

## Town of Franklin



### Conservation Commission

September 19, 2019  
Meeting Minutes

TOWN OF FRANKLIN  
TOWN CLERK

2019 OCT 15 P 2:38

RECEIVED

Chairman Bill Batchelor called the above-captioned meeting to order this date at 7:00 PM. Members in attendance: Jeffrey Milne, Jeff Livingstone, Staci Dooney, Alan Wallach, Braden Rosenberg. Members absent: Paul Harrington. Also present: Jen Delmore, Conservation Agent.

#### **Commencement**

Chairman Batchelor announced the meeting would be audio and video recorded.

*Note: Documents presented to the Conservation Commission are on file.*

#### **Public Hearing – Continued - ANRAD – Prospect Farms**

Ms. Delmore recommended this hearing be continued to the next meeting as the applicant was not present. She stated she has reached out to the applicant for a written notice requesting continuance and for the status of the additional fee for peer review to continue, but she has not received a response. Hopefully, the applicant will respond to her soon.

There was a motion made by Jeffrey Milne to continue the public hearing for the ANRAD for Prospect Farms to October 3, 2019 at 7:05 PM. The motion was seconded by Alan Wallach and accepted with a vote of 6-0-0.

#### **GENERAL BUSINESS**

##### **Minor Buffer Zone Activities: 88 Populatic Street**

Mr. Keith Swenson, owner, addressed the Commission for a deck constructed before obtaining a permit.

Ms. Delmore stated she conducted a site visit. The deck looked very nice; there was no erosion. However, the photographs in the application did not look like what is there now. Possibly, the pictures show the work during mid-construction. She recommended approval with the condition that any future work done on the property must come to the Commission first. She noted half of the deck is within the 50 ft. buffer zone.

Chairman Batchelor reiterated that the homeowner must file a permit before doing any work on the property.

Commission members discussed the importance of obtaining a permit before performing work.

There was a motion made by Staci Dooney to approve the MBZA for 88 Populatic Street with the stipulation that any further building come before the Conservation Agent for permitting before any action is taken. The motion was seconded by Jeffrey Milne and accepted with a vote of 6-0-0.

##### **Public Hearing – RDA – 93 Country Club Drive**

Ms. Amanda Cavaliere of Guerriere & Halnon, Inc., on behalf of the applicant/owner Ernest Piper, addressed the Commission to replace the existing failed septic system. She stated the owner is in the process of relocating and proposing to upgrade the system. They will meet with the Board of Health. She stated that as

shown on the provided plans, the majority of the site is within buffer zones, wetlands, FEMA flood plain, and pre-disturbed area. The work is within the same footprint as the old system in the front of the house. They are requesting a negative determination.

There was a motion made by Jeffrey Milne to close the public hearing for the RDA for 93 Country Club Drive. The motion was seconded by Alan Wallach and accepted with a vote of 6-0-0.

There was a motion made by Braden Rosenberg for a negative determination for the RDA for 93 Country Club Drive. The motion was seconded by Jeffrey Milne and accepted with a vote of 6-0-0.

**Public Hearing – Continued – NOI - Margaret's Cove**

Ms. Amanda Cavaliere of Guerriere & Halnon, Inc., on behalf of Whitman Homes, addressed the Commission. She stated the plans were revised and submitted as requested at the September 5, 2019 meeting which included showing the isolated wetland, indicating the use of datum NAVD88 stated on the plans, and having the plans stamped.

Ms. Delmore recommended approval with the special conditions as detailed in her Agent's Report.

There was a motion made by Jeffrey Milne to close the public hearing for the NOI for Margaret's Cove. The motion was seconded by Alan Wallach and accepted with a vote of 6-0-0.

There was a motion made by Alan Wallach to approve the NOI for Margaret's Cove with special conditions #20, 21, 23, 24, 27-30, 34, 41, 44 and 51. The motion was seconded by Jeffrey Milne and accepted with a vote of 6-0-0.

**GENERAL BUSINESS (continued)**

**Permit Modifications/Extensions:** None.

**Certificate of Compliance:** None.

**Violations:** None.

**Minutes:** None.

**Discussion:** None.

**Chair and Commission Member Comments**

Ms. Delmore reminded Commission members to contact her with the conference sessions they would like to attend at the upcoming MACC Fall Conference on October 19, 2019. Chairman Batchelor stated he would not be attending.

**Executive Session:** None.

There was a motion made by Braden Rosenberg to adjourn the meeting. The motion was seconded by Jeffrey Milne and accepted with a vote of 6-0-0. The meeting adjourned at 7:18 PM.

Respectfully submitted,

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Judith Lizardi  
Recording Secretary