

IPWICH CONSERVATION COMMISSION
Meeting Minutes
Wednesday January 22, 2020

Pursuant to a written notice posted by the Town Clerk and delivered to all Conservation Commission members, a meeting was held Wednesday, January 22, 2020 at 7:04 p.m. in Room A of the Ipswich Town Hall. Members present were Chair Jennifer Hughes, Vice Chair William Paulitz, Commissioners Catherine Carney-Feldman, Sissy ffollott, Brian O'Neill, Raymond Putnam, and James Stone. Also present was Agent Brendan Lynch and Recording Secretary Cheryl Fowler. Absent with advance notice was Raymond Putnam.

DEFINITION INDEX:

ACEC – Area of Critical Environmental Concern

ANRAD - Abbreviated Notice of Resource Area Delineation (WPA Form 4A)

BOH – Board of Health

BVW - Bordering Vegetated Wetland

Bylaw – Ipswich Wetlands Protection Bylaw (Ch. 224)

COC – Certificate of Compliance (Request for COC = WPA Form 8A; COC = WPA Form 8B)

CR – Conservation Restriction

CZM – MA Office of Coastal Zone Management

DCR - Department of Conservation and Recreation

DEP – MA Department of Environmental Protection

DPW- Ipswich Department of Public Works

EC – Emergency Certificate

EO – Enforcement Order (WPA Form 9)

ICC – Ipswich Conservation Commission

LIAU – Land in Agricultural Use

LSCSF – Land Subject to Coastal Storm Flowage

LSP – Licensed Site Professional

NOI – Notice of Intent (WPA Form 3)

NBZ – No-Build Zone, per Ipswich Wetlands Protection Bylaw

NDZ – No-Disturbance Zone, per Ipswich Wetlands Protection Bylaw

O & M Plan – Operations and Maintenance Plan: An O&M plan is an indication that a facility is in continued compliance with applicable regulations and permit conditions

OOC – Order of Conditions (WPA Form 5)

ORAD – Order of Resource Area Delineation (WPA Form 4B)

RDA – Request for Determination of Applicability (WPA Form 1) (below is a list of possible outcomes for RDAs; all issued on WPA Form 2)

Negative #2 Determination (NDA) – This is an approval for work in in resource areas

Negative #3 Determination (NDA) – This is an approval for work in in buffer zones

Negative #5 Determination (NDA) – This is approval for work that meets the requirements of an exception under the WPA

Negative #6 Determination– This is an approval for work under the Ipswich Wetland Protection Bylaw

Positive Determination – This is a denial requiring an NOI to be filed should the applicant wish to pursue

RPA - Riverfront Protection Act

SWM – Storm Water Management

SPP – Small Projects Permit

WPA – Massachusetts Wetlands Protection Act (310 CMR 10.00 *et seq.*)

ZBA – Zoning Board of Appeals

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CITIZEN'S QUERIES: NONE

ON-GOING NOTICES OF INTENT (NOI), MINOR MODIFICATIONS (MM), AND FORMAL AMENDMENTS (FA): Continued to February 5, 2020, requested by the applicant:

- **36-1414: 173 Linebrook Rd. Lot 25.** Symes Dev. NOI Open Space Cluster development of residential dwelling units within jurisdictional areas. Cont from 12/4/2019
- **36-1417: 173 Linebrook Rd. Road A.** Symes Dev. NOI stormwater management and grading within jurisdictional areas. Cont. from 12/4/2019
- **36-1415: 173 Linebrook Rd. Lot 21.** Symes Dev. NOI to construct a portion of a single-family dwelling and grading within jurisdictional areas. Cont from 12/4/2019
- **36-1416: 173 Linebrook Rd. Road A.** Symes Dev. NOI to construct a portion of a single-family dwelling and grading within jurisdictional areas. Cont from 12/4/2019

A motion was made by Commissioner Catherine Carney-Feldman to continue to February 5, 2020. The motion was seconded by Commissioner James Stone and passed unanimously.

- **36-1255: 110 County Road.** YMCA (DeRosa). COC. New
- **36-823: 51 Linebrook Rd.** Hart House Lesko. (DeRosa) COC. Cont. from 11/20/19
- **36-1436: 6 Mill Rd. (DeRosa).** NOI to raze and rebuild existing garage. New

A motion was made by Commissioner Catherine Carney-Feldman to continue to February 5, 2020. The motion was seconded by Vice Chair William Paulitz and passed unanimously.

- **36-564: 18 Spillers Lane.** Markos (Morin Cameron). COC. New.

A motion was made by Commissioner Catherine Carney-Feldman to continue to February 19, 2020. The motion was seconded by Commissioner James Stone and passed unanimously.

COURTESY POSITIONS FOR TOWN PROJECTS:

- Open Space Plan Update

Present Hannah Wilbur, Open Space Plan Manager, and Andrea Lacroix, Open Space Committee Member Ms. Wilbur presented a power point of Section 8 which is a draft of the goals and objectives of the Open Space and Recreation Plan. The goal is to receive input on goals and objectives and direction for the 7-Year Action Plan. The previous update was completed in 2013 and lasts 7-years, they are working on the 2020 Plan with a goal of having the finalized draft by April 2020. The introductory information of demographics and natural resources for the town has been updated. There has been a public survey and Ms. Wilbur would like to complete a second release to get additional responses. Ms. Wilbur stated that she would forward a word document and ask for feedback from the committee, prior to the next Conservation Committee meeting on February 5, 2020. The past goals have been updated to include the effects of climate change on natural resources; some previous goals have been moved down on the importance level and replaced with new ones. Ms. Wilbur further explained that they are working on the goals and objectives which will then lead them to create an action plan which is another portion of the plan.

REQUESTS FOR CERTIFICATES OF COMPLIANCE (COC):

- **36-1280: 10 Market St.** 10 Market Street Trust (Graham). COC. New

Present, Larry Graham of HL Graham Associates to request a COC. Proposed work to the back of the building, landings, and stairs have now been completed. The COC was submitted with a copy of the as-built plan. The as-built plan shows that a portion of a wall was originally to have squared edges and was instead made with

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rounded edges, the first floor was built two inches lower than originally planned, and three treads instead of four treads was installed. The catch basins have been cleaned and receipts have been provided. Infiltration chambers were installed. Chair Hughes had questions regarding a drain and what it is attached to; Mr. Graham stated that he thinks the overflow is connected to the drain pipe. Chair Hughes questioned if there was an Illicit Discharge Certification and Mr. Graham replied he would look into the certification that he feels the drainage is from the roof and it was present prior to the beginning of the project. Vice Chair Paulitz commented that in the NOI (2016) the Illicit Discharge Certification was noted "Not Applicable". Mr. Graham stated that he will look into what the pipe is connected to.

A motion to continue to the February 5, 2020 meeting was made by Commissioner Catherine Carney-Feldman. The motion was seconded by Commissioner Sissy ffolliott and passed unanimously.

- **36-1225: 38 North Ridge.** O'Leary. (Graham). COC. New

Larry Graham of HL Graham Associates requested a continuance to the February 5, 2020 meeting due to the applicant wanting to present for the meeting but was unable to attend this meeting.

A motion to continue to the February 5, 2020 meeting was made by Commissioner Catherine Carney-Feldman. The motion was seconded by Vice Chair William Paulitz and passed unanimously.

- **36-508: 26 North Ridge.** McCarthy. (Graham). COC. New

Larry Graham of HL Graham Associates requested a continuance to the February 5, 2020 meeting due to the applicant wanting to be present for the meeting but was unable to.

A motion to continue to the February 5, 2020 meeting was made by Commissioner Catherine Carney-Feldman. The motion was seconded by Vice Chair William Paulitz and passed unanimously.

- **36-7278: 14 Plains Rd.** Iacobacci. (Holt). COC. New

Vice Chair William Paulitz recused himself.

Ray Iacobacci of 14 Plains Road wanted to go over where the project stands. He stated that the seeding has been completed but there was not enough germination and they will reseed in the spring. Vice Chair Paulitz asked if the geothermal well was drilled, Mr. Iacobacci stated it has been drilled and is up and running. Mr. Iacobacci pointed out to the location of the well and the foundation drain on the as-built plan.

A motion to continue to the May 6, 2020 meeting was made by Commissioner Catherine Carney-Feldman. The motion was seconded by Vice Chair William Paulitz and passed unanimously.

OTHER BUSINESS: Nomination of Officers

A motion to nominate the existing officers into the same positions was made by Commissioner Sissy ffolliott. The motion was seconded by Commissioner Catherine Carney-Feldman and passed unanimously.

ENFORCEMENT MATTERS:

46 Labor in Vain Road

This is an on-going matter which recommendations have been made. A deeper discussion of what was recommended was not needed at this time and the committee is waiting to hear whether or not the recommendations will be accepted by the owners.

Chair Hughes asked Commissioner Catherine Carney-Feldman about access to the speaker series which can be borrowed from the cable access station or they are available on-line on the speaker series website.

ADJOURNMENT:

A motion was to adjourn was made by Commissioner Catherine Carney-Feldman to close the public hearing at 7:42 p.m. The motion was seconded by Vice Chair William Paulitz and passed unanimously.

Respectfully submitted,

Approved: 2/5/20
Published: 2/10/20

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Cheryl Fowler
Recording Secretary

These minutes are the summary of a taped or video-recorded meeting and of secretarial notes. As such, the Ipswich Conservation Commission reserves the right to supplement these minutes with tapes and vice versa, to reflect the proceedings. The Ipswich Conservation Commission does not guarantee the quality of the tapes or video-recording, nor does it exclusively rely upon them.