

WEYMOUTH CONSERVATION COMMISSION
Town Hall Chambers
January 9th, 2008 Meeting

PRESENT: John Thompson/Chairman, Gerald Murphy/ Vice-Chairman, Cmmr. Scott Coven/Clerk, Cmmr. Jeff Kent and Commr. Adrienne Gowen

ALSO PRESENT: Conservation Administrator, Mary Ellen Schloss

Chairman Thompson called the January 9th, 2008 meeting of the Conservation Commission to order at 7:30 PM.

39/45 Winter Street, KFC/Taco Bell – Cont'd Public Hearing

James Santos

Map 33, Bl 376, Lot 19 & 20

DEP File # 81-1026

Notice of Intent

Cmmr. Murphy moved to open the continued public hearing for James Santos, 39/45 KFC (Kentucky Fried Chicken)/Taco Bell-File 81-1026.

Cmmr. Coven seconded

UNANIMOUSLY VOTED

Ms. Alyssa Jacobs/Epsilon Associates and Michael Malynowski/MHF Design Consultant, representing the applicant, came before the Board.

Chairman Thompson noted that this was the second public hearing for this applicant and at this point he was interested in hearing about how snow removal would be handled on the site, noting his concern for any salt/sand getting into the wetland. He asked if the applicant had considered additional paving that would extend past the parking area, pitching toward the parking lot - so that the drainage would flow in that direction as opposed to flowing into the wetlands.

Ms. Jacob's, addressing the Board, pointed out that they had received the file number since the last hearing. She next wanted to respond to the question at the last hearing regarding location of the dumpster - stating that they found a place outside of the buffer zone, but felt their original location would best serve the Town/Applicant. She also wanted members to know that they planned to add a curb around the dumpster unit.

Mr. Malynowski interjected that it would be a 4H curb that would serve to prevent runoff.

Ms. Jacobs said that they also would be adding a fence around the dumpster.

Chairman Thompson commented that if the fence were moved to the parking area, it would help demarcate the buffer.

Mr. Malynowski acknowledged this, but quickly added that it would also hinder maintenance. He told members that the applicant also planned on adding buffer plantings.

Chairman Thompson suggested they might consider adding a gate.

Mr. Malynowski went on to say that there would also be trees/bushes in the rear, along with the addition of wildflower mix.

Chairman Thompson said the goal was to prevent debris from going into the wetland, adding that they could possibly add a fence closer to the parking area, which would still allow access to the landscaper.

Ms. Schloss spoke about leaving the area open to the left of the dumpster, with the addition of more pavement to store the snow. She went on to say that if the area is left totally open, she would be concerned that eventually it would drain into the wetland. She commented that she would like the applicant's plan revised to install a fence at the edge of the pavement.

Chairman Thompson was supportive of extending the pavement.

Ms. Schloss said she realized there was a swale on the right side of the dumpster.

Chairman Thompson told the applicant that outside of the couple of concerns he noted, he thought the applicant did a great job with the revised plan.

Commr. Kent said he liked the location of the fence where it was proposed.

The applicant confirmed that the area inside the fence would be maintained, adding that he felt there was a better chance of it being maintained with a fence - which looked like the property boundary.

Cmmr. Coven said that he was thinking of the amount of cars that would be going through there - and the grease/oil which they would bring, commenting that he felt that would be more of a problem than the trash. He also felt that the fence would prevent the cars from further dumping.

Chairman Thompson, Cmmr. Murphy and Commr. Gowen voiced their agreement with Cmmr. Coven's concern regarding the grease and oil residue.

In regard to the Administrator's concerns, Chairman Thompson felt they could include them in the Order of Conditions.

Mr. Malynowski confirmed that they could extend the curb line to the last parking stall and add a gate - as well as extend the fence to the back edge of the dumpster along the slope.

Members agreed with Mr. Malynowski's changes.

Ms. Schloss questioned the Maintenance Plan, which states that the sediment should be removed after each significant precipitation snow event - but not in perpetuity. She referred to a bi-annual inspection and Mr. Malynowski agreed to this.

Ms. Schloss then asked if the cleaning of the stormceptor/catchbasins would be done via a vacuum truck and Mr. Malynowski replied 'yes or possibly a clam shell', but wanted to point out that it would not be done manually.

Ms. Schloss preferred them using a vacuum truck and asked Mr. Malynowski if he could reword this part of the Maintenance Agreement and he replied 'okay'.

Ms. Schloss asked about the distance from the bottom of the sump and Mr. Malynowski replied 2 ft.

Mr. Malynowski said 18" would be okay, but she was not in favor of 24" and Mr. Malynowski agreed to change that.

Ms. Schloss next referred to street sweeping and asked if it would be done twice a year.

Mr. Malynowski agreed to this.

Ms. Schloss questioned the stormceptor and after some discussion, Mr. Malynowski responded that they could clarify the vertical dimensions in regard to the catchbasins.

Ms. Schloss told members that she would continue to work with Mr. Malynowski on these issues.

In response to Commr. Gowen's question regarding the status of the maintenance records, Ms. Schloss commented that they are to be kept on site where they would be monitored.

Ms. Schloss also wanted the applicant to provide a copy of the maintenance contract for the first year.

Chairman Thompson opened the hearing to the public. No one spoke.

Commr. Kent moved to close the public hearing for 39/45 Winter Street, File 81-1026.

Commr. Coven seconded.

UNANIMOUSLY VOTED

39/45 Winter Street, KFC/Taco Bell – Cont'd Public Hearing

James Santos

Map 33, BI 376, Lot 19 & 20

DEP File # 81-1026

Order of Conditions

Commr. Murphy moved to issue an Order of Conditions for KFC/Taco Bell, 39-45 Winter Street, File 81-1026.

Commr. Coven seconded.

UNANIMOUSLY VOTED

45 Pine Street – Public Hearing

Applicant: Stephen Della Rocca

Map 39, BI 473, Lot 29

DEP File 81-1027

Notice of Intent

Commr. Kent moved to open the public hearing for Stephen Della Rocca, 45 Pine Street, File 81-1027.

Commr. Murphy seconded.

UNANIMOUSLY VOTED

Mr. Scott Arnold, PE/Arnold Associates came before the Board. He represented the applicant, Stephen Della Rocca who was also present. Mr. Arnold stated that the applicant's proposal called for the addition of a family room to the rear of his home, located at the north boundary of Old Swamp River – which is part of the Riverfront Area.

Chairman Thompson pointed out that when working in the Riverfront Area, the law requires them to demonstrate some type of improvement.

Mr. Arnold told members that he received an email from the Administrator about additional plantings. Presently they have proposed some shrubberies, but he added they could include additional plants to the riverbank. He noted John Richardson, their Wetlands Biologist, would do this.

Chairman Thompson was very supportive of this suggestion.

Ms. Schloss said that the additional plantings were her only concern. She noted that the lawn goes right up to the river, so she was looking for shrubs and trees with habitat value. She said that she would work out the details with the applicant.

Chairman Thompson pointed out that the updated plan would need to be submitted prior to construction with the applicant in agreement.

The hearing was opened to the public. No one spoke.

Commr. Murphy moved to close the public hearing for 45 Pine Street, File 81-1027.

Commr. Coven seconded.

UNANIMOUSLY VOTED

45 Pine Street

Applicant: Stephen Della Rocca

Map 39, BI 473, Lot 29

DEP File 81-1027

Order of Conditions

Cmmr. Murphy moved to issue an Order of Conditions for File 81-1027, 45 Pine Street with a special condition that called for the requirement of a planting plan.

Cmmr. Coven seconded.

UNANIMOUSLY VOTED

226 River Street – Public Hearing

Applicant: Jeff Kent

Map 3, Bl 2, Lot 23

DEP File 81-1028

Notice of Intent

At this point, Commissioner Jeff Kent recused himself, as he was the applicant in the upcoming hearing.

Cmmr. Murphy moved to open the public hearing for Jeff Kent, 226 River Street, File 81-1028.

Cmmr. Coven seconded.

UNANIMOUSLY VOTED

Mr. Shawn Hardy/Engineer and Jeff Kent/Applicant came before the Board.

Chairman Thompson noted that the revised plan before the Board demonstrated much less impact to the Riverfront area than the previous plan – as there were fewer pilings and a shorter dock.

(At this point the green certified mailing cards were submitted for the files).

Mr. Hardy began his presentation by informing members that he has addressed the comments from the staff (Administrator & Harbormaster) that were voiced at their last hearing. He explained that they have reduced the length of the dock as well as the number of pilings. He explained that the revised pilings are now 16 ft. on center, instead 12 ft. – so they are fewer feet within the marsh. Additionally, the floats were pulled back to the limit of the low water elevation; i. e., 30-ft. reduction in the overall length. The new proposal calls for four (4) proposed pilings within the Riverfront area; previously they were proposing six (6). Further the new plan allows for an enclosure for utilities (meter, etc.). He told members that they looked at the other piers in the area and this one is in line with them. He stated that their proposal also called for a series of blocks at the bottom of the coastal bank, adding it was their feeling that it was originally a coastal beach. The purpose being to prevent erosion, adding it's a storm surge type setup.

Mr. Hardy further stated that additionally with their revised plan there would also be plantings, explaining that the intent is to stabilize the bank after construction.

Chairman Thompson pointed out that the Division of Marine Fisheries had some comments. He stated that he grew up on the water and was familiar with the tides/ocean life. He noted that there were concerns with the affects of the proposed rock revetment and possible changes to the beach. He told the applicant that he didn't know if the 2x2' barrier/revetment would work to prevent erosion. Also with regard to slow erosion, he asked 'is it a good thing?' He pointed out that these barriers were permitted in the 60's and 70's, but that is no longer the case. He said that there were some naturalistic approaches to barriers that could be used.

Mr. Hardy told members that the second part of their proposal is to add plants all along the bank for stabilization, adding they found that smaller plantings/shrubs do a better job at stabilization rather than trees. Further, for reference, they proposed the applicant's dock to be in line with 200 River Street (just recently approved by the Commission), as well as 216 River Street. In closing he noted that all had 4-6 pilings on the marsh.

Chairman Thompson noted that the members received a chart drawn up by the Administrator that listed five recently approved docks (beginning with January of 2007) as well as tonight's location '226 River Street'. The chart included details of each; i. e., size, location, etc. He said all applicants must be treated equally and the list helped them do that. He stated that he has seen marsh/eel grass come back from all kinds of treatment, emphasizing that he has found that the grass has always grown back because it is strong and resilient. He said he has personally spent 22 summers on the beach and felt he could speak from experience. He commented that if they are going to say people can't keep their docks on marsh grass then he would not be

comfortable with that. He then referred to the Administrator's chart and the category 'Storage of Float in Off-Season', which he said they could consider for the future. He continued to review segments of the worksheet with the Administrator.

Chairman Thompson went on to say that he realized there were some docks/piers presently stored on the salt marsh in Weymouth.

Mr. Kent told members his dock has been in that location for 17 years.

Chairman Thompson said that they might rule in the future that all new docks/piers must be off the beach/marsh grass, but for now he told Mr. Kent his would be grandfathered in - or they might possibly chose to deal with each dock/application on a case by case basis.

Mr. Hardy referred to the dock at 200 River Street, noting that they got away without having to store it. Re. the affects to the eelgrass - he said the grass comes back, but wanted to point out that the portion of beach they were speaking about was comprised of 'mud'. He referred to the comments of staff at the state Wetlands Restoration Program regarding 'peat' that can be compressed and cause 'ponding', but he emphasized that would not happen here.

Mr. Kent told members that the existing float on his property has been there for 17 years. He said that the biggest issue is on the water/channel side, where the peat could be 2 ft. thick. He said that based on his experience there - in some places it grows and in others it decreases. He explained that it decreases on his property due to the weather/location. He referred to the docks being on the grass, noting that on a normal high tide it barely gets wet - and that it only floats when there is 2 ft. plus tide. He realized the problem with the grass is erosion. He told members that when they remove the floats around April 15th, within a short amount of time it grows back and up to 6"-12" commenting that it actually appears to be healthier. Now since there are no bylaws in place with regard to dates/storage, he didn't see why it would be appropriate to demand that he remove his - but if the Commission requests it, he could pursue it. He estimated it would cost him about \$1,000 a year to store it, but at this point he didn't know of anyone that did that.

Ms. Schloss told him that the owner of the 96 Prospect Hill floats his over to the Bay Pointe Marina in Quincy.

Commr. Kent commented that he was very exposed there.

Chairman Thompson asked Mr. Kent if his were too heavy to pick up and he replied 'yes, unquestionably'.

When asked if he would need a crane, he responded 'definitely'.

Chairman Thompson said he still wanted to address the issue with the eelgrass, but at this point he had no problem with the design adding that he was pleased with the revised plan. In summary, at this point he had two issues - the eelgrass and the revetments.

Mr. Kent spoke about his concern regarding the bank erosion, noting that he found after the last storm he lost 6" of banking.

Ms. Schloss agreed that the bank was eroding, and added that the storm drain needs repair.

Mr. Kent stated that the majority of the erosion is natural wave action, wind/water - and only happens with high tides. He told the members that if they saw his application as a problem, he could take it off the table.

Ms. Schloss referred to their regulations, commenting they needed to look at Bio-Engineer alternatives. She said they could try coconut fiber logs, which were a lot less costly.

Chairman Thompson commented that he felt the goal was reasonable. With regard to stabilization of the bank, he felt that the road was a valuable resource and deserves their protection.

Ms. Schloss asked 'is that what they mean by revetment?' - if so, are there no other alternatives. She didn't feel they could start a precedent with the blocks.

Chairman Thompson commented that keeping the bank in tact was an admirable goal. He suggested they look into other alternatives that have been suggested - taking possibly a greener approach - then reporting back with the outcome. He didn't think they could resolve it all tonight, adding he would like more time to research it further himself.

Mr. Kent said he would pull the request off the table in regard to the revetment and then probably come back before the Board with a Request for Determination. He asked members/Administrator if a green type solution would require an Notice of Intent?

Ms. Schloss told him that an Order of Conditions is good for three years, adding that the fee for an 'amended' Order of Conditions is \$50 - and that was what she would suggest. She said at this point he could move forward with the pier and possibly amend or extend his Order of Conditions. She went on to suggest considering a 'soft' alternative, adding that she would look favorably on that. She then explained the difference between eelgrass and '*spartina*' salt marsh grass, which she clarified was not considered eel grass, which always grows in water.

Chairman Thompson told the applicant that they now need to deal with the storage of the piers.

Mr. Kent clarified that the floats on his land are there with his permission.

Ms. Schloss wanted further clarification re. his property line and Mr. Hardy told her it went to 'mean low water'.

Chairman Thompson didn't feel that bringing a crane in to remove the float/pier was the answer.

Ms. Schloss asked if he could float it out and Mr. Hardy told her that it is 45' x 10' and would require a pretty substantial truck.

Mr. Kent said they could probably put it on a mooring but he didn't think the Harbormaster would like it.

Chairman Thompson stated that this matter raises a number of other issues, but he quickly stated that he didn't see a law that said he couldn't.

Ms. Schloss commented that based on the regs it would be viewed as having a negative impact on the salt marsh.

Chairman Thompson said that growing up on the water and having life's experience he didn't see what some of the agency comments were based on.

Cmmr. Coven spoke next stating that they must make a decision and as he sees the problem the Commission needs to rule the same for all.

Chairman Thompson said, based on his waterfront/summer experiences clamming, etc. he never saw any real damage done to the eel/marsh grass resources.

In response to Ms. Schloss' comment that the beach at 226 River Street was peat, Mr. Hardy replied that it was actually 'mud'.

Chairman Thompson again stated that he didn't see what the scientists were talking about.

Cmmr. Murphy said based on his experience eel grass always popped back within a short period of time, adding he realized they did not want to set the wrong tone for the future, but he felt they needed to deal with the situation on (1) a 'case by case' and (2) a 'financial hardship' basis. He said if the applicant has a place where the dock/float could be safely stored with minimal impact, they would need to look at that - but at this point storing it on eelgrass was acceptable to him.

Ms. Schloss then asked Mr. Kent 'where would the other docks go, there isn't enough room' and Mr. Kent told her that he believed they would fit.

Commr. Gowen wanted to note that most of the riverfront property was privately owned with the exception of a few parcels owned by the Town.

Chairman Thompson said it was important to him that everyone realizes the Commission looks at the whole picture then make a fair and unbiased decision. Based on that, he needed additional time to do more research. Further he said he would like to continue the hearing, noting that the applicant would voluntarily take the issue of the revetment off the table and he was supportive of that idea. At this point his primary concern were the comments by the two state agencies - DEP/Dept. of Environmental Protection and DMF/Div. Of Marine Fisheries, stating again he would like to study them further and come to his own conclusion.

The hearing was opened to the public.

Paul Milone/Weymouth Harbormaster spoke next. He commended Mr. Kent in utilizing the waterfront and went on to say that he previously spoke with Mr. Kent about the dock which he said extends 62 ft. beyond his abutter. He was requesting that the size match Mr. Gillis' dock, adding he didn't want to see any encroachment on the river because it was too narrow there now. In closing he said that after seeing Mr. Kent's new plan, he had no problem with it.

Chairman Thompson asked him about his experience with eel grass and the affects of a pier/dock on eelgrass.

Mr. Milone told him that he has never noticed eel grass dying because of docks lying on it, but if there were proven facts saying this was a problem then they should look at it.

Chairman Thompson wanted the additional time to see in part if he agrees with the analysis, but reiterated that he personally has never seen eel grass damaged by having weight on it - but wanted to clarify that he has not studied it.

Mr. Milone commented that Mr. Kent could possibly pull the dock over to the marina, although he realized there would be a cost.

The Chairman reiterated his wish to continue the hearing.

Ms. Schloss told members that in October she did an extensive walk along River Street and viewed the marsh, which she felt, was pretty degraded - and in many areas there were patches with no vegetation.

Chairman Thompson requested his fellow Commissioners go on-line to review pertinent in time for the next meeting.

Cmmr. Murphy moved to continue the hearing for 226 River Street to January 23, 2008.

Cmmr. Coven seconded.

UNANIMOUSLY VOTED

18 King Cove Way - Public Hearing

Vicki Cataldo

Map 6, Bl 62, Lot 35

DEP File # unavailable

Notice of Intent

Cmmr. Murphy moved to open the hearing for 18 King Cove Way.

Cmmr. Coven seconded.

UNANIMOUSLY VOTED

Mr. Hardy, PE represented the applicant Vicki Cataldo who was also present. He explained that the proposal called for adding a deck to a single family home that would extend the size of the residence. He noted that the existing house is 3½ ft. from the sea wall/coastal bank - which separates the residence from King Cove beach. The size of the proposed deck would be 10' x 33' and 15 ft. from the existing sea wall and would be on sonotubes.

Chairman Thompson said he didn't see any negative impact to the resources with this application.

Ms. Schloss agreed.

Mr. Hardy pointed out that a Special Permit would be required for construction as the deck is above the elevation of the Flood Zone. He added that the proposal called for a typical sewer connection.

Commr. Kent moved to continue the hearing to allow for receipt of the file number.

Commr. Murphy seconded.

UNANIMOUSLY VOTED

151 Wessagusset Road

Request for an Extension to Order of Conditions

DEP File 81-974

Commr. Murphy moved to approve a one-year extension to the Order of Conditions for File 81-974, based on the Administrator's recommendation.

Commr. Kent seconded.

UNANIMOUSLY VOTED

16 Shubert Road

Request for a Certificate of Compliance

DEP File 81-992

Ms. Schloss told members that the slope has not really been stabilized as yet and the driveway still needs to be asphalted. Based on this unfinished work she was recommending a Partial Certificate of Compliance.

It was noted that the owners were already living in the house.

Chairman Thompson asked if the majority of the work was done and Ms. Schloss replied 'yes' adding that she expected the proposal to be complete in the near future.

Commr. Murphy moved to issue a Partial Certificate of Compliance for File 81-992/16 Shubert Road.

Commr. Coven seconded.

UNANIMOUSLY VOTED

Violation Hearing

83 Alroy Road

Ms. Ann Scott and John Daniels came before the Board.

Ms. Schloss told members that this house was built very close to the property line and it appeared that the activities building were going onto Town-owned land. She noted that the structure of the land hasn't changed.

Chairman Thompson said he visited the site and it looked like work was taking place there. He explained to the property owner that there is an area very close to their property that is wetland, which means they cannot be working there without the necessary approvals - adding that storage of firewood would be the only permitted use.

Mr. Daniels informed the members that the firewood was there because they heat their house with firewood, not oil.

Chairman Thompson said when he visited the property he noted that it had been staked.

Ms. Schloss told members that the other side of the staked land was town-owned property.

Chairman Thompson explained that no action is allowed to take place within the 25' No Disturb Zone - further, any work, right up to their driveway would require the Commission's approval - and they need to come before the Board to find out if/how they can work in that area.

Mr. Daniels told the Board that he and the Administrator had walked the site, with Ms. Schloss informing the members that she had flagged the property.

Chairman Thompson again reaffirmed that storing wood would be the only permitted use - anything further would require the Board's permission. He then asked Mr. Daniels if he owned a bobcat and Mr. Daniels responded 'yes'.

Chairman Thompson commented that it was good for moving dirt and again Mr. Daniels replied 'yes'.

Commr. Kent told the owners that he would like to see a plot plan of their property.

Ms. Schloss informed the Board that the DPW performed a survey at that location at her request.

Mr. Daniels then proceeded to explain his plan.

Commr. Kent asked that he put it all in writing for the Commission.

Chairman Thompson explained where they could/couldn't work.

Ms. Schloss commented that there was probably some historical dumping at the end of the road. And Mr. Daniels acknowledged this, adding he didn't realize they were in working in the wetland.

Mr. Daniels went on to say that Ms. Schloss met with them and explained that he was working within 100 ft. of the wetland, which was not permitted. Then she visited them a second time and during that visit she explained that they were working within 25 ft. of the wetland.

Chairman Thompson stressed that they didn't want any adverse affects to the wetland because of their unauthorized work.

Ms. Scott asked if they needed the Board's permission to put mulch there and the Chairman confirmed this was correct.

Ms. Scott told members that they also wanted to put in railroad ties.

Ms. Schloss again explained that they would need permission to do that if it was within 100 ft. of the wetland.

Chairman Thompson pointed out that most of their yard was within 100 ft. of the wetland, so any action in that area would required the Board's approval - but he wanted to point out that the members were very reasonable. He told her that she must first speak with the Administrator giving her the details of their plan and she would explain the process to her and if approvals were needed.

Ms. Schloss wanted to note that there was still a problem with the driveway.

Chairman Thompson asked Mr. Daniels and Ms. Scott about the activity on the abutting town-owned land.

Ms. Schloss said she would speak to Town Solicitor George Lane about that. She went on to inform the members that the access road went in after January (2007) and once fill was placed along Royden Road the office received calls from neighbors about the improper work.

Mr. Daniels explained that the fill was for the retaining wall.

Ms. Schloss further informed the members that in May (2007) she flagged the wetland and explained to Mr. Daniels and Ms. Scott that any action within 100 ft. of the wetland would require the Conservation Commission's approval, but the office received more complaints about the work from the residents. Once again she returned and flagged the wetland and explained that they needed permission to work in that area. It was during that visit that she noticed the access road. Next the DPW surveyed the property and found work had taken place on town-owned land. She commented that the woodpile could be moved back, but she was concerned with the action/access road that is within 100 ft.

Cmmr. Murphy emphasized that someone was dumping bricks/mortar via the access road. For clarification purposes, he pointed out the area on the map to the owner.

Cmmr. Murphy asked Ms. Schloss what she found in the wetland and she told him that she observed that there had been historical dumping and activities conducted very close to the wetland.

Ms. Scott acknowledged the area they referred to and agreed that it was a mess there.

Mr. Daniels explained to members that their truck was used for wood.

Mrs. Scott further explained that the bobcat takes the wood and piles it up. She wanted members to know that she has lived there for 29 years.

Cmmr. Murphy was in favor of resolving the problem this evening.

Ms. Schloss stressed that they first would need to discontinue access, then the area would need to be loamed/seeded, adding if the owner wants they could come back before the Board with their plan.

Chairman Thompson said that the DPW would need to rectify the issue with the access road created by Mr. Daniels and Ms. Scott.

(It was noted that Jim McGrath/DPW staked the property).

Ms. Scott said she was not clear about the property boundaries.

Ms. Schloss told them they could hire a surveyor.

It was agreed that once Mr. McGrath finishes staking the property boundary at the edge of the road, Ms. Scott will loam and seed her land as well as the access road.

It was also agreed that Mr. Daniels and Ms. Scott would return before the Board at the January 23, 2008 meeting to resolve this matter.

Approval of Minutes

Cmmr. Coven moved to approve the minutes of the November 14, 2007 meeting as amended.

Cmmr. Murphy seconded.

UNANIMOUSLY VOTED

Cmmr. Coven moved to approve the minutes of the December 12th, 2007 meeting as amended.

Cmmr. Murphy seconded.

UNANIMOUSLY VOTED

Other Business and Conservation Report

Ms. Schloss reported that Lisa Stokes has requested a Certificate of Compliance. She offered to put together and have it ready for the next meeting.

New DEP Storm Water Regulations

Next Ms. Schloss reported that new DEP Storm Water Regulations are in effect as of January 1, 2008. At this point she is looking for a copy of the new regs and a handbook for the members. She planned on attending a DEP coastal training workshop (Coastal Workshop) scheduled for the end of January.

Upcoming Projects

Ms. Schloss reported that the MWRA would not be replacing the replication area by the Pumping Station, because it is not their property. She explained that there is a tidal restriction in Great Esker Park at the Call Road salt marsh and the MWRA will likely be proposing to open this restriction and restore the marsh in place of the lost replication area. The cost for the work is expected to be about \$200,000. She said the MWRA might choose to give the Commission a check instead of doing the restoration/mediation work themselves. She asked if the Commission accepts the check will it be our responsibility to do the work - but said they could talk further about this at that time.

CPC Update

CPC (Conservation Preservation Committee) has approved money for the Herring Run - re. the area located behind the Venetian Restaurant/Park area. She reported further that if the Conservation Commission doesn't get the grant she applied for, they could possibly use the \$5,000 from Ken Ryder.

Lastly Ms. Schloss reported that she gave Chairman Thompson her comments on N-Star/gas pipeline at Fore River.

April Meeting Schedule - April 9th and 30th

Ms. Schloss asked if members could meet on the 5th Wednesday in April as opposed to the 4th Wednesday, which is part of school vacation week. Members agreed to do so.

MWRA Update cont'd

At this point Ms. Schloss distributed the MWRA Certificate of Compliance for signatures. She told the Commission that she has sent a letter to the MWRA requesting the funds in lieu of the work re. the pipeline project. She said once it was received she would release the Certificate of Compliance.

The January 23, 2008 meeting will be held at 7:30 PM in the Town Council Chambers/Weymouth Town Hall.

Adjournment

Cmmr. Murphy moved to adjourn at 10:08 PM and to meet again on Wednesday, January 23, 2008.

Cmmr. Kent seconded.

UNANIMOUSLY VOTED

Respectfully submitted,

Susan DeChristoforo
Recording Secretary

APPROVED: _____
Scott Coven, Clerk

DATE: _____