



*approved
6/20/18*

CARVER CONSERVATION COMMISSION MINUTES OF JUNE 6, 2018 MEETING

Present: Chairman Jim Nauen, Jean Paul "JP" Faherty, Tim Dempsey, Alan Germain, and Savery Moore were present. Also present: Brooke Monroe, Environmental Scientist, Agent, and Marianne MacLeod, Recording Secretary.

Mr. Nauen opened the meeting at 7:00 P.M.

APPOINTMENTS/DISCUSSIONS:

Jake Arnold-J.H. Arnold Cranberry-work at 146 Center St. – Mr. Arnold came before the Commission to explain what he is doing at his bog. He is increasing his water capacity and the existing footprint of the reservoir. He is pumping the water down-stream over a dike and excavating the earth in the hole already there, just to make it deeper. He doesn't currently have enough water during picking time. Board members went out and looked at the project and requested he come to the meeting to discuss the project. Brooke has a copy of his Earth Removal Permit. Tim Dempsey asked Mr. Arnold to let the Commission know when he is doing projects like this so that they are informed. Someone posted on the "Carver Helping Carver" Facebook page regarding his project. Scott Diogenes, an abutter, was present and shared with the Commission that he was the one questioning the project. He asked what the difference was between a bog pond and a waterway that crosses multiple properties. Jim Nauen explained this in great detail. Mr. Diogenes said that there is another project that he is concerned about near his property. The Commission would like to do a site walk with Mr. Diogenes to see exactly what he is speaking of. Brooke will contact him to set it up. Alan Germain requested it be in the early evening for members who work.

COC - 28 Gate St. DEP#126-202/206 James Rudser, Esq. Mr. Rudser came before the Board. He is preparing for the purchase/closing at this property. He had a title exam performed and it was noted the existence of an Order of Condition, granted in 1997; DEP #126-202. In June 2005 there was a Certificate of Compliance recorded relative to this OOC; however, there were, what he feels are typographical errors. He wasn't comfortable that this Certificate released the Order. He reviewed the discrepancies he found. He is requesting a corrected COC for the Board's consideration. Brooke couldn't find anything in the archives. Mr. Rudser shared the corrected COC with Board

members. If the Board members execute the form, he will record it at the closing on Friday.

Savery Moore made a Motion to approve the amended COC for 28 Gate Street, DEP 126-202, seconded by Alan Germain, voted and passed unanimously 5-0-0. The members all signed it. He will get a recorded copy to Brooke. Alan Germain took pictures of the paperwork before giving it to Mr. Rudser.

BUSINESS:

Septic Upgrade-179 Plymouth St. Brooke updated the Board members with this project. Savery Moore made a Motion to approve the septic upgrade, seconded by Tim Dempsey, voted and passed unanimously 5-0-0.

COC REQUESTS:

14R West Street (Solar) - DEP# SE 126-529 – Members went out today for a site walk. Very clean installation. Alan Germain made a Motion to approve the COC, seconded by Savery Moore, voted and passed unanimously 5-0-0.

EXTENSION REQUEST:

Carver-Marion-Wareham Regional Refuse-118 Federal Road – Request to extend the time for them to finish up filling and capping the landfill. Brooke said the extension is good for a year and they should be done by then. Brooke read the paperwork and said it was extended to 6-15-2021. Savery Moore made a Motion to approve the request for a 3-year extension, seconded by Tim Dempsey, voted and passed unanimously 5-0-0.

MINUTES:

To be read and approved for May 16, 2018. Alan Germain made a Motion to accept the minutes as written, seconded by Savery Moore, voted and passed unanimously 5-0-0.

NEW HEARINGS

LOT 6 GODFREY CIRCLE DEP#SE56A Rescheduled until June 20th @ 7:15pm NOI Notice is hereby given, in accordance with the Massachusetts Wetlands Protection Act (M.G.L. Chapter 131, Section 40) and the Carver Wetlands Protection Bylaw, that a public hearing will be held at 7:15 p.m. on Wednesday, June 6, 2018 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent (NOI); submitted by the Applicant, Wendy Bullock; for the proposed construction of a single family dwelling and patio, with

associated driveway, grading and utilities within the 100-foot buffer to a bordering vegetated wetland. The project is located at Lot 6 Godfrey Circle, Carver, MA, Map 037, Parcel 001-006. All interested parties are invited to attend.

CONTINUED HEARINGS

0 ROCHESTER ROAD – DEP# SE126-555

NOI

Notice is hereby given, in accordance with the Massachusetts Wetlands Protection Act (M.G.L. Chapter 131, Section 40) and the Carver Wetlands Protection Bylaw, that a public hearing will be held at 8:00 p.m. on Wednesday, January 17, 2018 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent; submitted by Edaville Land Holdings LLC; for the proposed construction of a 490kW ground mounted solar array to be used to power the existing commercial operation (Edaville Family Theme Park). The proposed array is to be installed on an existing, abandoned cranberry bog and will require a variance from the Carver Wetlands Protection Bylaw. Two areas; totaling approximately 6,300 square feet; will be replicated to mitigate for the alteration of wetland resulting from the solar array. The project is located at 0 Rochester Road, Carver MA, Map 86, Parcel 13, Carver, MA. All interested parties are invited to attend. Copies of all plans, filings, and pertinent documents are available at the Conservation Commission Office.

Brooke received a letter from the applicant withdrawing his application without prejudice.

Brooke rec'd a letter from Edgewood Bogs is replacing an existing lift pump on Ward Pond.

Brooke rec'd notice from DEP regarding floating solar off Purchase Street, they issued a negative superseding determination of applicability, which basically agrees with the Commissions' decision and means the project can go ahead without filing a NOI.

Clearing by property owners along Sampson's Pond at Pine Ridge. Brooke shared a copy of the letter that was sent to the Association, reiterating that they shouldn't be doing any additional clearing of trees/shrubs at the waterline. The Board received a complaint that some land was cleared on the pond. The Board was told that all owners had been informed not to clear anything; however, they went ahead and did some clearing. Jim Nauen would like to issue an Enforcement Order to the Association. Alan Germain would also like them to be at the next meeting. Brooke asked the Board for exactly what they wish to have them do. She will issue a basic Order and request they present before the Board at the next meeting. Savery Moore thinks he may have taken some pictures at a previous site visit where clearing has been done. There was "vista" pruning and they cut low lining bushes at the water's edge. Alan Germain made a Motion that the Board issue an Enforcement Order to the Pine Ridge Condominium Association and that they request someone be present at the next meeting, seconded by Savery Moore, voted and

passed unanimously 5-0-0. Tim Dempsey suggested the builder be cc'd on the Order. Brooke will attach the original letters to this as well.

0 Center Street is not appealing for a superseding order so this is now closed. 10 days has passed.

JP Flaherty made a Motion to adjourn at 8:06 p.m., seconded by Tim Dempsey, voted and passed 5-0-0.

Next meeting will be on June 20, 2018.

Respectfully submitted,

Marianne MacLeod,
Recording Secretary

EXHIBITS:

A. Sign-in sheet