

Town of Hanover Conservation Commission

Hanover Town Hall, 550 Hanover St.
1st Floor Hearing Room



MINUTES for May 15, 2019

Those Members and Staff Present: Chairman Brian McLoone (*arrived at 6:45 PM*), Vice Chair Lisa Satterwhite, Hearing Officer Frank Brierley, Members Robert Sennett, and James Vaille, Associate Member Duke Magoun, and Conservation Agent Sandra MacFarlane

Those not present: none

Others Present: As per Sign-in Sheet

6:30 PM Vice Chairman Satterwhite stepped in as Chairman to open the meeting and made the following announcements:

I. ANNOUNCEMENTS:

1. Next Meeting- Summer Schedule Begins: June 19, 2019
2. Conservation Commission Positions available (*contact Conservation Agent if interested*):
 - a. One Associate Member position on the Conservation Commission
 - b. Conservation Member or designee for the Community Preservation Committee
 - c. Conservation Member or designee for the Master Plan Implementation Committee

6:45 PM

Chairman McLoone arrived, Vice Chair Satterwhite stepped down as Chair.

II. PUBLIC HEARINGS:

1. **BL 19-41, SE 31- 1196, 1969 Washington St.-** NOI *or commercial building/gas station demo and construction BVW buffer*

PRESENT: John Marchand, PE and Christian Farland, Farland Corp., applicant's representatives

DISCUSSION: The Commission reviewed a plan dated April 26, 2019 and entitled *Site Plan* that detailed the demolition of a restaurant known as Friendly's Ice Cream Shop, removal of pavement, and similar site preparation for the construction of a new Cumberland Farms Convenience Store and Gas Station. Mr. Marchand explained that at present, there is no formal stormwater management on the site, the septic system requires upgrading, and due to a previous spill, the adjacent site- 1969 Washington St.- was permitted for removal of contaminated soils, restoration of the site, and the installation of ground water monitoring wells. This was confirmed by the Conservation Agent who provided copies of the Order of Conditions SE 31-1161.

The Conservation Agent confirmed that the wetland line was accurate and that the current site had impervious area up to and beyond the 35 ft. no-structure setback to the wetland. Noting that DEP had commented on the 575 sf of wetland alteration, the Agent pointed out that reconfiguration of the parking lot to remove proposed impervious from the 35 ft. no-structure setback would eliminate the necessity for filling the BVW.

Due to the fact that the Planning Board and Conservation Commission's Engineering and Wetland consultant had not submitted reports, the applicant requested a continuance to the 6/19/19 meeting.

VOTE: Upon a motion and second made by Members Brierley and Sennett, it was voted 5-0-0 to continue the hearing to 6/19/19 at 6:45 PM.

2. **BL 19-42, SE 31-1195, Grays Place** (paper road)- ANRAD
for review of resource area including 661 linear ft. of BVW

PRESENT: Scott Rogers, PE, Holmgren Engineers, Applicant's Representative

DISCUSSION: Mr. Rogers presented a plan dated May 1, 2019 showing a wetland line on a vacant parcel. It was noted that Wetland Specialist Steve Ivas had met on site with Brad Holmes, ECR, Inc. as the Commission's peer review consultant to review the line. Mr. Ivas noted only 2 disputed wetland flags that were relocated in the field and that a revised plan is pending. The Commission agreed to close the hearing and accept the revised BVW boundary as accurate. Abutter Michael Wolongevitz, 312 Old Town Way, noted that 2 abutters Dorothy Hughes and Michael Boland claimed they were not notified of the hearing. Hearing Officer Brierley confirmed that the white proof of mailing slips were missing those names.

VOTE: Upon a motion and second made by Members Satterwhite and Vaille, it was voted 5-0-0 to close the hearing and issue an Order of Resource Delineation based on the revised wetland line, but contingent upon notification and full disclosure to the two abutters by the applicant¹.

3. **BL 19-48, SE 31-_____², 61 Stone Meadow Ln.**- NOI- for EO resolution (BVW and buffer restoration and BVW replication) and installation of rink in outer riparian to Longwater Brook

PRESENT: David Newhall, PE, Merrill Engineers and Land Surveyors, Michele Grenier, WS, Applicant's representatives, Mr. Chris Carney, Applicant

DISCUSSION: Mr. Newhall explained that as a result of an Enforcement Order, this NOI was submitted for after-the- fact work in the buffer zone to a Bordering Vegetated Wetland. The Commission reviewed the Enforcement Order BL 19-40, and a proposed rink project. The Agent explained that the activities required for the enforcement issues will be phased over the Spring (removal of all gravel, pipes, concrete blocks and relocation of shed) through the Fall, (restoration of wetland and buffer, and replication of wetland). Mr. Carney stated that he understood that he had gone beyond the scope of his permit as well as additional violations. The Conservation Agent confirmed that the three (3) required checks for establishing the escrow and Guarantee Deposit account had been submitted. Mr. Carney agreed to hire a peer review consultant and environmental monitor for the restoration and replication work.

VOTE: Upon a motion and second made by Members Vaille and Brierley, it was voted 5-0-0 to continue this hearing to an indefinite date until such time that the original wetland line can be ascertained through field investigation, and contingent upon the submission of a revised plan as well as a new plan showing restoration of wetland, buffer, and riverfront areas.

III. ADMINISTRATIVE:

1. Minutes- 5/1/19 Upon a motion and second made by Members Brierley and Vaille it was voted 5-0-0 to approve the minutes.
2. Minor Activities Permits/Events issued and updates: Reviewed without comment.
 - a. **BL-19-40, 61 Stone Meadow Ln**- Enforcement issue- reviewed during the NOI hearing process above.
 - b. **BL-19-43 to BL 19-47**, for HPD scheduled training events May 7, 9, 20, 21, 22, 24, 28, 30 and June 9, 15, 16, 22, 23, 29 (June dates are tentative and may change)
 - c. **BL-19-49, Indian Head River**, Emergency Certificate issued for gasoline spill
 - d. **BL-19-50, 237 Old Town Way**, inspection follow up
3. Agent's Report- Reviewed without comment.
4. Correspondence- Reviewed without comment.
5. Other - *Those items not reasonably anticipated by the Chair within 48 hours of the meeting-*
 - a. North River Historic Sign Project presentation- Caleb Estabrooks
VOTE: Upon a motion and second made by Member Brierley and Sennett, it was voted 5-0-0 to issue a Negative #2 Determination of Applicability for Minor Activities for this historic signage project proposed for the banks of the North River.

Minutes Respectfully Submitted by Sandra MacFarlane, Conservation Agent, CDMI, Conservation Office

Documents Provided at meeting:

- 5/15/19 Agenda
- NOI application packet for 1969 & 1987 Washington St.
- ORAD application packet for Gray's Place
- NOI application packet and EO files for 61 Stone Meadow Ln.
- 5/1/19 draft Minutes
- Minor Acts and Events permits as listed in Section III.2. above.
- Agents 5/15/19 Report
- DOA-H application packet for North River Historic Sign Project

¹ It was confirmed by submission of Certificates of Mailing slips that the abutters were notified and ORAD was issued.

² MA DEP File Number has not been issued as of agenda date.