



Approved 8/14/18

TOWN CLERK

Town of Duxbury Conservation Commission

2018 AUG 22 PM 2: 28

DUXBURY, MASS.

Minutes of February 27, 2018

The Conservation Commission met on Tuesday, February 27, 2018 at 7:00 PM in the Mural Room at the Duxbury Town Hall.

Members Present: Tom Gill, Vice-Chair; Sam Butcher; Robb D'Ambruoso; Mickey McGonagle; Holly Morris; Scott Zoltowski

Members Absent: Corey Wisneski

Staff Present: Joe Grady, Conservation Administrator; Susan Ossoff, Administrative Assistant

The meeting was called to order at 7:00 pm.

Sam Butcher made a motion to waive the reading of the following Public Meeting notices because all of these projects consist of repairing a pier to its original structure with no changes.

The notices to be waived are:

- 24 Fort Hill Lane
- 212 Powder Point Ave
- 282 Powder Point Ave
- 307 Bay Road
- 44 Powder Point Ave
- 244 Powder Point Ave
- 236 Powder Point Ave
- 270 Powder Point Ave.

The motion was seconded by Scott Zoltowski and approved by a vote of 6-0-0.

PUBLIC MEETING; GELDMACHER; 24 FORT HILL LANE; PIER REPAIR

Mr. Geldmacher was unable to attend the meeting so Joe Grady described the project which is to repair a pier to its original structure by replacing posts and part of the walkway. The pier was damaged in the recent storms. No changes are being made to the structure of the pier as it was prior to the storms.

On a motion by Holly Morris, seconded by Sam Butcher, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 24 Fort Hill Lane.

CONTINUED PUBLIC HEARING; DUXBURY CONSTRUCTION LLC; 170 MARSHALL STREET; BEACH NOURISHMENT SE18-1797

Freeman Boynton described the project. A new house was recently completed on the site, and now there is a need for beach nourishment and invasive species (phragmites) control. The area will be replanted with beach grass and other native species. The phragmites will be treated by treatment with herbicide by a licensed applicator and hand removal.

878 Tremont Street, Duxbury, MA 02332; Telephone: 781-934-1100 x 5471; Fax: 781-934-1137

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to write Orders of Conditions for SE18-1798. 170 Marshall Street.

CONTINUED PUBLIC HEARING; DUXBURY CONSTRUCTION LLC; 298 POWDER POINT AVE; SEAWALL, BEACH NOURISHMENT, COASTAL BANK STABILIZATION SE18-1797

Joe Grady reported that at the last meeting, the Conservation Commission decided to hire a peer review consultant. The Commissioners have been provided a proposal from Stan Humphries of LEC. Joe Grady recommends the Commission accept the proposal, and further recommends that a site visit be scheduled.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to hire LEC as the Commission's Peer Reviewer for the project at 298 Powder Point Road.

On a motion by Sam Butcher, seconded by Robb D'Ambruoso, it was voted 6-0-0 to continue the hearing for SE18-1797, 298 Powder Point Ave, until March 20 at 7:30 p.m.

PUBLIC MEETING; WAREHAM; 30 FREEMAN PLACE; SEAWALL REPAIR

Ray Wareham, representing the owner, described the project which is to repair an existing seawall. Large stones were placed in front of the existing seawall to protect it and there was substantial ice. The proposal is to take the boulders from in front of the seawall and add stone on top of the seawall for added protection. Joe Grady said the plan is to raise the riprap to the top of the wall and then loam and seed on top.

Sam Butcher made motion for a Negative Determination such that no Notice of Intent is required for the project at 30 Wareham Place; this was seconded by Holly Morris and passed by a vote of 5-0-1 with Scott Zoltowski abstaining from the vote because the applicant is his neighbor.

PUBLIC MEETING; HOGAN; 212 POWDER POINT AVE; PIER REPAIR

Arthur Hogan of 212 Powder Point Ave described the project which is to repair the pier to its original condition as it was before the recent storms. Joe Grady said a more complete written description of exactly what is being repaired needs to be submitted to the Conservation Office. The pier will be restored to its original dimensions.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 212 Powder Point Ave with the requirement that a more complete description of the work be submitted.

PUBLIC MEETING; WATSON; 282 POWDER POINT AVE; PIER REPAIR

Paul Brogna of Seacoast Engineering described the project which is to repair the platform and pilings to the original dimensions. Kathy Palmer of 10 Powder Point Ave asked if there would be the addition of electricity and water; Joe Grady said tht Conservation Commission does not address electricity and water.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 282 Powder Point Ave.

PUBLIC MEETING; SULLIVAN; 307 BAY ROAD; PIER REPAIR

Paul Brogna of Seacoast Engineering described the project which is to pound the existing piles back in place; there will be no new materials or changes. Sam Butcher asked if the existing pilings will be reused and Mr. Brogna said yes, for one more season, they are working on a Chapter 92 license for this pier and hope to build a new pier next year.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 307 Bay Road.

PUBLIC MEETING: UTE REALTY TRUST: 44 POWDER POINT AVE: PIER REPAIR

Paul Brogna of Seacoast Engineering presented the project which is repair the pier to its original condition following storm damage. Joe Grady said there are lots of remnants of the structure there and asked if they can be removed; Paul Brogna said the structure in the 40's and 50's was there but not in the 60's and he is trying to determine the history. He suggested he could cut the old pilings off at grade; Joe Grady asked him to try to remove what is on the ground. Mr. Brogna suggested meeting with Mr. Grady at the site.

On a motion by Scott Zoltowski, seconded by Sam Butcher, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 44 Powder Point Ave.

PUBLIC MEETING; PDC REALTY TRUST; 244 POWDER POINT AVE; PIER REPAIR

Paul Brogna of Seacoast Engineering described the project which is replace a lost platform due to the recent storms. Joe Grady said the platform and railings are entirely gone. Mr. Brogna said the new pilings will be located in the exact same spot as the old pilings; there will be no change in footprint.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 244 Powder Point Ave.

PUBLIC MEETING; DUXBURY CONSTRUCTION LLC; 236 POWDER POINT AVE; PIER REPAIR

Freeman Boynton Jr. of Duxbury Construction LLC described the project which is to repair a pier damaged in the recent storms but not to the exact specifications; they are going to extend the pier without the bump-out and make it smaller than it was. Two pilings that were sheared off will be replaced.

On a motion by Sam Butcher, seconded by Holly Morris, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 236 Powder Point Ave.

PUBLIC MEETING; DUXBURY CONSTRUCTION LLC; 270 POWDER POINT AVE; PIER REPAIR

Freeman Boynton Jr. of Duxbury Construction LLC described the project which is to repair the pier which was damaged in the recent storms, including replacing some pilings. The pier will be exactly as it was before the storm following the repairs.

On a motion by Robb D'Ambruoso, seconded by Sam Butcher, it was voted 6-0-0 to issue a Negative Determination such that no Notice of Intent is required for the project at 270 Powder Point Ave.

**PUBLIC HEARING; DUXBURY CONSTRUCTION LLC; 163 MARSHALL STREET; SINGLE FAMILY HOME AND PICKLE BALL COURT
SE18-1799**

Freeman Boynton Jr. of Duxbury Construction LLC described the project which is to build a single family home and pickle ball court. Brad Holmes of ECR delineated the resource area. A larger house will be built and the coverage on the site in the buffer zone will increase from 3.8% to 14.25%. The pool behind the house will be removed as well as a shed. The septic will be 122' from the Bordering Vegetated Wetlands.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to write Orders of Conditions for SE18-1799, 163 Marshall Street.

**PUBLIC HEARING; DUXBURY CONSTRUCTION LLC; 55 GOOSE POINT LANE; EXTEND SEAWALL AND BEACH NOURISHMENT
SE18-1801**

Freeman Boynton Jr. of Duxbury Construction LLC described the project which is to add 150' of seawall and do beach nourishment. There was a coastal dune here but it is now gone, and the project is to build a seawall where the dune was westward and do beach nourishment. Goose Point pond is behind this area and during the storms seawater overflowed into the pond and it is affecting the wildlife there.

Joe Grady said they don't allow armoring of coastal dunes. The current and previous owners have trucked in material to try to build manmade dunes but it has not worked. This is not a proposal to armor a coastal dune, it is to stop erosion of a coastal bank where there is severe erosion and soft approaches have not worked, so he recommends the project be allowed.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to write Orders of Conditions for SE18-1801, 55 Goose Point Road.

**PUBLIC HEARING; DUXBURY CONSTRUCTION LLC; 65 SAMOSET ROAD; REPLACE EXISTING POOL
SE18-1800**

Freeman Boynton Jr. of Duxbury Construction LLC described the project which is to replace the existing pool. They want to install a pool with an automatic pool cover for safety, and 1 corner of the area to hide the tarp roller is outside the existing footprint. They are giving up the 200 square foot patio if they can have the 4 to 5' of area outside the existing footprint for the cover; the pool size is being reduced and there is no change in coverage. Joe Grady said there are problems with sand blowing into the pool, so they have previously granted permits for the owners

to throw the sand back down onto the beach. This project adds a few square feet in the 50' setback.

On a motion by Sam Butcher, seconded by Scott Zoltowski, it was voted 6-0-0 to write Orders of Conditions for SE18-1800, 65 Samoset Road.

Adjournment: On a motion by Scott Zoltowski, seconded by Sam Butcher, it was voted 6-0-0 to adjourn the meeting at 8:05 pm.

MATERIALS REVIEWED AT THE MEETING

NOI materials for SE18-1798; SE18-1799; SE18-1800; SE18-1801

RDA Materials for 24 Fort Hill Lane, 30 Freeman Place, 212 Powder Point Ave, 282 Powder Point Ave, 307 Bay Road, 44 Powder Point Ave, 244 Powder Point Ave, 236 Powder Point Ave, 270 Powder Point Ave