

Salem Conservation Commission  
Minutes of Meeting

Date and Time: Tuesday, September 29, 2020, 6:30 p.m.  
 Meeting Location: zoom or call-in  
 Members Present: Chair Gregory St. Louis, Tyler Glode, Vice Chair Bart Hoskins, Tom Campbell (4)  
 Members Absent: Dan Ricciarelli, Malissa Vieira, Scott Sheehan (3)  
 Others Present: Brittany Dolan, Conservation Agent  
 Recorder: Stacy Kilb

Chair Greg St. Louis calls the meeting to order at 7:02PM. Meeting begins late due to lack of a quorum until this time.

## I. REGULAR AGENDA

**A. Lead Mills Conservation Area** – Public Hearing – Request for Determination of Applicability for Don Morgan, Marblehead Conservancy, Marblehead, MA. The purpose of the hearing is to discuss the proposed tree removal at the Lead Mills Conservation Area within an area subject to the Wetlands Protection Act MGL c131§40 and Salem’s Wetlands Protection & Conservation Ordinance.

Brittany Dolan notes that the Conservancy is not able to join the meeting and has requested a continuance.

A motion to continue to the Oct. 20, 2020 meeting is made by Tyler Glode, seconded by Tom Campbell, and passes 4-0 in a roll call vote.

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Greg St. Louis	Yes

**B. 61 Memorial Drive** – Public Hearing – Request for Determination of Applicability for Theresa Kennedy, 61 Memorial Dr, Salem, MA. The purpose of the hearing is to discuss the proposed reconstruction of an existing deck and addition of a floating walkway and floating dock within an area subject to the Wetlands Protection Act MGL c131§40 and Salem’s Wetlands Protection & Conservation Ordinance.

Mr. Christopher DeResende, contractor, presents for the Applicant:

- Building deck for handicapped access
- New deck will be larger, composite material except for floating dock and stairs, which will be aluminum
- Square footage increase of 2 square feet to widen for accessibility purposes
- Current deck is old and in poor shape
- Dock will have floats to rest on at low tide; there will be 2’ of clearance at mean low water between bottom of the ocean and the floats
- There is currently no floating dock; there was one previously but it was destroyed
- Bart Hoskins notes state guidelines for floating docks and what must be underneath/not resting on ocean floor at low tide. All floating docks in that area touch the seafloor at low tide; this one will too, notes the contractor. This is near the Willows on Memorial Dr., down the street from Bentley Academy
- Chair notes typically a 12x12” plate is required as long as it complies w/Ch. 91 license
- Bart Hoskins notes this is a new float, so there is no existing footing, though there once was a float that was washed away
- Tyler Glode notes based on existing conditions being deteriorated, did this have Ch. 91 licensing? No, it did

not b/c it was a very old deck

- Chapter 91 requirements are discussed. This should be verified and this looks like restoration of existing without knowing what the existing was.
- Bart Hoskins is unsure the Commission can move forward on permitting the project tonight as we do not know Chapter 91 status/conforming to it. Mr. DeResende asks: would it be easier to find existing Ch. 91 and amend, or start from scratch and get a new one? Glode says it is easier to amend an existing. The process is described.

Steve Kapantais, 23A Wisteria St. asks Chair St. Louis to pull over and stop driving.

A motion to continue to the Oct. 20, 2020 meeting is made by Tyler Glode, seconded by Tom Campbell, and passes 4-0 in a roll call vote

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Greg St. Louis	Yes

**C. 1 Crosby St – DEP #64-703** – Public Hearing – Notice of Intent for Kelly and Michael Fernandes, 10 Irving St, Salem, MA. The purpose of the hearing is to discuss the proposed site improvements including ledge removal, a riprap embankment, a retaining wall, and other associated landscape improvements at 1 Crosby St within an area subject to the Wetlands Protection Act MGL c131§40 and Salem’s Wetlands Protection & Conservation Ordinance.

Scott Sheehan joins the call at 7:31PM.

Michael Paige, Griffin Engineering, presents for the Applicant.

- Project location and addresses, currently developed w/single family residence and associated appurtenances
- Paver walk and patio have been removed
- Resource areas: inland bank, BVW; these are described
- Majority of work more than 50’ from resources
- Proposed work is described: 12.5’ wide deck w/paver patio below, walk, 265’ perimeter fence,
- Ledge to be removed for safety of small children, will try to rip it out, but will not be blasting
- Riprap embankment will be constructed to stabilize, and made out of the dismantled ledge in part
- Erosion controls are described. Red vs. gray on Plan? Silt fence currently existing is gray, proposed is in red
- Kelly and Michael Fernandez describe their personal situation and reason for removing the ledge and installing the fence
- Special conditions discussed:
- *Riprap is further discussed; if unavailable, the Chair suggests nonwoven Jute fabric and seed mix to prevent further erosion of the slope. It appears to be densely vegetated, comments Bart Hoskins. Tyler Glode opines that the slope should stabilize itself. Intention is to hydroseed the entire backyard*
- *Tyler asks if outside fence could be seeded w/ conservation mix vs. grass. If existing lawn it will not matter*

A motion to close the public hearing is made by Bart Hoskins, seconded by Tom Campbell, and the motion carries in a roll call vote with all in favor.

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Greg St. Louis	Yes

A motion to issue an Order of Conditions with standard and special as discussed is made by Tyler Glode, seconded by Tom Campbell, and passes 4-0 in a roll call vote.

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Greg St. Louis	Yes

**D. Overlook Acres - DEP #64-702** – Continuation of a Public Hearing – Notice of Intent for Peter Lutts, Overlook Acres, LLC, 5 Biscoe St, Beverly, MA. The purpose of the hearing is to discuss the proposed 290-unit, multi-family apartment complex consisting of four apartment buildings, a clubhouse, and a commercial/retail use building located at 383, 379, and 387 Highland Ave, 4, 10, 14, and 16 Barnes Rd, and 9, 12, 14, 15, 16, and 18 Cedar Rd within an area subject to the Wetlands Protection Act MGL c131§40 and Salem’s Wetlands Protection & Conservation Ordinance.

Scott Cameron, Civil Engineer with the Morin Cameron group emailed Brittany Dolan, as he has concerns regarding member eligibility to vote on this item, and public notice. He has requested a continuance. Procedural issues are discussed. There can be no discussion of the project b/c Board members are missing, and also there was inadequate public notice.

*Chair Greg St. Louis has left the meeting.*

*A motion to continue to the Oct. 20, 2020 meeting is made by Tom Campbell, seconded by Tyler Glode, and passes 4-0 in a roll call vote.*

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Scott Sheehan	Yes

Bart Hoskins apologizes to the members of the public for the inconvenience.

#### **E. 0 Story St Subdivision Lots A, B, & C and construction of roadway (DEP #'s TBD)**

Continuation of Public Hearing – Notice of Intent for Stephen Lovely, Castle Hill Group LLC, 14 Story St, Salem, MA. The purpose of the hearing is to discuss the construction of a roadway with utilities and an onsite stormwater management system with grading at 0 Story St an area subject to the Wetlands Protection Act MGL c.131§40 and Salem Wetlands Protection & Conservation Ordinance.

Continuation of Public Hearing – Notice of Intent for Stephen Lovely, Castle Hill Group LLC, 14 Story St, Salem, MA. The purpose of the hearing is to discuss the construction of a single family dwelling located at 0 Story St, Lot A (Map 23, Parcel 2) within an area subject to the Wetlands Protection Act MGL c.131§40 and Salem Wetlands Protection & Conservation Ordinance.

Continuation of Public Hearing – Notice of Intent for Stephen Lovely, Castle Hill Group LLC, 14 Story St, Salem, MA. The purpose of the hearing is to discuss the construction of a single family dwelling located at 0 Story St, Lot B (Map 23, Parcel 2) within an area subject to the Wetlands Protection Act MGL c.131§40 and Salem Wetlands Protection & Conservation Ordinance.

Continuation of Public Hearing – Notice of Intent for Stephen Lovely, Castle Hill Group LLC, 14 Story St, Salem, MA. The purpose of the hearing is to discuss the construction of a single family dwelling located at 0 Story St, Lot C (Map 23, Parcel 2) within an area subject to the Wetlands Protection Act MGL c.131§40 and Salem Wetlands Protection & Conservation Ordinance.

Stephen Lovely comments that he would like to request to continue Lot B, but the roadway, lots A and C will be moving forward. Details of the project are discussed. The Commission would like to do a site visit. One will be scheduled through Brittany Dolan. Mr. Lovely adds that any additional materials/clarification can be provided.

A motion to continue to the Oct. 20, 2020 meeting is made by Tyler Glode, seconded by Scott Sheehan, and passes 4-0 in a roll call vote.

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Scott Sheehan	Yes

## II. OLD/NEW BUSINESS

- a. Discussion on creation of log bridge within Forest River Conservation Area

Brittany Dolan is working w/Swampscott Conservancy, and notes the previous discussion of the bridge in the FRCA; further discussion is desired. This is not actually a bridge but they mentioned that one of the Commissioners said to lay down logs in the river as a crossing/

- b. Upcoming Event: Forest River Conservation Area Connector – Ribbon Cutting

Saturday October 3, 2020 @ 10:00am at the Swampscott Dog Park

This project was Permitted a few months ago, and included trail maintenance and a new sign. The public and Commissioners are invited.

## III. APPROVAL OF MINUTES

- a. September 15, 2020

A motion to approve the minutes is made by Tyler Glode seconded by Tom Campbell, and passes 4-0 in a roll call vote .

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Scott Sheehan	Yes

Bart Hoskins notes that comments on CPA funds are due.

## V. ADJOURNMENT

A motion to adjourn is made by Tyler Glode, seconded by Tom Campbell, and passes 4-0 in a roll call vote.

Tom Campbell	Yes
Tyler Glode	Yes
Bart Hoskins	Yes
Scott Sheehan	Yes

The meeting ends at 8:25PM.