

Approved: July 12, 2023
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IPSWICH CONSERVATION COMMISSION
Meeting Minutes
June 21, 2023

Pursuant to a written notice posted by the Town Clerk and delivered to all Conservation Commission members, a meeting was held Wednesday, June 21, 2023 at 7:00 p.m. via ZOOM. Attendance was taken and members present were Chair William Paulitz, Vice-Chair Jennifer Hughes, Commissioners Sissy ffolliott, Catherine Carney-Feldman, Raymond Putnam, and James (Jim) Stone. Also present were Agent Jenna Pirrotta and Recording Secretary Odile Breton. Absent with prior notice was Commissioner Jack Stone. Please note all ICC votes are done by roll call.

DEFINITION INDEX:

ACEC – Area of Critical Environmental Concern
ANRAD - Abbreviated Notice of Resource Area Delineation (WPA Form 4A)
BOH – Board of Health
BVW - Bordering Vegetated Wetland
Bylaw – Ipswich Wetlands Protection Bylaw (Ch. 224)
COC – Certificate of Compliance (Request for COC = WPA Form 8A; COC = WPA Form 8B)
CR – Conservation Restriction
CZM – MA Office of Coastal Zone Management
DCR - Department of Conservation and Recreation
DEP – MA Department of Environmental Protection
DPW- Ipswich Department of Public Works
EC – Emergency Certificate
EO – Enforcement Order (WPA Form 9)
ICC – Ipswich Conservation Commission
LIAU – Land in Agricultural Use
LSCSF – Land Subject to Coastal Storm Flowage
LSP – Licensed Site Professional
NOI – Notice of Intent (WPA Form 3)
NBZ – No-Build Zone, per Ipswich Wetlands Protection Bylaw
NDZ – No-Disturbance Zone, per Ipswich Wetlands Protection Bylaw
O & M Plan – Operations and Maintenance Plan: An O&M plan is an indication that a facility is in continued compliance with applicable regulations and permit conditions
OOC – Order of Conditions (WPA Form 5)
ORAD – Order of Resource Area Delineation (WPA Form 4B)
RDA – Request for Determination of Applicability (WPA Form 1) (*below is a list of possible outcomes for RDAs; all issued on WPA Form 2*)
 Negative #2 Determination (NDA) – This is an approval for work in in resource areas
 Negative #3 Determination (NDA) – This is an approval for work in in buffer zones
 Negative #5 Determination (NDA) – This is approval for work that meets the requirements of an exception under the WPA
 Negative #6 Determination– This is an approval for work under the Ipswich Wetland Protection Bylaw
 Positive Determination – This is a denial requiring an NOI to be filed should the applicant wish to pursue
RPA - Riverfront Protection Act
SWM – Storm Water Management
SPP – Small Projects Permit
WPA – Massachusetts Wetlands Protection Act (310 CMR 10.00 *et seq.*)
ZBA – Zoning Board of Appeals

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Citizen's Queries: None noted.

Matters Being Continued to FUTURE Sessions at the Applicant's Request:

MATTER: 36-0937: 17 Greens Point Road. Baker. COC. Cont. from 6/7/2023
DISCUSSION: The matter is being continued without discussion at the applicant's request.
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Carney-Feldman to continue to July 12, 2023 (at a meeting via ZOOM). The motion was seconded by Commissioner Jim Stone and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ None.
MATTER: 36-1417: 173 Linebrook Road (Phase II – Roadway only). Symes Associates (Williams & Sparages). COC. Cont. from 6/7/2023
DISCUSSION: The matter is being continued without discussion at the applicant's request.
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Carney-Feldman to continue to July 12, 2023 (at a meeting via ZOOM). The motion was seconded by Commissioner Jim Stone and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ None.
MATTER: 36-1415: 173 Linebrook Road (Phase II – Lot 21). Symes Associates (Williams & Sparages). COC. Cont. from 6/7/2023
DISCUSSION: The matter is being continued without discussion at the applicant's request.
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Carney-Feldman to continue to July 12, 2023 (at a meeting via ZOOM). The motion was seconded by Commissioner Jim Stone and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ None.
MATTER: 36-1416: 173 Linebrook Road (Phase II – Lot 20). Symes Associates (Williams & Sparages). COC. Cont. from 6/7/2023
DISCUSSION: The matter is being continued without discussion at the applicant's request.
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Carney-Feldman to continue to July 12, 2023 (at a meeting via ZOOM). The motion was seconded by Commissioner Jim Stone and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ None.
MATTER: 36-1328: 121 Little Neck Road. Lochtefeld. COC. Cont. from 8/3/2022
DISCUSSION: The matter is being continued without discussion at the applicant's request.

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MOTION:

◆ **A motion was made by Commissioner Putnam to continue to July 26, 2023 (at a meeting via ZOOM). The motion was seconded by Commissioner ffolliott and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

Matters to be Withdrawn at the Applicant's Request

MATTER: 36 - : Argilla Road, Crane Estate entrance to Crane Beach gatehouse. Town of Ipswich Public Works (Woods Hole Group). NOI for adaptation project to increase road elevation. *Cont. from 5/17/2023*

DISCUSSION: Pirrotta noted the applicant is withdrawing the application.

MOTION:

◆ **A motion was made by Commissioner Jim Stone to accept the applicant's withdrawal without prejudice. The motion was seconded by Commissioner ffolliott and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

Courtesy Positions for Town Projects

MATTER: 25 Green Street. Town of Ipswich ReCreation and Culture. Small Project Permit for disc golf basket installation. *New*

DISCUSSION: Present were Kerrie Bates (Ipswich ReCreation and Culture Director) and Henry Ebinger. Bates explained three holes will be dug by hand to install the disc golf baskets. Concrete will be poured in the holes to hold the baskets in place. She noted the disc golf baskets can be easily moved / relocated. An aerial view of the site was presented and the area for the proposed baskets was identified. The area is within the 100 ft. buffer to coastal bank and 200 ft. riverfront area.

Pirrotta met with Bates on-site. The project appears straightforward. Pirrotta recommends removal of spoils and sediment. Hughes has concerns about the proposed location near a wooded area and the bank. Hughes has concerns with activity and would not want to encourage walking on the bank that might cause erosion of the bank. Bates noted the area is for sporting activity and the location selected is to maximize use of the area. Hughes said it appears to conflict with the baseball field. Bates said the baskets are temporary and can be moved. Paulitz suggested monitoring the activity.

MOTION:

◆ **A motion was made by Vice-Chair Hughes to approve the SPP as presented with the condition that sediment be removed from the area and if any bank erosion is caused by the activity, the baskets be relocated. The motion was seconded by Commissioner ffolliott and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

DOCUMENT LIST:

SPP packet dated 6-13-23; site photos 6-15-23

MATTER: 36-1531: 36 Linebrook Road. Town of Ipswich, Town Manager (Gallante Architect Studio). NOI to construct a new multi-story building with associated appurtenances. *Cont. from 6/7/2023*

Stormwater Management Permit Application to construct a new multi-story building with associated appurtenances. *Cont. from 6/7/2023*

DISCUSSION: Present were Stephen Crane, Town Manager, Bob Weatherall (Public Safety Committee), Steve Powers (civil engineer – Samiotes Consultants, Inc.), Ted Gallante (principal architect – Gallante Architect Studio), Barry Hosmer (landscape architect), Fire Chief Paul Parisi, and Police Chief Paul Nikas.

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Powers noted peer review comments were received in the afternoon but did not have time to prepare responses for this meeting. Paulitz also sent comments for stormwater management and noted some test pits were not reflected on the plans. Powers explained the Geotech pits were not logged and will add them to the plans. Paulitz requested the test pit logs be included with the updated plan submission.

Powers reviewed existing conditions and noted flagged wetlands on the site plan. MassDEP requested supplemental soil tests and Powers pointed out the test pit locations. The site layout plan was reviewed and the project maintains slightly less than 15% of impervious surfaces. Concrete grass pavers will be used for parking area adjacent to wetlands buffer zones. Gravel maintained in storage area. Drive aisles were reduced to 22 ft. width from 24 ft. width. The utility plan was reviewed and the site will be connected to Town sewer. Three infiltration systems are proposed for the site. There is some grading in a small portion of the 50 ft. NDZ. Powers pointed out approximately 22 sq. ft. of pavement that falls in the 50 ft. NDZ and mitigation is proposed. The 65 ft. buffer zone also includes pavement. Powers explained the project is compact and condensed to the upland area as much as possible. Rear access to the building and rear parking for the police department is needed. An alternatives analysis was submitted. A stormwater overflow pipe is extended and relocated to exit the southwest side of the site.

Hosmer reviewed the landscape plan and the mitigation area. Approximately 10,340 sq. ft. will be added to the NDZ. Hosmer described seed mix to be used and native species to be planted. The area is by the rear parking lot and will not be mowed. Carney-Feldman recommended using only straight natives for plants. Hosmer said straight natives will be used in resource and buffer zones. Cultivars are allowed to be used outside of buffer areas.

Building and parking layouts were reviewed. The site needs access to Linebrook Road to provide public safety services. Paulitz suggested submitting the original plans with revised plans as part of the alternatives analysis. Hughes said the applicant should provide justification for parking in the NBZ and suggested grass pavers be used for the parking area. Hughes inquired about the generator. Gallante said it is a diesel fuel generator. Hughes asked if it could be located on pavement for concerns of a potential fuel spill. Gallante said the design team will look into shifting the generator to pavement. Hughes said gravel needs to be included as an impervious surface for MS4 and stormwater management permits. Infiltration will not be the primary treatment for the gravel area.

Carney-Feldman asked about the community center. She suggested the space could be used for public safety purposes and reduce the parking. Weatherall said the Public Safety Commission did not want to isolate Public Safety and it was important to include a community center in the project.

Monumentation for the site was discussed. Hughes recommended 2 granite posts (1 on each end of NDZ) and wood posts in between the granite posts. Conservation markers should be epoxied on the posts.

Public Comment:

Attorney Meredith Fine (represents Vanessa Gray at 34 Linebrook Road and several residents on Pineswamp Road and Linebrook Road) requested a copy of the peer review and comment, Paulitz said to contact the Conservation Office at Town Hall.

Odile Breton, 9 Soffron Lane, works part-time for the Town, said it appears a snow storage area appears to be in the NDZ or adjacent. Hughes said the NDZ means no disturbance. No snow storage is allowed in the NDZ. Powers will look into relocating the snow storage area. Hughes suggested identifying snow storage areas on site or place no snow storage signs for NDZ.

Seth Perry, 29 Linebrook Road, expressed concerns about including a community center on the site. He is concerned about fire trucks getting bigger and the compact nature of the project site. The site does not provide room for growth.

Dan Trindade, 11 Pineswamp Road, inquired about plans for stormwater run-off and water storage. Powers reviewed the 3 infiltration systems planned for the project. The project is required to comply with State and local laws for stormwater run-off. Powers explained how the stormwater calculations are determined.

Rick Covino, 65 Pineswamp Road, is concerned with the use of the site and does not believe the project will work on the site. Covino provided an example of an ambulance opening its rear doors for pulling out a stretcher. He suspects difficulty with this activity at entrances. Covino is concerned with the use of water for training purposes and where the water will go. He is also concerned with the use of chemicals for snow and ice. Powers said the O & M Plan can include information about the treatment of snow and ice.

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Weatherall invited the public to attend the Public Safety Committee meeting scheduled for June 27, 2023, and bring queries about the project.

Amanda Tower, 29 Linebrook Road, asked if an outdoor lighting study was considered for the eco system. She noted the diverse habitat in the area. Paulitz noted the ICC is to enforce Wetlands Protection Act and local bylaws and the Planning Board would be the place to seek an answer to that question.

Sue Coppola, 29 Pineswamp Road, thanked the ICC for its review.

Fire Chief Paul Parisi addressed a concern about fire trucks potentially being contaminated with chemicals and the chemicals being washed off on-site. He said this would not happen.

Applicant needs to prepare responses to the peer review for the next hearing.

MOTION:

◆ **A motion was made by Commissioner Jim Stone to continue to July 12, 2023. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

Documents: Alternative Analysis prepared by Samiotes dated 6-14-23; plans prepared by The Galante Architecture Group dated 6-14-23

Small Project Permits

MATTER: 148 Town Farm Road. Palmariello. SPP. Test pits and shed replacement. *Cont. from 6/7/2023*

DISCUSSION: The matter was tabled at 8:54 pm (see vote below). The matter was untabled at 9:55 pm (see vote below). Present was Bill Manuell (Wetlands Land & Management Inc.). The site plan was presented and tests pits are for an upgrade to the septic system. The entire property is within the coastal flood zone. Manuell pointed out the proposed locations of the test pits. One test is within the ACEC and one is outside of ACEC. Hughes suggested moving the test pit out of ACEC. Manuell will move closer to the driveway.

Pirrotta suggested adding condition to backfill and locating test pits out of ACEC. ICC agreed with suggested conditions. No public comment noted.

MOTION:

◆ **A motion was made by Commissioner Carney-Feldman to table the matter. The motion was seconded by Commissioner Putnam and passed unanimously.**

◆ **A motion was made by Commissioner Carney-Feldman to untable the matter. The motion was seconded by Commissioner Jim Stone and passed unanimously.**

◆ **A motion was made by Commissioner ffolliott to approve the SPP with conditions. The motion was seconded by Vice-Chair Hughes and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

DOCUMENT LIST:

MATTER: 17 Dow Brook Circle. Breen/Svedlow. SPP for landscaping and fence installation. *Cont. from 6/7/2023*

DISCUSSION: Present were Kathleen Breen and Gerald Svedlow (owners/applicant). The matter was discussed with the minor modification application noted below. The owners/applicants requested withdrawing the SPP application.

MOTION:

◆ **A motion was made by Commissioner ffolliott to accept applicant withdrawal without prejudice. The motion was seconded by Commissioner Jim Stone and passed unanimously.**

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ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

DOCUMENT LIST:

Requests for Determination of Applicability:

MATTER: 13 Dow Brook Circle. Strickler. RDA for 600 sq. ft. patio installation. *Cont. from 6/7/2023*

DISCUSSION: Present were Ruth Berry and Fred Strickler (owners/applicants). The matter was discussed with the minor modification application noted below. The owners/applicants requested withdrawing the RDA application.

MOTION:

♦ **A motion was made by Commissioner Carney-Feldman to accept withdrawal without prejudice. The motion was seconded by Commissioner ffolliott and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

MATTER: 15 Bay View Road. Moberger/Hirbour. RDA to repair and rebuild second floor within existing footprint of current structure. *New*

DISCUSSION: Present were John Moberger and Kathleen Hirbour (owners/applicants). Moberger explained the project will not extend beyond the footprint of the existing house. The project is to rebuild the second floor and add one bathroom. The project is within the 100 ft. buffer to the coastal bank. Pirrotta recommended erosion controls in the back of the site. No digging is proposed with the project. Pirrotta said negative # 3 and #6 boxes should be selected. Pre and post inspection site visits by the Conservation Agent are recommended. ICC agreed with recommendations. No public comment noted.

MOTION:

♦ **A motion was made by Commissioner Putnam to issue an NDA (selecting negative # 3 and #6 boxes) with Special Conditions for erosion controls and pre and post inspection site visits by the Conservation Agent. The motion was seconded by Commissioner ffolliott and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

DOCUMENT LIST:

RDA packet dated 5-31-23; plans prepared by Savoie Nolan Architects dated 5-23-31

Minor Modifications and Extensions to OOC:

MATTER: 36-1374: 21 River Road. Torrissi. Extension request. *New*

DISCUSSION: Present was Joe Torrissi (owner/applicant). The project is to reconstruct a single-family home and Torrissi is requesting an extension of 1 year to complete the work. The OOC expires 7/21/2023. Pirrotta noted the site needs to stabilize.

MOTION:

♦ **A motion was made by Commissioner Carney-Feldman to grant a one-year extension to the OOC. The motion was seconded by Vice-Chair Hughes and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

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DOCUMENT LIST:

Documents: Extension Request dated 6-6-23

MATTER: 36-1414: 173 Linebrook Road. Symes Associates (Williams & Sparages). Extension request. *New*

DISCUSSION: Present was Rich Williams (Williams & Sparages). Williams explained the OOC expires 8/26/2023 and need additional time to complete work in phase 3 (lot 25). The request is for a one-year extension. No public comment noted.

MOTION:

◆ **A motion was made by Commissioner ffolliott to grant a one-year extension to the OOC. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

DOCUMENT LIST:

Extension request dated 6-2-23

MATTER: 36-1414: 173 Linebrook Road (17 Dow Brook Circle). Breen. MM for landscaping installation. *New*

DISCUSSION: Present were Kathleen Breen and Gerald Svedlow (owners/applicants). It was noted the applicants originally filed for a Small Projects Permit (SPP) for the work. The SPP application was withdrawn (see above) and the applicants re-filed for a minor modification to an open OOC for the work. Breen explained the landscaping and it will include native plants. The planting list was reviewed. Carney-Feldman suggested plants that do well in sunlight areas. Owners will substitute for the plants listed for plants suggested by Carney-Feldman. No public comment noted.

MOTION:

◆ **A motion was made by Commissioner Carney-Feldman to approve the minor modification as drafted/amended substitution plants suggested. The motion was seconded by Vice-Chair Hughes and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

DOCUMENT LIST:

Minor Modification request dated 6-13-23

MATTER: 36-1414: 173 Linebrook Road (13 Dow Brook Circle). Strickler. MM for patio installation. *New*

DISCUSSION: Present were Ruth Berry and Fred Strickler (owners/applicants). The applicants originally filed an RDA for the project. The withdrew the RDA application and re-filed under a minor modification to an OOC. See above for RDA withdrawal.

The project proposes a 650 sq. ft. patio outside the NBZ. No public comment noted.

MOTION:

◆ **A motion was made by Vice-Chair Hughes to approve the minor modification as presented. The motion was seconded by Commissioner Putnam and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

DOCUMENT LIST:

Minor Modification request dated 6-14-23

STORMWATER MANAGEMENT PERMIT APPLICATIONS

MATTER: 80 Old Right Road. Koning (Graham). Application to raze and replace existing single-family house. **Cont. from 5/17/2023**

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<p>DISCUSSION: Present was Larry Graham (H.L. Graham & Associates). ffolliott is recused. Graham submitted updated plans for low impact development (LID) techniques on June 7, 2023. Graham presented the updated plans and pointed out the rain garden and drip edge trenches that were added for roof runoff. The planting plan was reviewed. Pirrotta recommends the applicant submit a final plan (to include landscape plan for pool area) and reviewed by Conservation Agent for any significant changes. Landscape plan for pool area must meet stormwater management permit requirements. ICC reserves the right to re-open the hearing for non-compliance. No public comment noted.</p>
<p>MOTION:</p> <p align="center">♦ A motion was made by Commissioner Jim Stone to approve the stormwater management permit with conditions for the pool landscape plan to meet stormwater management permit requirements. The motion was seconded by Vice-Chair Hughes and passed with 5 votes (ffolliott recused).</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS:</p> <p align="center">❖ <i>None.</i></p>
<p>DOCUMENT LIST:</p> <p>Revised plans prepared by HL Graham Assoc. dated 6-7-23</p>

Requests for Certificates of Compliance:

<p>MATTER: 36-1502: 263 Argilla Road. Whitten (Graham). COC. <i>New</i></p>
<p>DISCUSSION: Present was Larry Graham (H.L. Graham & Associates). The project was for a septic system repair. The system was installed and the Board of Health accepted the as-built plan. Graham noted the site is stabilized.</p>
<p>MOTION:</p> <p align="center">♦ A motion was made by Vice-Chair Hughes to issue a full and final COC. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS:</p> <p align="center">❖ <i>None.</i></p>
<p>DOCUMENT LIST:</p> <p>COC packet prepared by HL Graham Assoc. dated 5-31-23</p>

<p>MATTER: 36-1235: 189 High Street. Tassar LLC. COC. <i>Cont. from 6/7/2023</i></p>
<p>DISCUSSION: Pirrotta has not heard back from the owner regarding further work. Pirrotta to reach out to the owner again.</p>
<p>MOTION:</p> <p align="center">♦ A motion was made by Commissioner Putnam to continue to July 12, 2023. The motion was seconded by Commissioner ffolliott and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS:</p> <p align="center">❖ <i>Pirrotta to reach out to owner.</i></p>

Enforcement Matters:

<p>MATTER: 46 North Ridge Road: Enforcement for unpermitted cutting on bank. <i>Cont. from 10/19/2022</i></p>
<p>DISCUSSION: Present was Evin Guvendiren (DeRosa Environmental). Guvendiren provided an update on action items under the EO. There have been no additional activities in the jurisdictional area and monuments were installed. Vegetation is being monitored and it had grown back (most of them invasives). Guvendiren noted sumac, garlic mustard and knotweed in the area. A photograph of the area was displayed. Hughes suggested another year of monitoring for bank stabilization. Hughes suggested developing a planting plan to help stabilize the bank. Guvendiren will discuss with the owners.</p>

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MOTION:

◆ **A motion was made by Commissioner Ffolliott to continue to July 12, 2023. The motion was seconded by Vice-Chair Hughes and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

Documents: Monitoring report dated 6-7-23 prepared by DeRosa Env.

MATTER: 31 River Road. Enforcement for incomplete mitigation. *Cont. from 3/1/2023*

DISCUSSION: Present was Evin Guvendiren (DeRosa Environmental). The EO was issued to complete mitigation planting. A planting plan and photograph of the area were presented. Paulitz suggested another growing season for monitoring. The planted area should be maintained in perpetuity as it is mitigation.

MOTION:

◆ **A motion was made by Commissioner Carney-Feldman to continue to June 19, 2024. The motion was seconded by Vice-Chair Hughes and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

MATTER: 19 Hayward Street. Enforcement for invasives species management. *Cont. from 11/2/2022*

DISCUSSION: Present was Evin Guvendiren (DeRosa Environmental). Guvendiren provided an update and noted knotweed was removed. A monitoring report was submitted. Photographs of the area were displayed and it is stabilized. Hughes suggested another year for monitoring.

MOTION:

◆ **A motion was made by Vice-Chair Hughes to continue to June 19, 2024. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

Documents: Monitoring report dated 6-7-23 prepared by DeRosa Env.

MATTER: 257 Topsfield Road. Potential violation for unpermitted clearing activities. *Cont. from 6/7/2023*

DISCUSSION: Present was Evin Guvendiren (DeRosa Environmental). Guvendiren said an initial site visit was done and she continues to assess the site but needs more time to complete the delineation work.

MOTION:

◆ **A motion was made by Vice-Chair Hughes to continue to August 9, 2023. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.**

ACTION ITEMS / SPECIAL INSTRUCTIONS:

❖ *None.*

MATTER: 3 Willowdale Circle. Unpermitted tree cutting. *Cont. from 6/7/2023*

DISCUSSION: Present were Barbara Lundberg (owner) and Shaun Powers (Cole Landscaping). Pirrotta did a site visit and noted many plantings did not survive. It appeared straight natives were not planted. It was noted that cultivars should not be used in jurisdictional areas. Powers noted there were limited choices available for plantings at the time. Fifteen plants are required to be planted per the EO (3 species, 5 plants each). Hughes suggested planting this season and checking back with ICC when the planting is completed.

MOTION:

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<p align="center">◆ A motion was made by Vice-Chair Hughes to continue to October 4, 2023. The motion was seconded by Commissioner Ffolliott and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS:</p> <p align="center">❖ <i>None.</i></p>
<p>MATTER: 375 Linebrook Road. Enforcement for vegetation removal and stone placement. <i>Cont. from 6/7/2023</i></p>
<p>DISCUSSION: Present was Ryan Snee (owner). Snee contracted with a wetlands scientist to perform the delineation and develop a restoration plan. He expects to have the restoration plan for August 2023. Paulitz suggested the owner return to the ICC with an update on the plan.</p>
<p>MOTION:</p> <p align="center">◆ A motion was made by Commissioner Carney-Feldman to update the Enforcement Order language for a restoration plan review for August 23, 2023. The motion was seconded by Commissioner Jim Stone and passed unanimously.</p> <p align="center">◆ A motion was made by Vice-Chair Hughes to continue to August 23, 2023. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS:</p> <p align="center">❖ <i>None.</i></p>
<p>DOCUMENT LIST:</p>
<p>MATTER: 89/91 Turnpike Road. Enforcement for materials stockpiling. <i>Cont. from 6/7/2023</i></p>
<p>DISCUSSION: Pirrotta did a site visit and noted the stockpiling of materials. Pirrotta issued an EO to install erosion controls by June 23, 2023. The owners responded and relocated the stockpiles. Pirrotta has not re-visited the site to verify. Paulitz suggested updating the EO to remove the stockpiles by July 12, 2023 and to have owners appear before the ICC.</p>
<p>MOTION:</p> <p align="center">◆ A motion was made by Commissioner Carney-Feldman to ratify the Enforcement Order to relocated stockpiles of material outside jurisdictional area by July 12, 2023 and to appear before the ICC on July 12, 2023. The motion was seconded by Vice-Chair Hughes and passed unanimously.</p> <p align="center">◆ A motion was made by Commissioner Jim Stone to continue to July 12, 2023. The motion was seconded by Commissioner Putnam and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS:</p> <p align="center">❖ <i>Pirrotta to update EO.</i></p>
<p>DOCUMENT LIST:</p>
<p>MATTER: 140 Jeffreys Neck Road. Unpermitted cutting on the bank. <i>Cont. from 1/4/2023</i></p>
<p>DISCUSSION: Pirrotta met with the owner. Photographs of the bank were displayed. No additional cutting has occurred. Erosion controls are gone and the area appears stable.</p>
<p>MOTION:</p> <p align="center">◆ A motion was made by Vice-Chair Hughes to issue a return to compliance letter. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.</p>
<p>ACTION ITEMS / SPECIAL INSTRUCTIONS:</p> <p align="center">❖ <i>None.</i></p>
<p>DOCUMENT LIST:</p>

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MATTER: 284 High Street. Unpermitted tree removal. <i>Cont. from 1/4/2023</i>
DISCUSSION: Hughes is recused from the matter. Pirrotta met with the owners and noted 4 cedar trees have not been planted as required. The trees need to be planted and Pirrotta to reach out to owners. Pirrotta to send written communication to owners to appear at the July 12, 2023 ICC meeting.
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Jim Stone to continue to July 12, 2023. The motion was seconded by Commissioner Putnam and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>None.</i>
MATTER: 43 Boxford Road. Potential violation for stone wall and floating dock. <i>New</i>
DISCUSSION: Pirrotta said a floating deck was installed. Pirrotta said the former conservation agent sent an email stating no approval is needed for a floating dock if it is not attached to the bank. Pirrotta does not know when the stone wall was installed. Hughes noted Chapter 91 approval is needed for the dock if it is attached to the bank. Hughes suggested sending a potential violation notice for a pile supported structure and request the owners appear before the ICC on July 12, 2023.
MOTION: <ul style="list-style-type: none"> ◆ A motion was made by Commissioner Putnam to issue a potential violation notice and for the owners to appear at the July 12, 2023 ICC meeting. The motion was seconded by Vice-Chair Hughes and passed unanimously. ◆ A motion was made by Commissioner ffolliott to continue to July 12, 2023. The motion was seconded by Commissioner Carney-Feldman and passed unanimously.
ACTION ITEMS / SPECIAL INSTRUCTIONS: <ul style="list-style-type: none"> ❖ <i>Pirrotta to issue potential violation notice.</i>

Approval of Minutes: June 7, 2023

Paulitz suggested an edit to note all ICC votes are done by roll call.

- ◆ A motion was made by Commissioner Carney-Feldman to approve the minutes as drafted/amended. The motion was seconded by Vice-Chair Hughes and passed unanimously.

Adjournment:

- ◆ A motion was made by Vice-Chair Hughes to adjourn at 11:01 p.m. The motion was seconded by Commissioner Putnam and passed unanimously.

Respectfully submitted,

Odile Breton
Recording Secretary

These minutes are the summary of a taped or video-recorded meeting and of secretarial notes. As such, the Ipswich Conservation Commission reserves the right to supplement these minutes with tapes and vice versa, to reflect the proceedings. The Ipswich Conservation Commission does not guarantee the quality of the tapes or video-recording, nor does it exclusively rely upon them.