



*approved
2/20/19*

CARVER CONSERVATION COMMISSION MINUTES OF FEBRUARY 6, 2019 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.

Chairman Nauen opened the meeting at 7:00 p.m.

APPOINTMENTS/DISCUSSIONS

Discussion of possible work @ 17 Wareham Street.

Brooke reviewed this project with the Commission. There was a complaint about work being performed. She and Mr. Nauen did a site walk. Chris Mazalewski and Ashley Sousa appeared before the Commission. Chris stated that he has applied for a tree service permit. He brings in trees and stores them on the property. He said he is just storing the trucks and wood. He is only cutting up wood that he needs for their own personal use. They are not selling firewood. He has no desire to process wood. Crane Brook is close to the property and there is about 200' of the riverfront. Brooke said the logs are stored up by the driveway and most likely in the 200' buffer. Mr. Mazalewski said he would have to measure and then might have to move half of the logs. They said the bog is an upland bog and not being worked. Mr. Germain suggested they meet with the property owner again, to get an update. Mr. Mazalewski said he is going before the Planning Board on March 12th. The next Conservation Commission meeting after that will be March 20th and they will come back. The Commission may do a site walk once the Planning Board meeting has happened.

Discussion of possible pool - 98 Meadow Street

Josh Sulger came before the Commission. Brooke did a site walk today. Mr. Nauen said the wetlands line need to be staked. Mr. Nauen and Mr. Moore said there was work done in the wetlands. 12-14 trees were freshly cut. Mr. Sulger said there were 11 trees cut, which were into the woods. He said he was back there trying to clean it up. Another site walk will be performed once the lines are marked. Brooke told the Board that Mr. Sulger wanted to get an opinion if the pool would be within the 65' buffer. Mr. Moore wants to see the site staked off first. Mr. Moore also said that a surround around the pool would need to be gravel – it cannot be concrete.

BUSINESS:

None.

COC REQUESTS:

None.

MINUTES:

To be read and approved for January 16, 2019. Alan Germain made a Motion to accept the minutes as written, seconded by Savery Moore, voted and passed unanimously 4-0-0.

NEW HEARINGS

88 SOUTH MAIN STREET – SE# 126-577

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 (Citation 9.2), that a public hearing will be held at 7:15 p.m. on Wednesday, February 6, 2019 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent; filed by Wayne Hannula; for the removal of the existing concrete block retaining wall, stairs and two large trees on the bank/edge of Sampson's Pond. The existing wall, which is in disrepair, will be replaced with a stone revetment approximately 70 feet long. The proposed work will be conducted within the 100 and 65-foot buffer zone to Sampson's Pond. A variance is required to allow the work within the 65-foot buffer protected under the By-law. The site and work are also located within Priority Habitat for Rare and Endangered Species as mapped by the Massachusetts Natural Heritage and Endangered Species Program (NHESP). The project is located at 88 South Main Street, Carver, MA; Map1, Lot 31-B. All interested parties are invited to attend.

Mr. Bill Madden from GAF Engineering is representing the property owner. He explained what the project is about. They want to remove the versa-lock wall and create a heavy stone wall, in an arched configuration to create a landscape feature at the water's edge, as well as providing stability of the inland bank. All activity would be done on the land side and not in the water. There would be a set of stairs also. This project would be done when the water is at its lowest level. Mr. Nauen asked about the trees being removed/replaced after construction. Mr. Dempsey said he doesn't agree that the trees can be removed. Mr. Moore asked if the arch shape could be removed so the wall runs parallel with the water and therefore the trees could be left as is. Mr. Moore would like to save the two trees on the south end and keep the new wall parallel with the water's edge. Mr. Nauen agrees that a simpler construction would be more suitable for the pond. Members who went on the site walk all agreed that the wall should be replaced, not repaired. Mr. Madden said he would do his best to work around the trees. Mr. Moore feels that there are going to be more of these, and he is willing to make a compromise to allow this project, as it will remove a lot of the lawn away from the pond and gives a 15' buffer for runoff going into the ground, instead of the water. Mr. Germain made a

Motion to continue the Hearing to the next meeting on February 20th, seconded by Mr. Moore, voted and passed unanimously.

31R MAIN STREET SE# 126-579

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, February 6, 2019 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent; submitted by Cranberry Point Energy Storage, LLC; for the proposed construction of a 150 megawatt lithium-ion battery storage facility that will contain approximately 128 battery storage system containers for the storage of electricity. The proposed storage facility will also include a small internal substation and low voltage/medium voltage equipment supported by concrete pads. A new 16-foot wide gravel roadway, approximately 530 feet in length, will also be constructed off the existing access roadway from Main Street. The proposed facility is located within the 100 foot buffer from wetland resource bordering vegetated wetland protected under the Regulations/By-law. The project is located at 31 R Main Street, Carver MA, Map 61, Lots 10-0-R and 7-0-R, Carver, MA. All interested parties are invited to attend.

Attorney Richard Serkey and Gary Garfield with Sovereign Energy, along with Matt Devlin, who is a wetlands scientist came before the Commission. Site walks were performed recently. Mr. Garfield showed a picture of the mega-pack storage modules. They are 7'8" tall and 5' deep. Mr. Garfield has met with the Fire Department. They will work with them to develop an Emergency Response Plan. Mr. Germain asked if anything inside could turn into a liquid and leach into the ground. Mr. Garfield said there is a small amount of glycol and water which is used as a coolant. He also explained that these are monitored 24/7. A module can be shut down, or just a tray. They will be meeting with the Fire Department next week.

Ed Garner, Peltola Lane is an abutter who came up and spoke. He is opposed to the addition of the width on the road. Mr. Nauen explained that it is a service road. He also feels there are a lot of wetlands out there. Mr. Germain explained they are outside the 65' buffer zone. Mr. Nauen explained that they went on site walks and that they are aware of the wetland areas. He explained what these battery storage units are used for. Mr. Nauen said he would be willing to meet Mr. Garner and do a site walk together. Savery Moore made a Motion to close the Hearing on DEP #126-579, seconded by Alan Germain, voted and passed unanimously 4-0-0. Mr. Moore made a Motion to approve DEP #126-579, the plans as submitted, with the conditions set forth by the agent, which is Fire Department approval, seconded by Mr. Germain, voted and passed unanimously 4-0-0.

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 7:45 p.m. on Wednesday, February 6, 2019 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent; submitted by Kevin Aragon: to raze the existing single family dwelling and construct a new dwelling in approximately the same location; install a new septic system and a new well, with associated utilities and grading. The existing dwelling is presently located within the 65 and 100-foot buffer zone to Vaughn's Pond and a variance has been requested for the proposed work within the 65-foot buffer protected under the Carver Wetlands Protection By-law. The project is located at 77 Crystal Lake Drive, Carver, MA, Map 62, Lot 43. All interested parties are invited to attend.

Mr. Bill Madden from GAF Engineering came before the Commission on behalf of the Mr. Aragon. Mr. Nauen, Mr. Germain and Ms. Monroe did a site walk last Saturday. Mr. Madden explained the project. They're trying to center the new house on the lot. There is a small deck proposed. There will be a new Title V system as well. They are going to the Board of Health meeting next week. Mr. Moore asked if there is a full basement. Mr. Madden thinks it a crawlspace. Mr. Moore then asked will there be a full basement? Mr. Madden is not sure. Mr. Dempsey is suggesting hay bales for erosion protection, along with the silt fence that is already mentioned. Mr. Moore asked to bring the silt fence on the north side of the property to the street. Mr. Germain made a Motion to close DEP Hearing #126-578, seconded by Mr. Moore, voted and passed unanimously 4-0-0. Mr. Germain made a Motion to approve the plans as drawn and issue a variance for DEP #126.578, as shown on the drawings, with the addition of the silt fence and hay bales, seconded by Mr. Dempsey, voted and passed unanimously.

CONTINUED HEARINGS

196 TREMONT STREET - SE#126-576

NOI

Notice is hereby given, in accordance with the provisions of the Massachusetts Wetland Protection Act and Carver Wetlands Protection Bylaw, that a public hearing will be held at 7:15pm on Wednesday, January 16, 2019 in Meeting Room 1 at Carver Town Hall to hear the Notice of Intent; submitted by Borrego Solar Systems, Inc. for the construction of a ±4mW ground mounted solar and energy storage facility. The proposed facility is located in previously disturbed Bordering Land Subject to Flooding (BLSF), the 100-foot and local 65-foot buffer zone to BLSF and Bank associated with an active cranberry bog, requiring a variance under the Carver Wetlands Protection Bylaw.

The proposed project is located at 196 Tremont Street (Assessor's Map 125, Lot 3) and 0 Off Cranberry Road (Assessor's Map 125, Lot 9-C) in Carver, MA. All interested parties are invited to attend. A copy of the plan is on file at the Conservation Department and may be reviewed during normal business hours.

Sarah Stearns, Beals & Thomas came before the Commission. Brooke reviewed the reason for continuing the Hearing, as there were minor revisions to the plans. She went through the changes of the plans and the final plans were reviewed by Commission members. The access road was changed slightly and the other change was to move the battery storage component from the southern end of the project to the center of the array. They will be meeting with the Planning Board next week. They are also working on the screening. Mr. Germain made a Motion to close the Hearing DEP#26-576, seconded by Mr. Moore, voted and passed unanimously 4-0-0. Mr. Germain made a Motion to approve the NOI plan as drawn and variance on DEP #126-576, as shown on the revised plans dated 1/18/19, seconded by Mr. Dempsey, voted and passed unanimously 4-0-0.

12 POND VIEW WAY – SE# 126-572 *CONTINUED TO FEBRUARY 20, 2019* 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, December 19, 2018 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent; submitted on behalf of Cranberry Realty Development, Inc.; for the construction of a new single family dwelling (to replace the existing dwelling), with associated subsurface sewage disposal system, driveway, utilities and grading. The proposed septic system and a portion of the existing and proposed dwelling are within the 100-foot buffer zone to wetland resource area Fresh Meadow Pond and a portion of the existing and proposed dwelling are within the 65-foot buffer of Fresh Meadow Pond. A variance; under Section 9.2.1.3 (3) of the Carver Wetlands Protection By-law: is required for the activity within the 65-foot buffer protected under the By-law. The project is located at 12 Pond View Way, Carver, MA; Map 109, Part of Lot 9-0-R. All interested parties are invited to attend.

Mr. Moore asked if the meeting regarding bylaws on February 13th is still on the calendar. Brooke explained once the bylaws are updated, then it will go directly to Town Meeting. She said yes it will be next week and should be recorded as well as minutes taken.

Mr. Moore made a Motion to adjourn, seconded by Mr. Germain, voted and passed unanimously 4-0-0.

Respectfully submitted,

Marianne MacLeod
Recording Secretary