



Minutes of a public meeting held on **August 03, 2016**, by the **Sandwich Conservation Commission** in the Town Office Building, Conference Room, 270 Quaker Meetinghouse Rd., E. Sandwich, MA.

Members Present: Erin Jacque (EJ), Karen Gagneux (KG), Melissa Romano (MR) and Neal Holmgren (NH).

Members Absent: Christopher Kirrane (CK), Mike Zylich (MZ) and Matthew Waldrip (MW).

1. NEW HEARINGS:

- a. **RD File No. SCC2016D-05 The Town of Sandwich c/o Horsley Witten Group, Inc.** has filed a Request for Determination of Applicability for the construction of a pedestrian pathway along Sandy Neck Road located at **Sandy Neck Road, East Sandwich, MA**. Documents submitted with the application as follows: Request for a Determination application and the proposed site plan. Present were Assistant Town Engineer, Sam Jensen (SJ) and Project Manager, Justin Lamoureux (JL). SJ and JL presented the project as proposed. Chairman, Neal Holmgren (NH) asked what the largest diameter of tree that would be removed; JL responded it was 34 inches. All together there are 28 trees being removed, they are working with the Town tree warden on this. Commissioner, Erin Jacque (EJ) asked how much impervious area would be added to the Riverfront area, JL responded that the calculations were on the plans. NH asked if there was a drainage outlet to the swale, JL explained how the process would work. Public comments were asked for. NH read a letter from an abutter into the record. Abutter, Anne Michniewicz (AM) asked why the sidewalk was 6', JL explained how a sidewalk had to be a minimum of 5', but they predict that there will be many families using it with strollers and bikes and that a 6' sidewalk would be better. AM asked why the sidewalk was right up against the road in some places and away from the road in others. JL explained that it was due to wetlands at the site, they tried to get as far from them as possible. JL explained how the sidewalk would go around the utility poles as well. Barbara Peterson had several questions that SJ and JL answered. A **Motion** was made (EJ) to continue to the August 17th meeting for a site visit-Seconded (MR). The Motion was passed with a vote of 3-0-1. Commissioner, Karen Gagneux abstained from the vote.



- b. **DEP File No. SE66-1734 Dan Eudy c/o Sabatia, Inc.** has filed a Notice of Intent for the proposed raze/rebuild of a single family home with appurtenances and the installation of a Title V compliant septic system at Assessor's Map 56– Parcel 61 located at **9 Beach Way, East Sandwich, MA**. Documents submitted with the application as follows: Notice of Intent application, existing conditions plan, proposed conditions plan and design plans. Representative, Bob Gray (BG) and Designer, Anne Michniewicz were present. BG presented the project as proposed. Chairman, Neal Holmgren (NH) asked if erosion control was going to be used, BG said yes, siltation curtain. Commissioner, Karen Gagneax (KG) asked if there was any way to move the house completely out of the 50 foot buffer zone; Anne Michniewicz (AM) replied that due to setback constraints, they could not move the house further. Commissioner, Erin Jacque (EJ) asked if the lot was all lawn now; BG responded that the lot was all lawn and shrubbery. KG asked if there was any way to add more vegetation, AM replied that there was not much room to add any. EJ asked if there was a stream on the plan; BG responded that during heavy rain events the swale at the back of the property fills up and the water flows down Beach Way, the water is not mapped as a stream. NH asked if the old septic components were being removed; BG responded yes they were. A **Motion** was made (MR) to close and take under advisement-Seconded (EJ). The Motion was passed with a vote of 4-0-0. After setting the special conditions, a **Motion** was made (MR) to approve with standard and special conditions-Seconded (EJ). The Motion was passed with a vote of 4-0-0.
- c. **DEP File No. SE66-1735 Franklin & Elaine c/o Sabatia, Inc.** has filed a Notice of Intent for the proposed second story addition at Assessor's Map 78– Parcel 015 located at **77 North Shore Boulevard, East Sandwich, MA**. Documents submitted with the application as follows: Notice of Intent application, a plot plan, structural engineer letter and design plans. Representative, Bob Gray (BG) and Designer, Anne Michniewicz (AM) were present. The project was presented as proposed. Chairman Neal Holmgren (NH) asked if there was any modification to the existing foundation; AM said no there was not. NH asked if there were any plans for walkways to the beach; AM said not at this time. NH is concerned that the vegetation will be trampled by workers; AM said there is enough open space without vegetation to ensure that will not happen, if for some reason they did disturb the vegetation, they would replant. Public comment was asked for; there was none. A **Motion** was made (MR) to close and take under advisement-Seconded (KG). The Motion was passed with a vote of 4-0-0. After setting the special conditions, a **Motion** was made (MR) to approve with standard and special conditions-Seconded (KG). The Motion was passed with a vote of 4-0-0.
- d. **DEP File No. SE66-1649 Amend 1 John & Linda Fox** have filed a Request to amend an existing Order of Conditions, (DEP File No. 1649) for the proposed modification of the approved buffer restoration plan at Assessor's Map 83 – Parcel 37 located at **12 Harbor Street, Sandwich, MA**. Documents submitted with the application as follows: Amendment request letter, vegetation plan, treatment method letter and a site plan. Present were Homeowners, John and Linda Fox. A **Motion** was made (MR) to re-open the hearing-Seconded (EJ). The Motion was passed with a vote of 4-0-0. The project was presented as proposed. Pictures were shown to the commission from an iPad. The Foxes are aware that part of the invasive vegetation is on Town property, they will need to seek the Town's approval before treating the invasive's. There was discussion about what herbicides to use and who could do the work. NH recapped the project then asked for public comment; there was none. A **Motion** was made (MR) to close and take under advisement-Seconded (EJ). The Motion was passed with a vote of 4-0-0. After setting the special conditions, a **Motion** was made (MR) to approve with standard and special conditions-Seconded (KG). The Motion was passed with a vote of 4-0-0.

- e. **DEP File No. SE66-1412 Amend 1 Eric & Eleanor VanderMel** have filed a Request to amend an existing Order of Conditions, (DEP File No. 1412) for the proposed modification of the approved plan at Assessor's Map 56 – Parcel 38 located at **8 Foxcroft Lane, East Sandwich, MA**. Documents submitted with the application as follows: Amendment request letter and a proposed easement plan. No Representative was present. The Homeowner sent a letter requesting a continuance to the September 21, 2016 meeting. A **Motion** was made (EJ) to continue to the September 21st meeting-Seconded (MR). The Motion was passed with a vote of 4-0-0.

2. CONTINUED HEARINGS

a. **DEP File No. SE66-1736 Daniel Brooks c/o Eastbound Land Surveying, Inc.** has filed a Notice of Intent for the proposed installation and maintenance of a pier and access to a seasonal dock at Assessor's Map 12– Parcel 122 located at **2 Pierre Vernier Drive, Sandwich, MA**. Documents submitted with the application as follows: Notice of Intent application and a proposed site plan. Pictures of the current conditions were submitted at the 7/20/16 meeting, showing the dock already built and in the water. Homeowner, Daniel Brooks (DB) was present. DB said that he removed the dock and the poles that were a problem and apologized to the Commission for acting without the permit. The Commission accepted his apology and told him that they have to be on top of these things or they get out of hand. Public comment was asked for; there was none. A **Motion** was made (MR) to close and take under advisement-Seconded (EJ). The Motion was passed with a vote of 4-0-0. After setting the special conditions, a **Motion** was made (MR) to approve with standard and special conditions- Seconded (EJ). The Motion was passed with a vote of 4-0-0.

- **Enforcement:**
 - The Board decided to send an Enforcement letter to 10 Georges Rock Road requesting they remove the cars, objects that are in the wetland and to stop mowing certain areas and the Board will meet with them when their family situation improves.
- **Other Business:**
 - Commissioner, Christopher Sellstone sent a resignation letter. He will be moving out of the country at the end of the year and needs to have this time to prepare.
- **Adjournment:**
 - A **Motion** was made (MR) to adjourn at 8:25 PM – Seconded (EJ). The Motion passed with a vote of 4-0-0.

Respectfully Submitted,
Heidi Hawkins

Date Approved 9/21/16

Chairman [Signature]

<p>Date & Time Received by Town Clerks</p> <p>TOWN CLERK TOWN OF SANDWICH</p> <p>SEP 22 2016</p> <p>11 H 43 M A M [Signature]</p> <p>RECEIVED & RECORDED</p>
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