



*approved  
11/14/18*

## CARVER CONSERVATION COMMISSION MINUTES OF OCTOBER 24, 2018 MEETING

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

Jim Nauen opened the meeting at 7:05 p.m.

### APPOINTMENTS/DISCUSSIONS

Alyssa Poole-22 Old Center Street – Not present

Eagle Scout Camp Out-Cole Property 11/2-11/4 – They will be camping out again this year in the same location. There will be a port-a-potty on site. They will clean the trail.

David Folsom, 13 Beaver Dam Road – He explained that there were dead trees by the road. He had a machine so he used it to remove them. He cleaned the river of debris while he was there. He may plant blueberry bushes in the future. Brooke explained that because of the closeness to wetlands, he should notify the Conservation Commission. He said he has no plans to do anything. He asked if he could remove the dead wood. The Board said yes and thanked him for coming in.

### BUSINESS:

22 Old Center Street-Septic Repair – Brooke went out and saw the site. Alyssa Poole is considering buying the house at this property. Brooke told her to come before the Commission if she goes forward with the purchase.

14 Shaw Road-Tree Cutting Request – Commission members did a site walk and saw the large trees that are planned to come down.

### COC REQUESTS:

162 Plymouth Street DEP#SE126-565 – Brooke and Jim Nauen did a site walk. The project is complete. It is a very simple array. Alan Germain made a Motion to approve the COC as written, seconded by Savery Moore, voted and passed unanimously 4-0-0.

309 Tremont Street DEP#SE126-533 – Brooke and Jim Nauen did a site walk today. Brooke asked them to put up the plaques. He said he would send pictures once he puts

them in. Alan Germain made a Motion to approve the COC as written, seconded by Savery Moore, voted and passed unanimously 4-0-0.

### **MINUTES:**

To be read and approved for October 3, 2018. Savery Moore made a Motion to approve the minutes, as amended with a correction on the spelling of a name, seconded by Alan Germain, voted 3-0-0, with Tim Dempsey abstaining.

### **NEW HEARINGS**

#### **52 BUNNY'S ROAD DEP#SE126-570**

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, October 24, 2018 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent for the proposed construction of an addition onto the existing house. A portion of the addition (approximately 288 square feet) will be within the 65-foot buffer zone to Bartlett Pond; the existing house (approximately 360 square feet) is currently within the 50-foot buffer. A variance from the Carver Wetlands Protection Bylaw is requested to allow the structure within 65 feet of the Pond. The project is located at 52 Bunny's Lane, Carver, MA, Map 109, Lot 109-P-12-R. All interested parties are invited to attend.

Brooke explained we gave a COC for the old file because nothing was done. Jacob Braley is here this evening. The plans were handed out to the members. He reviewed the plan. Savery Moore asked what is the size of the addition? Mr. Braley said it is 16' x 20'. Tim Dempsey asked if the septic system was involved in the plan? It is existing and far away and was a new system installed recently. Savery Moore made a Motion to close the Hearing, seconded by Alan Germain, voted and passed unanimously 4-0-0. Brooke asked Mr. Braley to put some plaques up and he said he would. Alan Germain made a Motion to issue an OOC, including placing 3 plaques at the 50' mark, evenly disbursed along the property, seconded by Savery Moore, voted and passed unanimously 4-0-0.

#### **26 SOUTH MAIN STREET DEP#SE126-571**

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 7:30 p.m. on Wednesday, October 24, 2018 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent; submitted by Steve and Michele Murphy; for the resurfacing of the existing driveway with associated culvert for drainage; construction of a greenhouse; demolition/rebuilding of the existing garage, with associated drainage improvement; removal of an old dock in disrepair; renovation of the existing chicken coop; and the planting of a number of trees. The NOI also includes after-

the fact activities such as the installation of a raised garden; placement of a fire pit, installation of a gravel walkway and construction of a wooden platform used for recreational/entertainment purposes. The project activities are within the 100-foot buffer to wetland resource areas on the property and will require a variance from the Carver Wetlands Protection Bylaw for the work proposed within the 65-foot buffer protected under the Carver Wetlands Protection By-law. The project is located at 26 South Main Street, Carver MA, Map 2, Lot 2-15-1C-R South Main Street, Carver, MA. All interested parties are invited to attend.

Ed Pesce of Pesce Engineering is representing the property owners who are also present. He explained that they are trying to upgrade the property. Demolition of the garage may not happen due to a recent fire so the garage may be rebuilt instead. They want to add a carport structure/lean-to on the side to park vehicles/equipment. The chicken coop would stay the size it is, just upgraded. They want to put additional planting, trees, an arbor and gate to help beautify that part of the property. The main site work activity would be the driveway. There is a flooding problem coming off the street. He was considering installing a gravel filter strip along route 58 or put a culvert across the driveway. They want to loam and seed both sides of the driveway. There is a problem area behind the barn/garage with puddles/ponds also. He put together a proposed catch basin and infiltration structure. A new plan was handed out to the members. MA Natural Heritage Program sent a letter describing that the proposed activities would not adversely affect the resource habitat area. Mr. Pesce gave Brooke the green cards. He realizes the Murphys need to apply for a Variance and he prepared a letter to formally request a Variance for the building of the greenhouse and carport and another Variance for the parking lot of impervious surface. He would also like to complete the horseshoe loop. They would like to pull all these activities together under one NOI.

Tim Dempsey asked the Chairman if the Commission could address each issue individually.

Tim Dempsey asked about the culvert pipe. He would like to see a drawing of a water retention system in the middle of the front lawn. Tim Dempsey is concerned about fertilizers going into the wetlands. The property owners stated that there are no fertilizers used because they have bees on the property. Savery Moore pointed out that it feeds into Sampson's Pond. Mr. Murphy said he has seen the stream running and dry. It is not on the USGS quad. Mr. Pesce spoke with Mr. Bob Gray, a certified environmental engineer to identify the stream as perennial and he said it is not.

Savery Moore is also concerned within the 65' from the street, the little cutout that currently says dirt drive on the plan. That is supposed to be an additional parking area. Is that expected to be paved? Yes. Savery Moore said that would require a Variance and the Variance requirement says there would have to be no other place to put it in order to be granted said Variance. Savery Moore suggests they put it on the other side of the horseshoe. Mr. Pesce asked if it could be gravel instead of paved? Mr. Murphy said he has four children, two adults and a business vehicle. There are on average 7 vehicles on parked the property. They want to hide the vehicles to help keep the character of the

property. There were issues with the Historical Society, complaints from people that they don't want to see a lot of vehicles in front of the home as it is historical.

Alan Germain asked if, on the drawing near the garage that says slate patio, that grass area there, outside the 65' – could that parking area be extended. Mr. Murphy explained there are cedar trees in that area. Mr. Murphy explained he wants to do the right thing. Mr. Murphy said he would leave what is there now, but would like to outline the area with cobblestones to make it look nice.

Tim Dempsey wants to address the proposed greenhouse. He doesn't have a problem as it is free standing with no footings. It will be on cinder blocks.

Tim Dempsey next wanted to address the garage. Tim is concerned about the carport. Mr. Murphy cut trees down around the garage. Mr. Murphy said he discussed this with Brooke and the trees were dead. They were infiltrated with boring bugs. The carport will have a gravel base and not cement. It will have a roof and one side facing Route 58. This is part of the variance. It will hide some of the equipment, etc. under it.

Tim Dempsey said he is concerned about a filled area near the lake. They don't want to affect storm water run-off. Mr. Murphy would like to put sand and gravel there to make it a dry area. They want to make it safe for walking. Mr. Pesce would like to clarify that they did propose granite steps. They will not do this, but will slope the area with loam, sand & gravel. There would be erosion controls installed and remove the stones and level the area out. They will work with Brooke with regards to the grass seed that will be used.

The old dock would be removed, most likely in early spring.

The chicken coop will be rebuilt in the same footing.

Proposed arborvitae plantings will be put up between their house and the neighbors.

Alan Germain asked if the new build on the garage gutters would go into the water collection? There may be a gutter that discharges in that location, i.e., downspouts with out-flows to disperse the water. Alan Germain explained that it was mentioned the gutters would be in a single downspout and that is why he was questioning the gutters. This will be address again once the decision of whether the garage will be renovated or demolished and rebuilt is made.

Alan Germain made a Motion to close the Hearing, seconded by Savery Moore, discussion: Brooke said that she feels it's good to have everything covered in one Hearing; voted and passed unanimously 4-0-0.

Alan Germain gave a list of conditions: 1) No granite steps over by the end of the waterfront, instead doing a loam/sand/gravel to eliminate puddling and provide a wetland seed mix to be submitted to staff for approval; 2) Proposed carport structure remains as

drawn with a gravel floor and not concrete; 3) green house will be a floating green house; 4) the existing dirt drive will remain pervious base, either existing reprocessed on-site crushed asphalt or gravel and a cobblestone perimeter around it; 5) wetland plaques installed near the stream; 6) no fertilizer will be used on the property; with the rest of the plan as-drawn.

Alan Germain made a Motion to issue an Order of Conditions with the conditions listed above, and to approve the Variance, seconded by Savery Moore, as described by the Agent and read back by the secretary, voted and passed unanimously 4-0-0.

Mr. Pesce requested that because of the time of year, the Murphys would like to start driveway work as soon as possible, putting the binder down now and get the loam ready for the Spring. Can they start this right now? They can start it immediately; however, there is a 10-day appeal period which they will take a chance that no one comes forward.

### **CONTINUED HEARING**

LOT 8 PLYMOUTH ST

RDA

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 7:30 p.m. on Wednesday, October 3, 2018, in Meeting Room 1 at the Carver Town Hall, to hear the Request for Determination of Applicability (Request) filed by Glenn Priolo to determine: (b) whether the boundaries of the resource areas depicted on the referenced plan (s) are accurately delineated; and (d) whether the work depicted on the referenced plan (s) is subject to the jurisdiction of the Wetlands Protection Act and/or any municipal wetlands ordinance or bylaw of the Town of Carver. The Request is for a determination as to the accuracy of bordering vegetated wetlands located on/off the easterly corner and the westerly side of the property. The project is located off Plymouth Street, Carver, MA, Map 18, Lot 8. All interested parties are invited to attend.

Brooke explained this project. Savery Moore made a Motion to make a Negative Determination, with a condition that if anything changes within the project, they will come before us, seconded by Alan Germain, voted and passed unanimously 4-0-0.

Tim Dempsey made a Motion to adjourn at 8:47 p.m., seconded by Savery Moore voted and passed unanimously 4-0-0.

Next meeting will be on November 14, 2018.

Respectfully submitted,

Marianne MacLeod,  
Recording Secretary

EXHIBITS:

A. Sign-in sheet

# CONSERVATION COMMISSION

24-Oct-18

ATTENDANCE SIGN IN SHEET

PRINT NAME	CONTACT INFORMATION	EMAIL or PHONE
David Folson	508-962-8235	
Jacob Crowley	508-245-3996	
FA RESO	508-333-2630	
STEPHEN MURPHY	(508) 748-5960	
Michelle Murphy	(508) 866-5783	
Lois Whalen	508-743-9206	