

FINAL

MARION CONSERVATION COMMISSION
MINUTES OF THE REGULAR MEETING HELD ON DECEMBER 20, 2006

Members Present: Norman A. Hills, Chairman
Bruce C. Hebbel, Member
Lawrence B. Dorman, Member

Members Absent: Jeffrey W. Oakes, Vice Chairman
Sherman E. Briggs, Jr., Recording Secretary
Horace S. Kenney, Jr., Associate Member
Joel D. Hartley, Associate Member

Secretary: Diane R. Drake

Others Present: Shaun D. Handy, Robert Luchetti and Dana Altobello

Meeting convened at 7:00 PM Wednesday, December 20, 2006 in the main conference room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site inspections were held on Saturday, December 16, 2006 by N. Hills and L. Dorman.

7:00 PM **SARDINHA FAMILY TRUST** - NOI (SE41-1053) to remove the restaurant building at 450 Wareham Street and replace it with a restaurant building and an office/retail building (continued at their Engineer's request prior to the November 15, 2006 meeting which was then cancelled because this was the only hearing that night). Their Engineer has requested another continuation. L. Dorman moved to continue the hearing, with the Applicant's consent, to January 17, 2007 at 7:00 PM; B. Hebbel seconded; voted unanimously.

7:05 PM **ERNEST YEAW** - Appointment for discussion regarding construction of a single-family dwelling at Assessors' Map 5A, Lot 148 Doran Way, Dexter Beach. Mr. Yeaw's Engineer, Dana Altobello of Thompson Merrill Surveying, was present and said the Owner needs to know whether this lot is buildable because it has a sewer stub and he will be paying for a betterment. D. Altobello said the stream on that property is not shown on the U.S.G.S. map which means it is not perennial and must dry up, but it does have wetlands. D. Altobello said the grade is now at 10' and the first floor will have to be at 15' due to F.E.M.A. Regulations, so a garage or storage area will be beneath it. D. Altobello showed the Commission a copy of the Cole Daughters Realty Trust Plan of Record, which is a similar site, and asked the Commission if they would consider approving an adjusted 15' no-disturb zone for this project, like they did for the Cole Daughters project. N. Hills said the flags on the plan are very far apart, 40' or so, and an A.N.R.A.D. will be needed to verify the wetland line before a determination could be made as to whether it is a buildable lot.

7:25 PM **COOLMAR LIMITED PARTNERSHIP** - Amendment (SE41-1049) to allow vista pruning at 604B Point Road. Shaun Handy of G.A.F. Engineering represented Coolmar. Also

present was Coolmar's Architect, Robert Luchetti. S. Handy described the proposed work and said the vista is for the house that is being moved there. R. Luchetti said the orange flags on the trees were set about four years ago solely as a means to locate the work, not as a wetlands delineation. S. Handy said the old flags are missing, so he will have to reflag the wetland line. N. Hills and B. Hebbel discussed the differences between underbrush and understory. L. Dorman moved to continue the hearing, with the Applicant's consent, to 7:10 PM January 17, 2007 so that another site inspection can be done on January 13, 2007 to verify the reflagged wetland line; B. Hebbel seconded; voted unanimously.

7:30 PM **THE MATTAPOISETT RIVER VALLEY WATER DISTRICT** - NOI (SE41-1051) to install 9,500 linear feet of 12" I.D. water main from the Industrial Drive in Mattapoisett to Benson Brook Road in Marion (continued from December 6, 2006). Their Engineer has requested yet another continuance. L. Dorman moved to continue the hearing to 7:40 PM January 3, 2007; B. Hebbel seconded; voted unanimously.

L. Dorman moved to issue a corrected Order of Conditions (SE41-1058) to Dola Stenberg for landscaping at 85 and 99 (not 89) Moorings Road; B. Hebbel seconded; voted unanimously.

The fiscal year 2008 operating budget was discussed and will be submitted with no changes; a new office typewriter will again be requested under the capital budget.

N. Hills, B. Hebbel and L. Dorman will be attending the M.A.C.C. (Massachusetts Association of Conservation Commissions) annual conference on March 3, 2007.

Meeting adjourned at 8:10 PM.

Diane R. Drake, Secretary

Approved March 21, 2007