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Topic: Hanover Conservation Commission Date/Time: Monday, January 27, 2021 05:00 PM Eastern Time

NEW Meeting ID: **896 3828 3520**

One tap mobile:

Password: **826826**

+19292056099,,163617203# US (New York)

+13126266799,,163617203# US (Chicago)

For those attendees who are not Conservation Commission Members or Staff, speak only when Chairman allows.

Town of Hanover Conservation Commission **MINUTES for JANUARY 27, 2021**

Approved 2/24/21



Those Members Present: Chairman Brian McLoone (*left meeting at 5:20 PM*), Vice Chairman Lisa Satterwhite, Hearing Officer Robert Sennett, Member James Vaille, Conservation Commission Member Mahendra Patel, Associate Member Steve Louko, Conservation Agent Sandra MacFarlane

Those not Present: Associate Member Duke Magoun

Others Present: Remote Meeting Host Stephen Ryerson

5:00 PM- The Chair opened the meeting and made the following announcements:

I. GENERAL ANNOUNCEMENTS:

1. The Town Hall remains closed to the public due to the ongoing CV-19 health crisis. All Conservation applications are due via the email to address below¹ with a single paper copy and checks dropped off at the Town Hall or mailed to the attention of the Conservation Agent, Hanover Town Hall, 550 Hanover St., Hanover MA 02339.

II. ACTION ITEMS:

1. Request for Partial Certificate of Compliance- Benjamin Brooks Estates
VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 5-0-0 to issue the Certificate of Compliance.

5:20 PM Vice Chair Satterwhite stepped in as Chair.

2. Request for Extension Permit- 11 Laurel Ln. (Bldr's Lot 85)
VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 4-0-0 to issue the Extension Permit.

3. Request for Extension Permit- 27 Laurel Ln. (Bldr's Lot 83)
VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 4-0-0 to issue the Extension Permit.

4. Ratification of Enforcement Order- 155 Webster St.- *for unpermitted work in BZ to IVW*
VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 4-0-0 to ratify the Enforcement Order.

5. Approval of Support Letter- Rails to Trails Project Grant
VOTE: Upon a motion and second made by Commissioners Sennett and Patel, it was voted 4-0-0 to issue the support letter.

6. Volunteer Program Discussion- *for cleanup, etc., of Open Space parcels*- The Commission encouraged the Conservation Agent to follow through with this program.

¹ sandra.macfarlane@hanover-ma.gov

5:15 PM

III. PUBLIC HEARINGS:

1. **BL 20-64, SE 31-1215, 110 Industrial Way-** NOI- *continued from 12/30/20 (cancelled) meeting- for redevelopment project in RFA to Drinkwater River for establishment of professional landscaping company*

VOTE: Upon a motion and second made by Commissioners Satterwhite and Vaille, it was voted 4-0-0 to continue the meeting to February 24, 2021 at 5:15 pm as per the applicant's request.

2. **BL 20-96, 174 Colonial Dr.-** RDA- *for sports court in BZ to BVW*

PRESENT: none- due to a sudden commitment for the applicant, the Conservation Agent presented this plan and project.

DISCUSSION: The Agent explained that the project included the replacement of existing lawn with a gravel-based sports court proposed at 52 ft. from an on-site bordering vegetated wetland (BVW). Also that upon field inspection, the resource areas were found to be accurate to the proposed plan. It was pointed out that due to the construction materials, stormwater would not accumulate or require redirection. Erosion control materials were approved at 50 ft. from the BVW.

VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 4-0-0 to issue a negative #3 Determination of Applicability.

3. **BL 21-115, 339 Center St.-** RDA- *for room addition in BZ to BVW*

PRESENT: Joshua Green, PE, Merrill Engineers, Applicant's Representative, Megan Griffith, property owner.

DISCUSSION: Mr. Green presented a plan dated 12/14/20 showing the construction of a room addition, garage addition, and driveway work with erosion control materials and limit of work proposed at 50 ft. from an on-site bordering vegetated wetland (BVW). The Agent confirmed accuracy of the plan and noted that wetland flags were in place and that staked areas were located as required.

VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 4-0-0 to issue a negative #3 Determination of Applicability.

4. **BL 21-116, SE 31-1225, 55 North St.-** NOI- *for septic upgrade on non-conforming lot 13' from BVW*

PRESENT: James Garfield, PE, RIM Associates, Inc., applicant's representative.

DISCUSSION: Mr. Garfield presented a plan dated 12/8/20 showing the removal of a shed from the 25 ft. no-touch setback, the abandonment of a failed septic system, and the installation of a new Title V rated septic disposal system 11.1 ft. from an on-site bordering vegetated wetland (BVW) due to the constraints of the site. Mr. Garfield pointed out that the property was 12,500 sf in total with a single-family dwelling build in 1960, and that the new system was a great improvement to the site. The Agent added that the proposed HOOT Geoflow system which Mr. Garfield confirmed qualified for I/A (Innovative Technology) status, required a deed restriction and Operation and Maintenance Plan. Mr. Garfield explained that Board of Health approved the type of system for this site, and that the system has to comply on an annual basis with the maintenance plan in the O & M. Abutter James Halleran noted familiarity with the system but questioned the route of access and if his property would be affected. Mr. Garfield answered his concerns pointing out that the equipment would only be accessing through the subject property and that the work would not affect his property in a negative manner.

VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 5-0-0 to issue an Order of Conditions with Special Conditions regarding the O & M and type of system.

5. **BL 21-117, SE 31-____², 90 Country Rd.-** NOI- *for addition, garage, porch in BZ to BVW and RFA*

PRESENT: John Zimmer, PE, So. River Environmental, Inc., applicant's representative

DISCUSSION: Mr. Zimmer presented a plan dated 1/8/21 showing the construction of a garage addition proposed 62 ft. from an on-site bordering vegetated wetland, within outer riparian zone to Shingle Mill Brook, and 73 ft. from an un-named intermittent stream. He pointed out that erosion control materials were proposed at 46 – 47 ft. from the BVW. Also that no work was proposed within the FEMA flood zone. Due to historic lawn and landscaping, the installation of 3 conservation setback markers was approved at the 25ft. setback and within inner riparian. It was noted that the existing shed was subject to conditions which limit the contents stored inside due to the proximity to the wetlands at 17 ft. Also that the shed could not be replaced in its current location, that it must meet the 35 ft. no-structure setback upon removal and replacement.

VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 4-0-0 to issue an Order of Conditions with special conditions as stated.

IV. ADMINISTRATIVE:

1. 2021 Annual Schedule- Wednesdays Jan. 27, Feb. 24, Mar. 31, April 28, May 26, June 30, July 28, Aug. 25, Sept. 29, Oct. 27, Nov. 30 (Tues), Dec. 29, 2021

VOTE: Upon a motion and second made by Commissioners Sennett and Patel, it was voted 4-0-0 to approve the annual schedule of meetings as presented.

2. Minutes- 11/30/20, (December 20 mtg was cancelled)

VOTE: Upon a motion and second made by Commissioners Sennett and Vaille, it was voted 4-0-0 to approve the minutes.

3. Agent's Report- Reviewed without comment.

a. Fireworks Site-

- The project received the 2020 Safety Excellence & Achievement Award for exceptional safety performance in "unique and challenging health and safety considerations, management of safety for staff, and zero lost time accidents".
- A 12/2/20 MA DEP Notice was received stating that MA DEP and its contractor will be conducting sediment sampling and analysis along the Indian Head River Corridor (IHRC) from the Factory Pond Dam to, and downstream of, the Luddam's Ford Dam. Sampling is required in order to determine the nature and extent of contaminated sediment from the Former National Fireworks Facility. MassDEP will be requesting access from property owners located along the IHRC in order to conduct the sampling, anticipated to take place by March 31, 2021.
- A 1/19/21 update was received from Tetra Tech, which included a detailed list of items removed from the site through 1/15/21- total items found: 115,896, with a total item weight: 28,847.86 lbs. The majority of items have been removed from the site to appropriately certified and licensed disposal facilities- a small amount contained appropriately is awaiting removal.
- A 1/25/21 remote meeting with the Cons. Agent and Tetra Tech personnel took place to discuss the necessity of a wetland specialist for determination of the status of the Marsh Upland Area for permitting purposes, that the specialist will also help prepare the restoration plans, and that further information will be submitted to the Commission regarding the temporary lowering of Factory Pond to aid in contaminated soils removal and the removal of additional metal debris.

b. Hanover Crossing- Work continues on sub-surface stormwater components for the new complex. Site inspections conducted by both Hanover Conservation Agent and Norwell's consulting engineer, have found the work as per the approved plan of record.

² MA DEP File Number not issued as of posting

- c. Peterson Pond Dam- This project has been completed.
 - d. Cumberland Farms- A post-OOC-issuance request for additional alteration within the 35' *no-disturbance* setback at rear of the building was denied without objection from the applicant.
 - e. General MA DEP updates: A 12/23/20 Snow Disposal Guidance was received that applies to all federal, state, regional, and local agencies, as well as private businesses. This guidance included site selection, site preparation and maintenance, and emergency snow disposal options that are protective of the wetlands, drinking water, and water bodies. Additionally, emergency contact numbers for extreme storm events were provided.
 - f. General complaints of dumping on public parcels has increased. HPD personnel were contacted for appropriate wording on new signage- suggested: "No dumping....Police take Notice" and similar.
 - g. New inspectional software, OpenGov, to go on-line as of February 1, 2021.
 - h. The following Minor Activities and Event Permits were issued:
 - BL 20-110- 167 Washington St.- DOA/MActs- *for septic repair 78 ft. from BVW*
 - BL 20-111- 120 Deerfield Ln.- Minor Acts Permit- *for damaged tree removal in BZ to BVW*
 - BL 20-112- HPD Scheduled Event- *12/16/20 from 9 am to 3 pm*
 - BL 21-113- *for establishment of Misc. Income tracking via View Permit system*
 - BL 21-114- 1356 rear Hanover St.- Violation Notice- *for dumping on Comm of MA property*
 - BL 21-119- HPD Scheduled Event- *1/16/21 45 min a.m. practice*
8. Other - *Those items not reasonably anticipated by the Chair within 48 hours of the meeting*

Vote: Upon a motion and second made by Members Vaille and Sennett it was voted 4-0-0 to adjourn the meeting.

Minutes Respectfully Submitted by
Sandra MacFarlane, Conservation Agent, CDMI

Documents provided at meeting:

- 1/27/21 Agenda
- Request for Partial COC packet for Ben. Brooks Estates
- Request for EXT packet for 11 Laurel Ln.
- Request for EXT packet for 27 Laurel Ln.
- EO for 155 Webster St.
- Support letter for Rails-Trails program
- Volunteer program info packet
- NOI application packet for 110 Industrial Way
- RDA application packet for 174 Colonial Dr.
- RDA application packet for 339 Center St.
- NOI application packet for 55 North St.
- NOI application packet for 90 Country Rd.
- 11/30/20 draft Minutes
- 1/27/21 Agent's Report