



Approved August 23, 2022

Town of Duxbury Conservation Commission

Minutes August 9, 2022

TOWN CLERK

DEC 30 AM 9:33

DUXBURY, MASS.

The Duxbury Conservation Commission met in person in the Town Hall Mural Room on Tuesday, August 9, 2022 at 7:00 p.m.

Members Present: Robb D'Ambruoso, Chair; Scott Zoltowski, Vice-Chair; Sam Butcher; Holly Morris; Mickey McGonagle and Corey Wisneski.

Members Absent: Tom Gill

Staff Present: Joe Grady, Conservation Administrator; Nancy Rufo, Principal Assistant; Pat Loring, volunteer

Also Present: Lenore White, Wetland Strategies, Inc., consultant to the Commission.

Meeting was called to order by Chair, Robb D'Ambruoso at 7:00 p.m.

ADMINISTRATIVE MATTERS:

Minutes for Approval:

Regular Session: July 12, 2022. Holly Morris made a motion, seconded by Corey Wisneski, to approve the Regular Session minutes of July 12, 2022. Motion passed unanimously 6-0.

Certificate of Compliance:

SE18-1921 Savard/McKenzie Engineering; 5 Evergreen Terrace (Lot A); single family home. Joe Grady did not recommend approval of the SE18-1921 Certificate of Compliance. The lawn is not yet stabilized and the patio is a different size than approved and is not accurately shown on the Plan of Record. A short discussion followed. The applicant will request a Certificate of Compliance again once the site is stabilized and the plan has been corrected.

PUBLIC HEARING; TOWN OF DUXBURY CONSERVATION COMMISSION; REVISION TO DUXBURY WETLAND REGULATIONS AND FEES:

Robb D'Ambruoso read the Legal Notice for Revisions of the Duxbury Wetland Regulations and Fees. Joe Grady stated the he, Nancy Rufo and Lenore White worked on the Wetland Regulations and Fee revisions. Details of the revisions were reviewed at the Commission's July 12, 2022 meeting. There were no comments from the public.

Scott Zoltowski made a motion, seconded by Mickey McGonagle, to close the Public Hearing and approve the changes to the Duxbury Wetland Regulations and Fees. Motion passed unanimously 6 to 0.

Certificate of Compliance:

SE18-1828 USC LLC/ Grady Consulting; 5 Dogwood Drive (Lot H); single family home. Joe Grady did not recommend approval of the Certificate of Compliance. The lot is not stabilized and a large erosion gulley needs to be repaired.

SE18-1909 USC LLC/ Grady Consulting; 9 Dogwood Drive (Lot F); single family home. Joe Grady reported the project complies with the Order of Conditions, an As-Built Plan has been received and he recommends issuing a Certificate of Compliance.

Corey Wisneski made a motion, seconded by Holly Morris, to issue a Certificate of Compliance for SE18-1909. Motion passed unanimously 6 to 0.

SE18-1800 Patel/Duxbury Construction; 65 Samoset Road; pool.

Joe Grady reported the project complies with the Order of Conditions, an As-Built Plan has been received and he recommends issuing a Certificate of Compliance.

Corey Wisneski made a motion, seconded by Sam Butcher, to issue a Certificate of Compliance for SE18-1800. Motion passed unanimously 6 to 0.

SE18-1914 Patel/Duxbury Construction; 65 Samoset Road; single family home.

Joe Grady reported the project has had four revisions and the site coverage is now 122 sq ft. over the original approved site coverage. However, the coverage is within the Duxbury Wetland Regulations and the project scope. Joe Grady met with the contractor to sort out the plans. Additional plan confusion was added by DropBox when they redated all the plan revisions. Joe Grady stated that despite the confusion, the project was in compliance with the Order of Conditions.

Scott Zoltowski made a motion, seconded by Sam Butcher, to issue a Certificate of Compliance for SE18-1914. Motion passed unanimously 6 to 0.

**CONTINUED PUBLIC HEARING; CAMPBELL/ 5 WETLANDS; 5 EAST MARGINAL ROAD; RAZE SFH ON WALLED FOUNDATION AND REPLACE WITH SFH ON OPEN PIER FOUNDATION
SE18-1995**

Peer consultant, Lenore White. Wetland Strategies, Inc., reported she, Nancy Rufo, Joe Grady and Hugh Campbell met on site. She stated the house is located in Land Subject to Coastal Storm Flowage, a Barrier Beach and an A Zone. Therefore, the bottom of the house is required to be at elevation 13.8 ft. with no obstructions in order to allow the ocean to flow under the house during storm events. The house has been raised an additional foot and the garage doors under the house have been removed. The project now meets the Duxbury Wetland Regulations for a Barrier Beach and Land Subject to Coastal Storm Flowage. Three separate plans stamped by three separate professionals have been received from the applicant. Sam Butcher noted the Commission must depend on the professionals' opinions. Lenore White noted the Order of Conditions can be revoked if necessary. Robb D'Ambruso opened the discussion to the audience. Danielle Mann, a direct abutter on Gurnet Road, asked if a detailed construction plan had been received and whether the shed would be replaced. Lenore White responded, "Yes" to both questions. Nicholas Mann asked about the demolition plan's lack of details. Owner, Hugh Campbell responded that it would be a "live load" demolition meaning demolition material will be removed directly to a dumpster and immediately trucked off-site. Lenore White stated Mr. Campbell will need additional permits from the Police Department.

Sam Butcher made a motion, seconded by Mickey McGonagle, to close the Public Hearing and write an Order of Conditions for SE18-1995. Motion passed unanimously 6 to 0.

NEW BUSINESS:

Nancy Rufo reported Duxbury's New Planning Director, Chris Ryan, has suggested the Conservation Commission's Wetland Regulations and Fees should be online for easy access. Scott Zoltowski suggested this should apply to all Duxbury departments. The Commission agrees with the concept but since Duxbury is currently without an IT Director, implementation will have to wait.

ADJOURN: Sam Butcher made a motion, seconded by Scott Zoltowski, to adjourn the meeting at 7:35 p.m. Motion passed unanimously 6 to 0:

The next Conservation Commission meeting is scheduled for Tuesday, August 23, 2022 at 7:00 p.m. in person in the Town Hall Mural Room.