Minutes of a public meeting held on March 04, 2020, by the Sandwich Conservation Commission at the Sand Hill School Community Center, Meeting Room, 16 Dewey Avenue, Sandwich, MA.

Members Present: Kimberley Walsh (KW), Brett Butz (BB), Scott Boutilier (SB), Tom Shevory (TS), Cameron Murphy (CM) and Jack Sidar (JS).

Members Absent:

Staff Present: Josh K. Wrigley (JW), Asst. Director of Natural Resources and Heidi Hawkins (HH), Administrative Assistant.

Chairman, Brett Butz appointed Associate Commissioner, Cameron Murphy as a voting member.

1. NEW HEARINGS:

a. RDA File No. SCC2020D-01 Ken Duckworth has filed a Request for Determination of Applicability for the proposed rebuild and extension of a deck at Assessor’s Map 89 – Parcel 118 located at 96 Dillingham Avenue, Sandwich, MA. Documents received: RDA application, design plans and site plans. Present was Homeowner, Ken Duckworth (KD). KD presented the project as proposed. The Board had questions about how many posts were being removed and put back. KD responded that 3 posts were being removed and 4 posts would be going back in. The Board had questions about the flagstone patio below the deck; KD said that the flagstones would be taken up to put in the new posts then put back in place, they will be reusing the same flagstones. Public comment was requested; there was none. A Motion was made (TS) to close the hearing and issue a -2 Determination (The work described in the Request is within an area subject to protection under the Act, but will not remove, fill, dredge, or alter that area. Therefore, said work does not require the filing of a Notice of Intent.) -Seconded (JS). The Motion was passed with a vote of 6-0-0.

b. DEP File No. SE66-1863 Nancy May c/o Sabatia, Inc. has filed a Notice of Intent for the proposed expansion of a deck and stairs at Assessor’s Map 82– Parcel 046 located at 115 Tupper Road, Sandwich, MA. Documents received: NOI application, existing and proposed site plans and a framing plan. Present were Representative, Bob Gray (BG) and Designer Anne Michniewicz (AM). BG presented the project as proposed. The Board had questions about the driveway drainage, would it run into the tidal river; BG, there have been no drainage calculations; the contractor will likely take care of that when he takes up the asphalt. The Board asked what the material would be under the deck, just the ground. BB, let’s take questions regarding the deck first; Will there be machines doing the footings; BG, no it will be by hand. What is happening with the slate patio under the deck; AM, the part under the deck extension will be removed. Will the deck be above the flood zone; AM, it is designed to be one foot above the flood zone. What is the
percent expansion of the deck; about 16%. BB, is the stone wall just a landscape feature; BG, yes, they will be rebuilding with the stones that are already there most likely, you could put in the conditions to talk it over with Josh. Does the stone wall have a purpose other than aesthetics; BG, no. There was much discussion about the drainage. BB asked where there was a perfect spot by the water without phragmites; BG, I’m not sure why that is there; we would have to ask the previous owner. BG, looks like the previous owners have been mowing frequently during the growing season to control the phragmites. Public comment was requested; 114 Tupper Road, Lauren McKenna, how long with the project take; AM, the deck should only take a couple weeks; BB, you would not have an accessibility issue from your property, their permit is good for three years. JW, there should be a condition about phragmites management in the Order. The Board discussed several conditions they would like to see in the Order. A Motion was made (TS) to close the hearing and take under advisement later in the meeting, no further public comment will be heard-Seconded (JS). The Motion was passed with a vote of 6-0-0. BB re-opened the hearing to discuss conditions. A Motion was made (TS) to close and approve the hearing with standard and special conditions-Seconded (JS). The Motion was passed with a vote of 6-0-0.

c. DEP File No. SE66-1864 Torrey Beach Community Association, Inc. c/o Coastal Engineering Co., Inc. has filed a Notice of Intent for proposed drainage system improvements at Assessor’s Map 63 – Parcel 001 located at Lot 90, Goose Point Lane, East Sandwich, MA. No Representative was present. An email was read into record requesting a continuance to the March 18, 2020 meeting. A Motion was made (TS) to continue the hearing to the March 18, 2020 meeting-Seconded (JS). The Motion was passed with a vote of 6-0-0.

2. CONTINUED HEARINGS:

a. DEP File No. SE66-1859 Scott & Donna Floeck c/o Sabatia, Inc. have filed a Notice of Intent for the proposed construction of an agricultural building at Assessor’s Map 77 – Parcel 070 located at 115 Salt Marsh Road, East Sandwich, MA. No Representative was present. An email was read into the record requesting a continuance until the April 15, 2020 meeting. A Motion was made (TS) to continue the hearing until the April 15, 2020 meeting-Seconded (JS). The Motion was passed with a vote of 6-0-0.

d. DEP File no. SE66-1861 Jeffrey A. & Ann M. Conard c/o Sabatia, Inc. has filed a Notice of Intent for the proposed raze/rebuild of an existing single family home with appurtenances, decking and stairs at Assessor’s Map 96 – Parcel 016 located at 217 Phillips Road, Sandwich, MA. Documents received: NOI application, site plans, design plans. Documents received later: Revised site plans, revised design plans. Present were Representative, Bob Gray (BG) and Designer, Anne Michniewicz (AM). BG gave an update on the additional information that the Commission required on the plans. The Board had questions about, the breakaway panel, it was removed. Public comment was requested; there was none. A Motion was made (TS) to close the hearing and take under advisement later in the meeting, no further public comment will be heard-Seconded (JS). The Motion was passed with a vote of 6-0-0. BB re-opened the hearing to discuss conditions. A Motion was made (TS) to close and approve the hearing with standard and special conditions-Seconded (JS). The Motion was passed with a vote of 6-0-0.
3. ENFORCEMENTS:
   a. 420 Quaker Meetinghouse Road, Kevin McCarthy, Kevin McCarthy (KM) came before the Board to let them know what he had been cleared on his property. KM was not aware that there were wetlands on the property. JW had visited the property and put up Stop Work signs and spoke to the homeowner regarding the clearing. KM said he was clearing the area so it could be used as a play area for his two young children. The Board discussed the options that they were considering to bring the property back into compliance. The homeowner would need to file a delineation with the Board within 30 days; the office will issue a letter re-capping the Board’s decision. The Board will require KM to appear at a future scheduled meeting to present the delineation. A Motion was made (TS) to require the homeowner to have a delineation of his property done within 30 days and to re-appear before the Commission after that to discuss-Seconded (JS). The Motion was passed with a vote of 6-0-0.

4. CERTIFICATES OF COMPLIANCE:
   a. DEP File No. SE66-743, 604 Route 6A, septic & deck, A Motion was made (TS) to approve the Certificate of Compliance for DEP File No. SE66-743, 604 Route 6A-Seconded (JS). The Motion was passed with a vote of 6-0-0.

5. OTHER BUSINESS:
   a. Con Com Interest: Joanne Censullo, Joanne spoke to the Board about joining the Commission, unfortunately she could not be available for all meetings.

6. MINUTES:
   a. A Motion was made (TS) to approve the Minutes for the February 05, 2020 Con Com Hearing-Seconded (JS). The Motion was passed with a vote of 6-0-0.
   b. A Motion was made (TS) to approve the Minutes for the February 19, 2020 Con Com Hearing-Seconded (JS). The Motion was passed with a vote of 6-0-0.

7. ADJOURNMENT:
   a. A Motion was made (TS) to adjourn at 8:17 PM, Seconded (JS). The Motion passed with a vote of 6-0-0.

Respectfully Submitted,
Heidi Hawkins

Date Approved 6/24/20

Chairman

Date & Time Received by Town Clerks
TOWN CLERK
TOWN OF SANDWICH
JUN 3 0 2020
4 H 25 M P.M.
RECEIVED & RECORDED