

**Town of Scituate
Conservation Commission
Selectmen's Hearing Room / Remote Meeting
Meeting Minutes
Monday, March 6, 2023 6:00pm**

Members Present: Mr. Frank Snow, Chair - Townhall

Teleconference: Ms. Penny Scott-Pipes, Mr. Doug Aaberg, Mr. Brendan Collins, Mr. Richard Harding, Mr. Andrew Gallagher, Mr. Doug Aaberg

Also Present: Amy Walkey – Conservation Agent, & Jenn Smith – Recording Secretary

Not present: Ms. Jen Foley

Frank Snow: This meeting is being held remotely as an alternate means of public access pursuant to Chapter 20 of the Acts of 2021 temporarily amending certain provisions of the Open Meeting Law. You are hereby advised that this meeting and all communications during this meeting may be recorded by the Town of Scituate in accordance with the Open Meeting Law.

The Scituate Conservation Commission is committed to providing an environment of respect during meetings. We ask all members to interact in a polite manner even when there is disagreement. We value the participation of our community and want all participants, including marginalized and minoritized communities, to feel welcomed and respected. We ask our committee members, and all who participate, to commit to these standards to support and respect our community.

a. Call to Order, 6:00 pm Roll Call of Commissioners

Penn Scott-Pipes – present at home, **Andrew Gallagher** – present at home, **Doug Aaberg** – present at home, **Richard Harding** – present at home, **Brendan Collins** – present at home, **Frank Snow** – present at Townhall

b. Agenda Acceptance:

Ms. Penny Scott-Pipes made motion to accept agenda. Mr. Brendan Collins second. Roll call to vote. Unanimous vote accepted. (6-0), Mr. Richard Harding - yes, Ms. Penny Scott-Pipes - yes, Mr. Brendan Collins – yes, Mr. Doug Aaberg – yes, Mr. Andrew Gallagher – yes, Mr. Frank Snow – yes

1. PUBLIC HEARINGS – NOI/ANRAD/AMENDMENT

a. 25 Julian St., DEP# 068-3022 continued from 1/23/23

Applicant: Robert Woolf

Representative: Merrill Engineering

Proposed: raze/rebuild

Dana Altobello- Merrill – reviewed location of site and resources on site. Revised plans to address adverse effect on coastal dune and hot to meet performance standards as reviewed with Greg Descesare from DEP.

Replacing current structure with same footprint FEMA compliant structure and adding native plantings to site. Replacing solid foundation with elevated piles. Discussed the concrete from site being removed. Will install Title V compliance septic system. Discussed other changes to plans.

Agent – structural? Same as before, shifting house 2 feet, but plan stays the same.

Richard – good proposing plantings on dune

Doug – good going up on piers.
Penny - good going up on piers. Good deck relocated. Dune can move.
Frank – concerned moving closer to beach. Concerned screened porch instead of deck.
Not sure enclosed structure is best compromise.
Agent – have these plans gone to the state? Yes. Agent – concern lattice under – should be spaced far enough apart and allow dune to move.
Richard - concerned with lattice also. Will be gone with a storm.
Penny – don't like lattice. Don't what happened at another location to happen there. Ok with porch. Ok with 2 ft. Good that off top of dune and house going up. Would say no to lattice.
Monica McKenzie – builder – Can agree to not put lattice up. Would like to screen porch for bugs.
Daniele Quaile – architect – piling plan stays the same.
Doug – ok with porch.
Andy – share same concern with porch. OK with 2 foot move in light of other improvements on site.
Brendan – confirmed sq ft existing deck and proposed deck. Concerned with screened porch and effect on vegetation.
Dan – eliminating a lot from site. Foundation, walls, concrete, at grade decks.
No abutter comments.
Ms. Penny Scott-Pipes made motion to close 25 Julian St. with conditions for no lattice around house and no roof over deck on oceanside of house. Mr. Richard Harding second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes

- b. **Central Ave Northern Humarock 4th Cliff, DEP#: 068-3028** continued from 1/23/23
Applicant: USAF
Representative: Jacobs Engineering
Proposed: stormwater improvements, road repair project
Ms. Penny Scott-Pipes made motion to continue Central Ave northern Humarock 4th Cliff. to April 3, 2023. Mr. Andrew Gallagher second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes
- c. **61 Border St, DEP#: 068-3031** continued from 1/9/23
See applicant request to continue to 3/20/2023
Applicant: Lou DeFranco
Representative: Grady Engineering
Proposed: dock, ramp, float
Ms. Penny Scott-Pipes made motion to continue 61 Border St to March 20, 2023. Mr. Richard Harding second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes
- d. **7 Revere St., DEP#: 068-3040**
Applicant: Dynamic Planet, LLC

Representative: Grady

Proposed: raze/rebuild

Darren Grady – Grady Consulting – small lot with salt marsh. Septic replaced in 2018. Propose raze and put on piles. Existing 470 sq ft structure, 400 open deck, also covered porch. Proposing 660 sq ft and proposed increase in porch and decks. Wall proposed around septic system because cover gets exposed after storms. Goes to ZBA this month. Non-compliant lot.

Richard - already wall there. Yes, there is a retaining wall already there.

Doug -ok with plan. Penny – all set. Andy- confirmed expansion of footprint ok. Brendan – concerned with new wall proposed.

Agent – DEP comments – proposed wall map interferes with movement of dune.

Reviewed resources in area. Revised site plan submitted Friday.

Frank – wall from pre-cast interlocking pieces, no footings. Substantial wall. Already existing retaining wall.

Agent – suggest allow nourishment with coil logs.

No abutter comments.

Jim Kenney – not enough clearance to get septic deep enough because of water level.

Keeps washing away material and shows septic tank. Concern plants won't survive.

Agent – material that can move, shift, migrate can be used.

Ms. Penny Scott-Pipes made motion to close 7 Revere St with conditions of no wall around septic and allow nourishment. Mr. Doug Aaberg second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes

e. **14-14A Marshfield Ave., DEP#: 068-3041**

Applicant: The Voyage

Representative: Grady Consulting

Proposed: septic repair

Darren Grad- Grady consulting – replacing leaching trenches. Septic repair project.

Richard – all work in parking location? Yes. Digging up trenches a s little as possible to make work as quick as possible. Not changing surface of parking area. Removing clogged material. Andy, Brendan – good

Doug- good – Penny- what is clogged? Stone below pipes clogged.

Agent – good that doing. BOH already good with project. No DEP comments. Close pending BOH permit.

Darren – contaminated material being hulled off site. Plan to do work as soon as possible.

Ms. Penny Scott-Pipes made motion to close 14-14A Marshfield Ave. with condition contaminated material removed off site. Mr. Richard Harding second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes

2. **Public Meeting / Request for Determination of Applicability**

a. **Various Street in Scituate – Water main replacement (SBL #2-23)**

Applicant: Town of Scituate

Representative: Weston & Sampson Engineers

Proposed: water main replacement

Hailey Page – Weston & Sampson – watermain replacement project on streets mentioned in legal ad. Some work in flood zones. Will use erosion controls in sensitive area and will protect any catch basins. Roads restored to previous condition when work done.

Agent – BMPs will be used. Meets requirements negative finding.

No abutters. Frank – has a staging area been picked. When one is, work with the agent to make sure staging area is compliant. Agent – will communicate with town engineer about staging area location.

Ms. Penny Scott-Pipes made motion for negative determination for watermain replacement for various roads in Scituate. Mr. Doug Aaberg second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes

b. 4 Irving St. (SBL #3-23)

Applicant: Mark Condon

Proposed: gas connection from street

Mark Condon – proposing to connect to gas in the street. About 25 feet would need to be dug to make connection. Moving heating system out of lower part of house where floods.

Ms. Penny Scott-Pipes made motion for negative determination for 4 Irving St. Mr. Doug Aaberg second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes

3. Administrative Items

- a. **Liaison Reports:** Town meeting Monday, April 10. Frank – spoke with selectboard about funding for access to roads.
Frank – meeting with commercial farmers went well– interest was shown. Hope to put together workshop soon for commissioners.
Penny – need to clean up outside the fence at Appleton field. Important to stay on top of it.
Andy – planning to get some volunteers lines up to figure that out.

- b. **Requests for Amendment to OOC – 1 Hollett St. DEP#: 068-2845 – Commission**
accepted hearing amendment for 1 Hollett. Will advertisement for April 3 meeting

Minutes: 2/15/2023, 1/23/2023, 1/9/23 - *Ms. Penny Scott-Pipes made motion for accept minutes as written for 2/15/23, 1/23/23, 1/9/23. Mr. Andrew Gallagher second. Roll call to vote. Unanimous vote accepted. (6-0), Ms. Penny Scott-Pipes - yes, Mr. Doug Aaberg - yes, Mr. Richard Harding – yes, Mr. Andrew Gallagher – yes, Mr. Brendan Collins – yes, Mr. Frank Snow – yes*

- c. **Request for Certificates of Compliance:** opp 230 Central Ave. (dock); opp 242 Central Ave. (dock); 135 R Glades Rd.
- d. **Order of Conditions:**
- e. **Signing of Documents:**

4. Adjourn, Roll Call

Ms. Penny Scott-Pipes motion to adjourn. Mr. Richard Harding second. Unanimous all in favor roll call vote (6-0). Ms. Penny Scott-Pipes – yes, Mr. Richard Harding – yes, Mr. Doug Aaberg – yes, Mr. Brendan Collins – yes, Mr. Andrew Gallagher - yes, Mr. Frank Snow - yes

Respectfully Submitted,
Jennifer Smith, Recording Secretary

CORRESPONDENCE
Feb 15, 2023 – March 6, 2023

1. Abutter notification for 63 Border St. NOI
2. Recording info for 347 Central Ave.
3. ZBA decision for 52 Gilson Rd
4. ZBA decision 58 Egypt Beach Rd
5. Design Review Committee Agenda Feb 28, 2023
6. ZBA decision 31 Allen Place
7. Planning Board agenda February 23, 2023
8. NOI 817 Country Way – redevelopment of multi family dwellings
9. ANRAD 133 Clapp Rd
10. NOI – 63 Border St – dock
11. Abutter notification for 0 Lowe Way for NOI filed with Falmouth Conservation Commission
12. Planning Board Agenda for March 9, 2023 Form A Application for 525 Country Way
13. Recording info for 298 Central Ave 68-3030
14. Design Review Committee Agenda for March 14, 2023
15. ZBA decision for 307 OOB
16. ZBA designed for lot at 25 Julian St.