



TOWN OF

HARWICH

732 Main Street  
Harwich, MA 02645

CONSERVATION COMMISSION

(508) 430-750-7538 FAX: (508) 430-7531

HARWICH CONSERVATION COMMISSION

WEDNESDAY OCTOBER 19, 2016

DONN B. GRIFFIN ROOM  
HARWICH TOWN HALL  
6:30 PM

MINUTES

**PRESENT:** Walter Diggs; Ernie Crabtree; Brad Chase; John Rossetti; Rob Mador,  
and Conservation Administrator, Amy Usowski.

**ABSENT:**

Carolyn O'Leary

**CALL TO ORDER**

6:32 PM by Chairman, Walter Diggs

**HEARINGS**

**REQUEST FOR DETERMINATION OF APPLICABILITY**

6:32 **Dan Denny, 119 Julien Road, Map 16, Parcel W4-4** - Limited excavation of clean soils at corners of dwelling foundation at northeast corner of dwelling for installation of atlas piers; removal of petroleum impacted soils.

Presenter: David C. Bennett, LPG, CGWP, LSP - Bennett Environmental Associates, Inc.

Mr. Bennett explained the project. It is an after-the-fact Request for Determination of Applicability for remedial response within the 50-100' buffer zone to the salt marsh, within the Flood Zone, and just outside the 100' buffer to the coastal beach from an accidental release of fuel oil from an abandoned above-ground storage tank in the crawl space beneath the dwelling. They need to remove a 6' x 6' area of soil to a depth of 8 feet in the area that the tank was removed.

Mr. Bennett stated the report was finished today, and he will forward it to Amy Usowski. No contaminated soils were removed.

Ms. Usowski asked how much oil came out of the tank. Mr. Bennett said that there is actually no way of knowing. The tank was allowed to run dry. The tank has been cut up and removed by the fire department.

Mr. Bennett explained that Bennett Environmental has the responsibility for determining the extent of impacted soils and for the monitoring of soil samples (ground water) moving forward under MA Contingency Plan (MCP) 310 CMR 40.0000.

Amy Usowski recommends approval of Negative Determination #'s 3 and 6.

**Motion made by Brad Chase to approve the project for 119 Julien Road with a Negative Determination #'s 3 and 6. Seconded by Rob Mador. Vote: 5-0-0.**

**6:53 Gwynne Daks, 18 Harbor Way, Map 1, Parcel C-2-7-0 - Proposed upgrade from existing cesspool to a Title 5 sewage disposal system within the 100' buffer zone to a coastal bank and 200' buffer zone to riverfront area (continued from 10-5-2016).**

**Motion made by Ernie Crabtree to continue 18 Harbor Way to November 2, 2016. Seconded by John Rossetti. Vote: 5-0-0.**

**6:55 Michael Weinberg, 18 Sound View Road, Map 25, Parcel L1-6 - Construct pool with retaining wall, pool decking, fencing drainage, landscaping, mitigation and appurtenances.**

Presenter: Robin Wilcox - Sweetser Engineering

Amy Usowski said she thinks that staking in the field may be incorrect. She asked for revisions on a revised plan.

**Motion made by Ernie Crabtree to continue 18 Sound View Road to November 2, 2016. Seconded by John Rossetti. Vote: 5-0-0.**

### **ORDERS OF CONDITION**

**7:00 Terence & Pamela McDermott, 151 Gorham Road, Map 24, Parcel R1-1 - Construction of addition to dwelling within 100' of a cranberry bog.**

**Motion made by Brad Chase to approve the Orders of Condition for 151 Gorham Road. Seconded by Rob Mador. Vote: 5-0-0.**

**6:58 Michael Weinberg, 18 Sound View Road, Map 26, Parcel L1-6 (SE 32-197)**

**Motion made by Ernie Crabtree to approve the Certificate of Compliance for 18 Sound View Road. Seconded by John Rossetti. Vote: 5-0-0.**

**7:05 Catherine Roberts, Trustee of the Roberts Family Realty Trust, 22 Walkerwoods Drive, Map 94, Parcel A5-8 (SE 32-1411).**

**Motion made by Ernie Crabtree to approve the Certificate of Compliance for 22 Walkerwoods Road. Seconded by Brad Chase. Vote: 5-0-0.**

### **7:05 MINUTES**

**Minutes of April 20, 2016 Approved on May 25, 2016. Motion to approve made by Bob Sarantis. Seconded by Ernie Crabtree. Vote: 5-0-0.**

Minutes of July 20, 2016 Approved with edits on August 8, 2016. Motion to approve made by Ernie Crabtree. Seconded by Brad Chase. Vote: ~~6-0-0~~ Edits made.

5:0:0

Minutes of October 5, 2016 - Work in progress.

7:10 DISCUSSION

1. Request for services - 56 Purmackene Lane

Amy Usowski reports that she is working with the Town Engineer. She went out to the site with Matt Creighton. There was no water at the site last year. Mr. Creighton does not believe it is a vernal pool. He will look for other signs and make his recommendation to HCC as soon as possible. He will check the following: Delineation; isolated wetland and, wildlife habitat.

Ms. Usowski has scheduled a meeting with the Town Engineer for Monday, October 24<sup>th</sup>.

2. RFP Bells Neck Bog

Discussions with Town Engineer involve: Options of how to manage; keep one bog going and not the other; Herring Run; elevations/benchmarks; one individual in town wants to lease for farming; maybe release one small portion for farming, and issues of nitrogen.

3. Wetland Regulations

Nothing new to report.

4. Final interviews with prospective Assistant Conservation Agent position candidates.

ADJOURN

Motion to Adjourn to Executive Session not to return to Regular Session at 7:25 PM by Roll Call Vote: Walter Diggs; Brad Chase; Rob Mador; Ernie Crabtree, and John Rossetti. All in Favor.

Minutes transcribed by Board Secretary, Marie Hickey

SIGN IN SHEET  
Donn B. Griffin Room  
October 19, 2016

David Bennett  
Robin Wilcox

Bennett Environmental  
Sweetser Engineering

WW Diggs

11-2-16

