



approved
3/20/19

CARVER CONSERVATION COMMISSION MINUTES OF FEBRUARY 20, 2019 MEETING

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

Chairman Nauen opened the meeting at 7:02 p.m.

APPOINTMENTS/DISCUSSIONS

Discussion of 17 Wareham Street.

Chris Mazalewski and Ashley Sousa owners of the property appeared before the Commission to discuss the violations on the property. After the Commission conducted a site visit it was determined the violations include: the clearing of brush and cutting of shrubs on the bank of Crane Brook; the disposal of stumps in the wetland adjacent to the Brook and within the 100 and 200-foot riverfront area; and the storing/disposal of debris and the creation of a gravel access ramp within the 200-foot riverfront area. After a discussion of the violations Tim made a motion to issue an Enforcement Order (Order) requiring a survey on the property showing the resource area setbacks (65, 100 and 200-foot setbacks) and the, subsequent, removal of all materials, etc. from within the 65, 100 foot buffers and the 200-foot riverfront. The Order will be sent to the property owners for their review, with a time period in which to rectify the violations/issues. The Owners are to come to the next meeting on March 20, 2019 to further discuss the issues.

Discussion with Eagle Scouts

Benjamin Diogenes and Alex Diogenes from Troop 48 appeared before the Commission to discuss two projects; one on John's Pond and one on Sampson's Pond (behind the COA building). The work at both areas will consist of cleaning and improving the areas for recreational enjoyment (removal of trash, installation of picnic tables, etc.) (see attached Project Descriptions). The Commission was very happy with the Projects and the work will not require a filing with the Commission. Ben and Alex will let Brooke know when the work starts and, once approved by the Scouts, donations will be accepted.

BUSINESS:

None.

COC REQUESTS:

None.

MINUTES:

To be read and approved for February 6, 2019 and February 13, 2019. Alan Germain made a Motion to accept the minutes of February 6, 2019 as written, seconded by Savery Moore, voted and passed unanimously 4-0-0. Tim Dempsey made a motion to accept the February 13, 2019 minutes as written, seconded by Alan Germain, voted and passed unanimously 4-0-0.

NEW HEARINGS

128 MEADOW STREET

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 20, 2019 in Meeting Room 1 at the Carver Town Hall to hear the Notice of Intent; submitted by Tiffany and Bradley Owen; for the construction of a single family dwelling and garage, with associated subsurface sewage disposal system, driveway, utilities and grading. The proposed driveway and well are within the 65-foot buffer from wetland resource area bordering vegetated wetland (BVW) and will require a variance under the Carver Wetlands Protection By-law, Section 9.2.1.3 (3). The proposed dwelling, garage, utilities and grading are within the 100-foot buffer zone from the BVW and the proposed septic system is within the 100-foot buffer from a cranberry bog located on the opposite side of Meadow Street. The proposed work is within an area on the site that formerly supported a single family dwelling.

The project is located at 128 Meadow Street, Carver, MA; Map 88, Lot 1-0. All interested parties are invited to attend.

Joe Webby of webby Engineering Associates presented the project for the property owners. He explained the Lot is already disturbed from previous development; there is an existing well; and, with the exception of the well and a small portion of the driveway, the proposed work is outside the 65-foot buffer and is all outside the 200-foot riverfront area. The work is within the 100-foot buffer. Savery was concerned for the work within the 100-foot buffer and felt that the Applicant should consider an alternative location for the house to take it as much outside the 100-foot as possible and stated that the Commission has required other developers to do the same. Alan Germain stated that, even if the house was moved, it would not make a difference and Tim stated the Owners should not be required to re-design

the project. After a discussion it was decided to issue an Order of Conditions requiring the limit of work to be established at the 200-foot riverfront; the driveway to be constructed of a pervious material; the installation of 5 conservation plaques on the 65-foot buffer, with a no touch and no mow area; and extra erosion controls during the installation of the well. Alan made a motion to issue the OOC, with the special conditions, seconded by Tim, voted no by Savery, voted and passed 3-1-0.

CONTINUED HEARINGS

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.

Joe Webby from Webby Engineering Associates presented the revised and plan for the project. The new house is outside the 65-foot buffer from Fresh Meadow Pond and most of the house and the septic system is outside the 100-foot buffer. The Lot had a house on it and it is a pre-existing, non-conforming lot. The well will be within the 65-foot buffer. Following the discussion, it was decided to issue an OOC, with special conditions requiring the installation of 2 conservation plaques on the 65-foot buffer and the maintenance of an 8 foot wide path only to access the well. Savery made a motion to issue the OOC, with the conditions, seconded by Alan, passed unanimously 4-0-0.

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.

The applicants engineer requested a continuance.

Mr. Germain made a Motion to adjourn, seconded by Mr. Moore, voted and passed unanimously 4-0-0. Meeting adjourned at 8:30 pm. The next meeting will be March 20, 2019.