

**Location: Rockport Town Hall, Meeting Room A**

**Present:** Larry Neal/Chairman, Alan MacMillan, MaryAnn Lash, David McKinnon/Associate Member, Mel Michaels/Associate Member, Andrea Nichols/ Secretary, Geralyn Falco/Conservation Agent. The Rockport Conservation Commission (RCC) is a five member volunteer board. Three voting members are present.

**Absent:** Charlie Allen, Rob Claypool, Bailey Coates/Student Associate Member

**Citizen Inquiries:**

*Rick Nazzaro, 50 Bearskin Neck*– objects to way seawall was rebuilt at 48 Bearskin Neck; no quorum of RCC present to discuss; will come to November 5, 2014 meeting.

**Minutes.**

**10/01/14:** Mr. MacMillan moves to approve minutes as amended; Mrs. Lash seconds. Vote 3:0.

**10/01/14 (Executive Session):** Mr. MacMillan moves to approve minutes as written; Mrs. Lash seconds. Vote 3:0.

**Stewardship**

Seventh grade students have cleaned up Back Beach; Agent Falco answered questions of theirs for school project.

**New Hearings**

***RDA 14-12, Michael Krueger, 79 Marmion Way (Map 30/Lot 13).*** Construct a 6' x 20' addition to garage within 100' of Bordering Vegetated Wetland. John Judd (Gateway Consultants, Inc.) is present for applicant and makes presentation. Agent Falco reports that activity is below street level; wetlands on other side of street. *Mary Mintz, 3 Highland Street* - questions project on non-conforming; not RCC issue. Chairman Neal moves to close hearing; Mrs. Lash seconds. Vote 3:0. Chairman Neal moves to issue negative determination, category number 3 with conditions; Mr. MacMillan seconds. Vote 3:0. **Hearing is closed. The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved**

***NOI 62-0701, Eric Sayre, 0 Andrews Hollow (Map 8/Lot 45W).*** Construct a single-family house within 100' of Bordering Vegetated Wetland to intermittent stream. Laura Krause (DeRosa Environmental Consulting, Inc.) is present to represent applicant as is applicant; Ms. Krause make presentation; all structures >50' to BVW; erosion control along 50' No-Build Zone line; sewer and water >100' to BVW. Applicant asks if work could be done on site before permit is issued; RCC recommends Agent Falco conduct site visit and make field decision. Mr. MacMillan moves to close hearing; Mrs. Lash seconds. Vote 3:0. **Hearing is closed.** Applicant signs waiver, granting RCC permission to issue Order of Condition > 21 days from date of closing public hearing. **The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

*NOI 62-0699, Mason Browne, 0 South Street (Map 28/Lots 1 & 2).* Construct a single-family house, barn, driveway and septic system within 100' of Bordering Vegetated Wetland. Present are Dan Ottenheimer (Mill River Consulting), Mary Rimmer (Rimmer Environmental Consulting), Mr. Browne, Dudley Willis (property owner) and Robert Visnick (applicant's attorney). Mr. Ottenheimer makes presentation; BOH has issued variance and allowed state-of-the-art system (Waterloo Infiltration System); proposes gravel driveway, single-family house, septic system within 100' of BVW; talks of maintaining hayfield for bird habitat; explains >80% of property to be preserved; explains protected measures to mitigate incursion on Bylaw requirements, including: deed restriction, hayfield management with time-of-year mowing restriction, all structures >50' to BVW, granite posts at 25' No-Disturb Zone (NDZ), removal of debris pile and invasive species removal. Ms. Rimmer explains mitigation plan including: removing of non-native and invasive plant species, mowed area to be made natural within 25' NDZ, placing monuments to assure no further incursion, delay haying of field to improve bird nesting, installing bluebird boxes around hayfield, and removing debris pile and reseeding with native wetland mix. Mr. Ottenheimer also explains alternatives considered as part of waiver requires. RCC concerns include: how often septic system pumped? Activity within 25' NDZ (even removing debris); what safeguards are there to prevent breakout with septic as close as 52'? Grassland is too small for bobolink habitat; suggest time of year mowing late August for bird habitat; and wants to know about deed restriction. *Mary Mintz, 8 Highland Street* - asks about septic system; is concerned with removing plastic coating on silt barriers and asks if RCC will monitor construction. *Ian Crown, 67 Eden Road* - asks about septic tank. *Susan Moreau, 9 Popplestone Lane* - asks about containment of septic tanks. *John Jamison, 3 Autumn Lane* - is concerned about construction truck on Oakes Lane notes that Oakes Lane is very narrow and will be the access to the new home. Mr. MacMillan moves to close hearing; Mrs. Lash seconds. Vote 3:0. **Hearing is closed.** Applicant signs waiver, granting RCC permission to issue Order of Condition > 21 days from date of closing public hearing. **The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

**RCC RDA 14-13, Rockport DPW for the Granite Savings Bank, Under the Keystone Bridge (Map 17/Lot 20).** Clear vegetation for view within 100 feet of vernal pools. Dana Woods and Harold Beaton are present for Granite Savings Bank and Mr. Beaton makes presentation; project to removed scrub and trees to allow view of bridge; all stumps to remain. RCC has been to site; Agent Falco & DPW marked trees to be removed in red and to be saved in yellow; some trees over drainage pipe to be removed; Mrs. Lash marked six (6) more trees be saved. *Ted Tarr, 154 Main Street* - expressed his desire to see quarry from roadway; thinks the project will improve area. *Debra Legg, 15 Tarrs Lane West* - asks if dead trees and wire fence will be removed. Mr. MacMillan moves to close hearing; Mrs. Lash seconds. Vote 3:0. Chairman Neal moves to issue negative determination, category number 3 with conditions; Mr. MacMillan seconds. Vote 3:0. **Hearing is closed. The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved**

### Continued Hearings

**NOI 62-0697, William Merry, 13 Laurel Acres (Map 28/Lots 60 & 60A).** Garage addition to house within 100' of coastal bank, coastal beach and within Land Subject to Coastal Storm

*Flowage.* Nobody is present to represent applicant. RCC discusses site visit; has no issues. Mr. MacMillan moves to close hearing; Mrs. Lash seconds. Vote 3:0. **Hearing is closed. The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

**NOI 62-0698, Michael Krupka & Anne Kubik, 11 Old Garden Road (Map 22/Lot 154).** *Renovate and addition to house within 100' of coastal bank.* Bill Manuell (Wetland & Land Management) is present for applicants and discusses new plan; net decrease in impervious area = 189 square feet. Mr. MacMillan moves to close the hearing; Mrs. Lash seconds. Vote 3:0. **Hearing is closed.** Mr. Manuell signs waiver, granting RCC permission to issue Order of Condition > 21 days from date of closing public hearing. **The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

**NOI 62-0700, Susan Siebeking, 26 Old County Road (Map 21/Lot 60E).** *Renovate existing pier foundation and add 2<sup>nd</sup> story addition to cottage on a barrier beach.* Nobody is present; DEP# has been issued; no further information required. Chairman Neal moves to close the hearing; Mr. MacMillan seconds. Vote 3:0. **Hearing is closed. The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

**Review Orders of Condition**

**NOI 62-0700, Susan Siebeking, 26 Old County Road (Map 21/Lot 60E).** Mr. MacMillan moves to issue OC as amended; Mrs. Lash seconds. Vote 3:0.

**Other Business**

- Executive Session - Chairman Neal moves to go into Executive Session to discuss Land Protection; Mr. MacMillan seconds. Unanimous affirmative roll call: Mr. MacMillan, Mrs. Lash, Chairman Neal. 8:53 p.m.

Mr. MacMillan moves to adjourn meeting; Chairman Neal seconds. Vote 3:0

**9:15 PM**

*RCC ► Meeting adjourns 9:15 PM ◄ RCC*