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2 **MARION CONSERVATION COMMISSION**

3 MINUTES OF THE REGULAR MEETING HELD ON FEBRUARY 24, 2016  
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6 Members Present: Norman A. Hills, Chairman  
7 Joel D. Hartley, Vice Chairman  
8 Stephen C. Gonsalves, Member  
9 Jeffrey J. Doubrava, Clerk  
10 Cynthia C. Trinidad, Member  
11 Kristen Saint Don, Associate  
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13 Members Absent: Lawrence B. Dorman, Associate  
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15 Admin. Assistant: Donna M. Hemphill  
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17 Others Present: B. J. Barros, Jr. 158 Wareham Road; Ron Barros, 936 Point Road  
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19 Meeting convened at 7:00 PM on Wednesday, February 24, 2016 in the conference  
20 room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site visits were  
21 held on Saturday, February 20, 2016 by J. Doubrava and N. Hills. This meeting was televised  
22 and video recorded by Old Rochester Community Television (ORCTV), and audio recorded  
23 by Town of Marion staff.  
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25 The Commission discussed changing the Site Visit date for the March 9, 2016  
26 meeting since that Site Visit date is currently scheduled on the same date as the annual  
27 Massachusetts Association of Conservation Commissioner Conference. They decided to  
28 hold the Site Visits on Tuesday, March 8, 2016 beginning at 8:30am. Applicants will be  
29 notified.  
30

31 N. Hills shared with members a Construction Timeline that was handed out at a  
32 meeting regarding the Solar Project at 99 Perry's Lane.  
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34 **7:05 PM** **Town of Marion**, c/o JC Engineering, Inc. – Notice of Intent (File No. SE  
35 041-041-1222), for reconstruction of a 337' long, 4' high stone seawall at Sprague's Cove  
36 (Continued from December 9, 2015). The applicant has requested to continue this hearing  
37 to April 27, 2016 at 7:05pm. N. Hills noted that he attended a recent meeting that was held  
38 with JC Engineering and Rob Zora of the DPW. N. Hills said that it sounds like they are close  
39 to finalizing the plans. N. Hills motioned to continue the hearing as requested; J. Doubrava  
40 seconded; voted unanimously.

41 Members did a Site Visit on Saturday, February 20, 2016 at the request of resident  
42 Robert D'Italia. He sent questions via email regarding the property behind his property at  
43 140 Wareham Road. N. Hills said that some items identified in the email are not within the  
44 Commission's purview. Ron Barros and B.J. Barros are the owners of that property and were  
45 present at the meeting. N. Hills noted that items that are within the Commission's purview  
46 are the intermittent stream, bordering land subject to flooding, and on the Assessor's Map  
47 the lot is listed as Flood Zone AE16. He said that there are some items there that should be  
48 moved. N. Hills said that one of R. D'Italia's concerns was in reference to a tree that had  
49 fallen. N. Hills said that the tree must stay where it is since it has fallen into the wetlands and  
50 provides shelter/habitat for any creatures. He told R. Barros and B.J. Barros that any further  
51 work on the property (cleaning, etc.) will need to be approved by the Commission. After  
52 further discussion the Commission decided that a draft letter to R. D'Italia will be written  
53 and approved at the next meeting. The final letter will be copies to R. Barros and B.J.  
54 Barros.

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56 Minutes from January 27, 2016 and February 10, 2016 were approved.

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58 Request for comments from the ZBA for Case # 719, Turowski, 313 Wareham Road:  
59 This case is not within the Commission's jurisdiction.

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61 Request for an Extension Permit for Marion Open Space Acquisition Commission, File  
62 No. SE 041-1197, Grassi Bog repairs. MOSAC had requested a three year extension. After a  
63 discussion the Commission decided to issue an Extension Permit for one year. C. Trinidad  
64 motioned to issue the one year Extension Permit; S. Gonsalves seconded; voted  
65 unanimously.

66  
67 J. Doubrava asked if a filing had been received for the work that had been done  
68 behind 444 Front Street. As of this meeting date an application had not been received. The  
69 Commission suggested that if an application has not been received by the next meeting  
70 date that an Enforcement Order be issued.

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72 Meeting adjourned at 7:32pm.



Donna M. Hemphill, Administrative Assistant

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77 Approved: March 9, 2016

FILED  
CLERK OF SUPERIOR COURT  
MAR 10 P 12:08