolve some questions that he has about the storm water management systems onsite. Mr. Delano requested a continuance of 2 weeks. No abutters were present.

Motion to continue to 5/10/16 at 7:30 PM: Frank Schellenger

Second: Brad Kirlin

Vote: 4-0-0

7:15 PM Notice of Intent for a proposal to raze an existing dwelling and construct a new 24'x 30' dwelling with associated septic system, utilities and site grading within 100' of a Bordering Vegetated Wetland at 225 Waltham St., Map 2, Lot 201 for William Cushing represented by Webby Engineering, Inc., 180 County Road, Plympton, MA (**DEP #SE175-0670**) (**New Hearing**)

Mr. Kirlin read the Public Hearing Notice and the abutters were verified. Mr. Webby and Mr. Cushing were present. Mr. Webby made the presentation for a proposal to tear down an existing dilapidated house and construct a new single family dwelling. An Order of Conditions had been issued a few years ago for this project but had expired. The Bordering Vegetated Wetland was delineated by Brook Munro, P.W.S. on 2/24/16 and was depicted on the Plan (dated

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4/22/16). A construction sequence was also added to the Plan. Mr. Webby said that all the work is outside of the 50' No Disturb Zone. Since a portion of the lot was located in Halifax, Mr. Schellenger asked if any work would take place in that town. Mr. Webby replied that only a portion of the silt fence would be installed there. No abutters were present.

Motion to approve and issue an Order of Conditions: Frank Schellenger

Second: Brad Kirlin

Vote: 4-0-0

Motion to approve a Certificate of Non-Completion for the old file (DEP #SE175-0504):

Brad Kirlin

Second: Frank Schellenger

Vote: 4-0-0

7:30 PM Notice of Intent for a proposal to rebuild a deck, install a play area, a shed, a garden area and the removal of some trees within 100 feet of a Bordering Vegetated Wetland at 127 Carriage Road, Map 127, Lot 127 for Jason Patukonis **(DEP #SE175-0671) (New Hearing)**

Mr. Kirlin read the Public Hearing Notice and the abutters were verified. Mr. Patukonis made the presentation for several activities on this property that were in Conservation jurisdiction. His Plan (dated 3/28/16) was signed and stamped by Michael G. Joyce, P.E. and depicted the removal of several trees, the construction of a play yard, installation of a shed, a fence and two (2) greenhouses as well as a garden area and the planting of a number of fruit trees. Mr. Kemmett had concerns that the greenhouse, shed and garden are in the no-disturb zone and that a great deal of wildlife are in the area. Mr. Patukonis said that his yard had been pre-disturbed and the botanist confirmed it was a small finger of wetlands that abuts the property. Mr. Kemmett asked if any abutters were in attendance. Those present were:

Mrs. Rita Gatanti, 100 Carriage Road – was concerned with how many trees were to be cut. Mr. Patukonis answered a couple of small saplings and one large tree that is leaning over the house. She also had concerns with flooding when it rained.

Mr. Russell Junkins, 130 Carriage Road – was okay with the fence as it will keep coyotes out.

Motion to allow a Variance from the 50' no build setback to include the following revisions: The garden, the greenhouse and the fence as shown, to move the woodpile as shown but to remove the shed and the blueberry bushes from the 50' no build zone. The installation of conservation posts to be installed every 20' on the fence to be shown on the As-built: Frank Schellenger

Second: Brad Kirlin

Vote: 4-0-0

Motion to approve the Order of Conditions with a special condition that all of the revisions be shown on the As-built: Frank Schellenger

Second: Brad Kirlin

Vote: 4-0-0

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Discussions

Update on tree work at Smitty's Bog and Invitations to Bid for the Atlantic White Cedars/deer fencing – Ms. Nehiley reported that Mr. Keaney was notified that he was selected to do the tree work as he was the only bidder. Phil Clemons flagged the trees to come down and is meeting with Mr. Keaney in the near future.

Update on Lot 2, Whitman Street (**DEP #SE175-0617**) - Ms. Nehiley reported that Town Counsel had prepared an Amended and Restated Conservation Restriction “to allow the location of a utility pole and pad within the Premises” depicted on a Sketch Plan entitled Electric Utility Plan, Map 109, Lot 4-1, 761 Whitman Street prepared by Land Planning, Inc. for Eric Harrington dated 4/12/2016.

Motion to approve the Amendment to the Conservation Restriction for Map 109, Lot 2:

Brad Kirlin

Second: Brenna Audette

Vote: 4-0-0

Old Business/New Business

Neg. 3 Determination of Applicability for the installation of a fence and footings for a deck and patio at 61 Ocean Ave., Map 2, Lot 1506 - **signed**

Order of Conditions for a single family house, septic system, utilities and site grading at 510 West Washington Street, Map 84, Lot 15-3 (**DEP #SE175-0672**) – **signed**

Order of Conditions for the remediation and restoration of a contaminated wetland of portions of the LiteControl property at 100 Hawks Ave., Map 2, Lot 38, Map 24, Lot 70 and Map 16, Lot 10B for LiteControl c/o Hubbell (**DEP #SE175-0668**) – **signed**

Request for a Certificate of Compliance for 119 Waltham Street, Map 2, Lot 269 for William Cushing (**DEP #SE175-0665**)

Motion to approve and issue a Certificate of Compliance: Frank Schellenger

Second: Brad Kirlin

Vote: 4-0-0

WB Mason/Invoice – **signed**

Dictation Mall/Invoice – **signed**

Adjournment

Motion to adjourn at 8:30 PM: Brad Kirlin

Second: John Kemmett

Vote: 4-0-0