



**Minutes of  
Danvers Conservation Commission  
Thursday, July 9, 2015  
Danvers Town Hall**

The Danvers Conservation Commission held a public meeting on Thursday, July 9, 2015, at the Danvers Town Hall, Daniel J. Toomey Hearing Room, located at One Sylvan Street, Danvers, MA 01923.

**Members present:** Jeffrey Cary, Chairman  
Michael Splaine, Vice Chairman  
Bill Glynn, Member

**Members absent:** Matthew Lallier, Member  
Neal Waldman, Member

**Staff present:** Kristan Farr, Planner  
Christine Marshall, Secretary

Mr. Cary opened the Conservation Commission meeting at 7:00 p.m. with a reading of the "Commission Statement."

**Request for a Certificate of Compliance**

- **52 Green Street (Lot 5); DEP File No. 14-257 (5 Amanda Drive)**

Ron Luongo, 5 Amanda Drive, sold his house and the buyer needs a partial release. The original development was completed in 1986. Other lots in the development have received partial releases.

**MOTION:** Mr. Splaine made a motion to issue a partial Certificate of Compliance on 52 Green Street (Lot 5), 5 Amanda Drive, DEP No. 14-257; Mr. Glynn seconded; and the motion passed unanimously.

**Request for a Certificate of Compliance – not present – no action taken**

- **9 Endicott Street; DEP File No. 14-1204**

**MOTION:** Mr. Glynn made a motion to continue until July 23, 2015 the request for a Certificate of Compliance for 9 Endicott Street, DEP No. 14-1204; Mr. Splaine seconded; and the motion passed unanimously.

**Public Hearing – Notice of Intent**

- **97 Andover Street; DEP File No. 14-1261**

Curt Young, Wetland Preservation, Inc., was present for Group One Automotive. Mr. Young discussed the proposal of a view corridor for visibility of the Subaru dealership. Mr. Young pointed out the location of the entrance, and discussed how the vegetation has grown and is blocking visibility. The plan to revegetate the area



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closer to Route 114 was discussed, as well as the plan to cut trees and trim shrubs to the 34 foot elevation. The plan would include cutting/pruning at 32-34 foot elevation; allowing time for growth and prune every two to four years. The entire length of Crane Brook behind the Ira Dealership would be vegetated. Mr. Young discussed the current Order of Conditions regarding mitigation. Aerial photos were distributed, and the historic vegetation/stream channels were discussed from 2001, 2005, 2011, 2012. The area of tree cover is approximately 1,400 square feet, and the area to revegetate is about 3,700 square feet – a 2.5/1 mitigation to area of canopy lost ratio.

Mr. Cary questioned mowing the riverfront area, and at the last meeting asked for documentation that mowing/weed-wacking the riverfront area is allowed. Mr. Young showed a plan from 1997, with a sign that the grass is maintained by the abutter (the abutter being the auto dealership). Ms. Farr thought that it would be okay to mow up to the riverfront if it had been like that. Mr. Young stated that mowing is an exempt activity. There was discussion about limbing the trees to create visibility and keep the cover for the stream - instead of cutting the trees. Mr. Young discussed that limbing would not work for these maple trees because they are multi-stemmed. River elevation is about 23 feet and the ideal elevation for the view scape is 34 feet. Mr. Glynn feels that the stream will still have cover.

Mr. Young will work with Ms. Farr on the language for a condition of perpetuity. Cutting will be every 2-4 years and cut at 32 feet elevation and maintain at 34 feet elevation. There was discussion regarding the potential harm to the stream if there is no shading. Mr. Young discussed historically the condition of Crane Brook, and the improvements that have happened over the years. Mr. Glynn suggested cutting the three trees at 32 feet elevation instead of at the base. Mr. Young was okay with cutting the trees at 32 feet elevation, and feels that it will work for the view scape, as well as shading and habitat.

**MOTION:** Mr. Glynn made a motion to close the public hearing and issue an Order of Conditions for 97 Andover Street, DEP File No. 14-1261; with the condition of existing trees cut to an elevation of 32 feet and maintain those trees and shrubs between 32 and 34 foot elevation moving forward; the remaining portion of the 3,600 square foot area will be revegetated and maintained in a vegetated state in perpetuity; Mr. Splaine seconded; motion passed by a vote of 2-1.

**Public Hearing – Notice of Intent**

- **7 Riverside Avenue; DEP File No. 14-1259**

Bill Moore, Moore GMC, presented an updated plan for 7 Riverside Avenue. Mr. Moore discussed the improvements that are being proposed to this building. The proposed plan is to install a new floor, install lifts, and add drains with gas trap. The drains go to the sewer, and the gas trap is cleaned once per year from a vendor.

Mr. Cary is still concerned with the NAVD88 conversion and feels that the flood line could be inaccurate. Although the plans may be slightly inaccurate, they do not change the project; however the final plans should be accurate. The Commission is requesting a new plan with accurate measurements of the flood line. Ms. Farr asked Mr. Cary to write up the areas of confusion, and Ms. Farr will contact Norse Environmental to relay the



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information. Mr. Moore discussed the small trees that will be cut that are growing into the foundation. Mr. Moore also discussed how the gas separator works.

**MOTION:** Mr. Splaine made a motion to continue the public hearing to July 23, 2015 for 7 Riverside Avenue, DEP File No. 14-1259; Mr. Glynn seconded; motion passed unanimously.

**Public Hearing – Notice of Intent – Applicant not present**

- **33 Cabot Road; DEP File No. 14-1260**

Bill Manuell, Wetlands and Land Management, was unable to attend the meeting; however, there was an updated plan that the Commission reviewed. There was discussion regarding the increase to the impervious area and the removal of the shed. The following issues were discussed, and the Commission asked Ms. Farr to communicate these issues to Mr. Manuell.

1. The Commission would like a restriction with the shed. Since a shed does not require a permit, the Commission would like to restrict the ability for the homeowner to add another shed in the future.
2. Mr. Cary would like to see revegetation of the area where the driveway is being removed.
3. The Commission would recommend that Mr. Manuell add a revised date to the current plan.

**MOTION:** Mr. Glynn made a motion to continue the public hearing to July 23, 2015 for 33 Cabot Road; DEP File No. 14-1260; Mr. Splaine seconded; motion passed unanimously.

**Public Hearing – Notice of Intent**

- **17 Florence Street; DEP File No. 14-1258 – Continued until August 13, 2015**

**Minutes – June 25, 2015**

**MOTION:** Mr. Splaine made a motion to approve the minutes of June 25, 2015; Mr. Glynn seconded; and the motion passed unanimously.

**New Business**

- **7 Colgate Street, DEP File No. 14-1231**

Mike Gordon, 7 Colgate Street, was present requesting a Certificate of Compliance for an inground pool, which was installed last Fall. It was revegetated this Spring, a silt fence was used, and the pool was smaller than proposed. The size of the pool is 16.5 feet by 35.5 feet.



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**MOTION:** Mr. Glynn made a motion to issue a Certificate of Compliance for 7 Colgate Street, DEP File No. 14-1231; Mr. Splaine seconded; and the motion passed unanimously.

**Staff Updates - none**

**Violations**

- **House on the river; 15 Mead Street**

Bill Bartlett was present. Mr. Bartlett informed the Commission that he has permission from Chapter 91 for five floats and five pilings. Currently Mr. Bartlett has four floats and four pilings. New pilings were driven into the river this year because the ice snapped them off during the winter. Mr. Bartlett informed the Commission that he came before the Conservation Commission in 1997 and then filed with the State. Ms. Farr stated that there would be an existing Order of Conditions, but she has not researched that yet. Mr. Bartlett also went before the Commission in 2006 for the patio, deck, and rip rap wall.

The screen house that is attached to one of his piers was built in Beverly; therefore, it did not require a building permit. Mr. Bartlett informed the Commission that it was towed down the river to his property; it is a structure that is 16 feet by 20 feet with no utilities. The pier is 60 feet long, and each float is 20 feet long.

**Adjournment**

**MOTION:** Mr. Glynn made a motion to close the public hearing and a motion to adjourn at 8:25 PM; Mr. Splaine seconded; motion passed unanimously.

Respectfully submitted,

Christine Marshall  
Conservation Commission Secretary