



Conservation Commission Meeting Minutes

Wednesday, October 23, 2024

Town of Kingston
26 Evergreen Street, Room 200
Kingston, MA 02364

Present: Kalina Vendetti (Chairperson), Marilyn Kozodoy, Brian Payne, Dorothy Macfarlane

Virtual: Jim Franklin (Vice-Chairperson)

Absent: Megan Hickey, Vittorio “Buz” Artiano

Staff: Matt Penella, Conservation Agent

Location: Town Hall Offices, Room 200 & Via Zoom

Commission Meeting Opened: 6:30 p.m.

BUSINESS:

I. Signing Documents

The Commission signed the following documents: a Determination of Applicability (DOA) and an Enforcement Order for 11 Wharf Lane; a \$2,860.00 invoice from Beals & Thomas for the Sampson’s Brook Headwaters Restoration Project; a \$35.60 mileage reimbursement to the Conservation Agent; a \$29.14 invoice from WB Mason for office supplies; and a \$2,311 payment to the Plymouth County Registry of Deeds for recording the waterways license at Blackwater Memorial Forest.

II. Action Items

- a) **15 Crystal Drive: Request for Determination of Applicability (RDA) for the proposed grading and construction of a retaining wall and deck within the buffer zone of wetland resource areas.**

Chairperson Vendetti re-opened the public meeting to discuss the Request for Determination of Applicability (RDA) for 15 Crystal Drive. Agent Penella stated that the homeowner asked the contractor to make the deck board spacing 3/8 of an inch to maintain a pervious surface, and the contractor has agreed. The agent confirmed that all dimensions and plans for the project have been provided. He noted that there is a vernal pool behind the property, and the project is located within 200 feet of the mean high-water mark of the vernal pool. However, the entire project, as proposed, is within the existing yard and fenced-in area. The agent added that the project is also within the outer reaches of the vernal pool.

The agent stated that the retaining wall meets the Kingston Wetland Protection Regulations standards and is more than 50 feet from any resource area, including the outer reaches of a Bordering Vegetated Wetland and the vernal pool. He further noted that the area between the project site and resource areas is densely vegetated, and the project does not propose any changes to this vegetation.

The agent recommended the issuance of a Negative 3 Determination of Applicability with the special condition that the deck board spacing be 3/8 of an inch to maintain a pervious surface. He also stated that if the Commission determines erosion controls are necessary, those can be included as an additional special condition.

VOTE: Commissioner Payne made a motion to issue a Negative 3 Determination of Applicability with the following special conditions: 1) the deck spacing must be no less than 3/8 of an inch to maintain a pervious surface; and 2) proper erosion controls must be installed and inspected by the Conservation Agent before work commences. The motion was seconded by Commissioner MacFarlane. The motion PASSED with a vote 5-0-0.

b) 26 Wapping Road: Request for Determination of Applicability (RDA) for repaving the parking area and routine vegetation management within the 200-foot Riverfront Area to the Jones River and the buffer zone of a Bordering Vegetated Wetland. The project also proposes the installation of a fence within the buffer zone of a Bordering Vegetated Wetland.

Chairperson Vendetti re-opened the public meeting to discuss the Request for Determination of Applicability (RDA) for 26 Wapping Road. Agent Penella stated that all updates requested at the last meeting have been received. He noted that the applicants also identified a need for improvements to the portico, which is located within the outer reaches of the Commission's jurisdiction. The agent recommended including this work with the current filing, which has since been updated. He added that the portico is located within an existing paved entryway area to the main building.

The agent stated that the wetland delineation, performed on August 27th, is reflected in the updated plan. The section of fencing previously located within the 30-foot no-landscaping setback has been replaced with conservation posts, eliminating the need for a variance. A notation has also been added to the plan requiring 6 inches of ground clearance for the fence to allow for small wildlife passage.

Additional notations limit vegetation management activities to twice per year unless otherwise necessary for property protection. The plan details allowable maintenance activities that do not require permitting, including mowing, brush control, and the removal of damaged or unhealthy trees posing an immediate threat. It also specifies that a permit is required for the removal of healthy trees, stump removal or grinding, and earth disturbance.

The updated plan includes a provision allowing vegetation behind the fence to be cut back or removed as needed to maintain the fence. Whenever possible, such work should be performed by hand. The plan further specifies that no cut vegetation shall be dumped behind the fence and must instead be removed from the project site.

The agent noted some errors in the legend of the plan that do not match the plan itself and requested that a corrected version be submitted. He also stated that a portion of the property is located within NHESP priority habitat but is well outside the limit of work.

The agent stated that the proposal retroactively permits work that has already been completed and provides a path for property maintenance moving forward that protects resource areas and maintains a quality buffer zone habitat.

The agent recommended issuance of a Negative 3 Determination of Applicability (DOA) with the following special conditions: (1) Per Management Requirement 3, for best ecological effect, fall mowing should ideally be delayed until at least mid-November, preferably December 1st; and (2) Chemical restrictions specify that no chemical fertilizers, herbicides, or pesticides shall be used within the Commission's jurisdiction. Any outdoor insect control applications must consist solely of natural, organic products, and records of such applications or purchases must be kept on file should the Conservation Commission or Agent inquire.

The representative for the project, Professional Engineer Eric Dias of Strongpoint Engineering, noted that note #7 on the plan specifies that all chemical treatments are prohibited within the 100-foot buffer zone.

VOTE: Commissioner Franklin made a motion to issue a Negative 3 Determination of Applicability (DOA) with the following special conditions: (1) Per Management Requirement 3, for best ecological effect, fall mowing should ideally be delayed until at least mid-November, preferably December 1st; and (2) No chemical fertilizers, herbicides, or pesticides shall be used within the Commission's jurisdiction. Any outdoor insect control applications must consist solely of natural, organic products. Records of any application or purchase of such products must be kept on file should the Conservation Commission or Agent inquire. The motion was seconded by Commissioner Kozodoy. The motion PASSED with a vote of 5-0-0.

c) Vote on tax title Town Meeting Article

Agent Penella stated that, in order to establish a gravel parking area and proper public access to the Heinrich Conservation Area on West Street, the Commission accepted tax title parcel 41-9 instead of 41-6 at the 2023 Annual Town Meeting. This decision was made to avoid issues with the residents at 32 West Street, who had been encroaching on parcel 41-6 for a long time. Unfortunately, a wetland delineation later determined that parcel 41-9 is far too wet for a parking area to be installed, as it contains a wetland and an intermittent stream.

Parcel 41-6 also has wetland flags from an Isolated Vegetated Wetland (IVW) toward the rear of the property. However, it has sufficient distance from West Street to allow for the construction of a small gravel parking area outside the 50- or 75-foot buffer zone from the flags.

Based on the 2022 encroachment enforcement site visit at 32 West Street and aerial imagery, there is already a gravel driveway on parcel 41-6 that was installed by the owners of 32 West Street as an accessory driveway. This may present an opportunity to use the existing driveway with slight modifications—such as adding a privacy fence and a small turnaround area—rather than installing a new parking area.

The article, as written on the warrant, converts parcel 41-6 from tax title to the care and custody of the Conservation Commission. A vote by the Commission in support of this article would be reflected on the Town Meeting warrant.

Commissioner Franklin stated that, following the installation of a parking area at Blackwater Memorial Forest, the area experienced increased use by residents accessing the property. He noted his support for the warrant.

VOTE: Commissioner Kozodoy made a motion to support the article being on the Town Meeting warrant. The motion was seconded by Commissioner Franklin. The motion PASSED with a vote of 5-0-0.

III. Enforcement

a) 44 Raboth Road

Agent Penella stated that he received an email from Jenna Carroll indicating that the other homeowner, Thomas Carroll, is not available as he has been out of state assisting with hurricane relief efforts. Jenna mentioned that she is still working on obtaining the specification information from the retaining wall company for submission to the Building Department.

The agent shared with the Commission an email from the Building Department dated October 9th, 2024, stating that retaining walls over 4 feet of fill require the issuance of a building permit. The permit application must include engineering data from a design professional that describes the materials to be used and the construction techniques required to meet the project's specific design requirements. If the wall is constructed from premade components, the supplier or manufacturer may have the necessary structural information.

The agent highlighted that the Commission had previously discussed having the retaining wall assessed by the Building Department. A dock on the property, which contains a duck house, was also discussed. At the last meeting, the Commission agreed that the dock could be removed. Jenna indicated that, since Thomas Carroll has been out of state, this would most likely not be done until the spring.

The agent recommended continuing the enforcement matter to November 27th to allow time for the property owner to provide the necessary information about the retaining wall.

VOTE: Commissioner Franklin made a motion to continue the enforcement matter to November 27th, 2024. The motion was seconded by Commissioner Kozodoy. The motion PASSED with a vote 5-0-0.

b) 2 Wildwood Circle

Agent Penella stated that he recently conducted a site visit on the property. He noted that, at the last meeting, it was discussed that the previous property owner cleared trees on the property between 2012 and 2016, and an above-ground pool was installed within Commission jurisdiction with no evidence of a permit. The current owner has owned the property since September 2018.

The Conservation Department received a report about unpermitted work on the property. A Notice of Violation was sent, and the property owner stated that he disassembled the above-ground pool and modified the pool deck into a play structure for his children. The agent added that the Building Inspector determined the structure did not require a permit from the Building Department.

The agent stated that the decking of the structure does not have spacing and is an impervious surface. However, it does not function as one large impervious surface, as it consists of many small, narrow sections. The agent noted that he does not have the dimensions of the structure or the percentage of impervious surface. He added that one portion of the structure consists of a sandy area, and another section has wood chips underneath, providing some potential for infiltration in those areas.

The agent stated that aerial imagery has not been updated since the work was completed, making it difficult to assess whether the area was expanded. However, it does not appear that the current homeowner has expanded the perimeter fencing, which was installed by the previous homeowner. The agent also noted that a previous wetland delineation, shown on a 1999 plan, could be used as a rough guide for setbacks.

The agent recommended a retroactive permit for the work that was done. He noted that fill had been dumped over the outer perimeter fence. However, the homeowner told the agent that the fill was pre-existing from the previous homeowner. The agent stated that he has no evidence the fill is new and stated that most of the work on the property appears to be from historic unpermitted work.

The agent mentioned that the homeowner was unaware the existing fenced-in backyard area was within jurisdiction. He noted that the work that was done could likely be addressed with a retroactive Request for Determination of Applicability (RDA). The agent recommended that the Commission set a deadline for the homeowner to submit a retroactive filing, including a wetland delineation to determine the proximity of the project to the resource area and impervious surface calculations.

Daniel Cleggett, the property owner of 2 Wildwood Circle, asked for clarification about what a delineation involves. The agent explained that, in this case, a partial wetland delineation would be required to determine the location of the wetlands. Commissioner Payne proposed a filing deadline of January 15, 2024, with the matter to go before the Commission again at the January 22nd meeting. Daniel Cleggett agreed to the proposed timeline.

VOTE: Commissioner Payne made a motion to issue an Enforcement Order mandating a retroactive filing by January 15th. The motion was seconded by Commissioner Kozodoy. The motion PASSED with a vote 5-0-0.

c) 29 Ring Road

Agent Penella stated that this enforcement issue dates back to 2022. The Commission voted to issue Enforcement Orders compelling restoration planting, which was issued in June 2022. A restoration plan was later received, and Enforcement Orders approving the restoration work were issued on September 14, 2022; however, no deadline was provided for completion.

The homeowners reached out and scheduled a site visit with staff in May 2024. During the visit, the agent informed the homeowners that the species list had not been followed and that many of the plants used were not appropriate. He suggested that they contact the wetland scientist involved with the project.

In October 2024, the homeowners followed up and provided evidence that the plants had been replaced with the appropriate species. Photos submitted show that the restoration plan was followed and that the site is now stable.

The agent stated that it appears the homeowners have fulfilled all enforcement requirements. He recommended that the Commission vote to remove the property from the enforcement agenda and issue an enforcement completion letter to the homeowners.

VOTE: Commissioner Kozodoy made a motion to remove the property from the enforcement agenda and to issue an enforcement completion letter to the homeowners. The motion was seconded by Commissioner MacFarlane. The motion PASSED with a vote 5-0-0.

IV: Meeting Minutes

No minutes were approved by the Commission.

V. Updates

a) Coalition for PDK grant

Agent Penella stated that Kingston participated alongside Plymouth and Duxbury in a grant submitted by Wildlands Trust. This is another Coastal Habitat and Water Quality grant from CZM, focusing on assessing habitat restoration opportunities within Kingston, Plymouth, and Duxbury Bay.

As part of the grant, Wildlands Trust is seeking to establish a coalition to participate in meetings throughout the duration of the grant to discuss overall goals. The agent stated that he wanted to present this to the Commission in case any Commissioners are interested in joining the coalition.

b) Bylaw update

Agent Penella stated that, at the 2023 Town Meeting, the wetlands by-law was amended, and the town enacted a tree-clearing by-law. Both changes were disputed at the Attorney General's office by local interest groups. The agent added that he recently learned from Town Counsel that the by-law had already been approved for nine months.

The Town Clerk confirmed that during an update of the town's general by-laws, the wetlands by-law changes and the tree-clearing by-law were also included. The agent explained that the regulations now need to be updated to align with the by-law.

The agent noted that the Conservation Commission's regulations will need to allow for the review of portions of a project related to tree clearing outside of jurisdiction so that applicants do not need to obtain an additional permit.

c) Silver Lake

Agent Penella stated that he has been documenting how the receding water levels at Silver Lake are impacting the state-listed freshwater mussel species within the lake. Many of the mussels are being exposed and dying. Water levels are more than 40 inches down, and there has been no meaningful response from Brockton. Their DPW director mentioned that they are working on hiring a position to assess water use and water loss, but no water restrictions have been enacted, and no additional water has been taken from Aquaria to reduce withdrawals from Silver Lake.

Agent Penella stated that he has documented schools of river herring circling the lake, attempting to find a way out to the ocean, which is currently impossible given the low water levels. He also noted that Brockton is still selling water to other towns.

Agent Penella added that there have been discussions with state representatives and the Old Colony Planning Council about working toward a solution. He mentioned that juvenile herring may be able to overwinter in the lake and potentially migrate out in the spring, although this

remains uncertain. He further noted that if the juvenile herring successfully make it out to the ocean, it could restart the herring run that has been dormant for decades.

VI. Public Hearings

a) 20 Marion Drive (also known as 1 Royson Drive): Request for Amendment for the proposed installation of a sediment forebay and rain garden within the 200-foot Riverfront Area of Smelt Brook.

Chairperson Kalina Vendetti opened the hearing for the 20 Marion Drive Request for Amendment. Agent Penella stated that, at the last meeting, the Commission held a public meeting to determine whether the request would be heard as an amendment. The Commission decided that it would. It was also determined at the last meeting that this would be peer-reviewed and that requests for bids would be submitted. The agent stated that the information was sent to three different firms, and two responses were received.

Agent Penella noted that one bid response was received from LEC, which does not have an in-house stormwater specialist, resulting in a significantly higher bid of over \$9,000. The second bid came from Horsley Whitten Group, which conducted the original peer review when the project was first approved. Their bid was \$4,900. The agent explained that the peer review would include an evaluation of whether the proposed design meets state and local regulations and an assessment of the stormwater feature to ensure it is the best option.

Rick Grady from Grady Consulting commented on the high costs associated with reviewing the project, noting that the design of the stormwater feature itself cost approximately \$1,500. He suggested Pat Brennan from Brennan Consulting, who offers reasonable pricing and time estimates. Grady estimated that this review could be completed for closer to \$1,000.

Commissioner Franklin stated that there is no drawback to taking additional time to acquire more bids, especially since only two were obtained, and that it would be in the applicant's best interest to pursue a more reasonable price estimate. Rick Grady suggested continuing the meeting to December 11th. Agent Penella agreed, noting that additional time would be required to solicit bids from other vendors.

VOTE: Commissioner Kozodoy made a motion to continue the hearing to December 11th, 2024. The motion was seconded by Commissioner MacFarlane. The motion PASSED with a vote 5-0-0.

b) 70 Summer Street: Notice of Intent (NOI) for the proposed installation of a private well for domestic water supply purposes within the 200-foot Riverfront Area of Stony Brook.

Chairperson Kalina Vendetti opened the hearing for 70 Summer Street. Agent Penella stated that the proposed well is intended to serve three residential units. The proposed work is located within the 200-foot Riverfront Area of Stony Brook, specifically within the inner 100-foot Riverfront Area. Agent Penella reviewed past permitting on the property, noting a perpetual condition from previously issued Orders of Conditions that prohibits further alteration within the restoration or mitigation area, except as required to maintain the area in its restored or mitigated condition. He stated that the proposed work does not alter the area specified in the perpetual condition.

Agent Penella added that there may be challenges in obtaining a permit from the Health Department based on the property's historical use; however, this falls outside the Conservation Commission's jurisdiction. The project will require review by the Board of Health (BOH), which will also mandate water testing. Agent Penella referenced the Kingston Wetland Protection Regulations, which state that when a Riverfront Area lacks the capacity to filter pollutants, contaminants may affect human populations served by wells or direct river intakes. He noted that, due to centuries of development, Stony Brook lacks the capacity to filter pollutants effectively in this area. The agent suggested discussing a snow removal plan, particularly if the site will have residential use, as there is limited space for snow storage, especially if a well is installed.

The agent also mentioned that water supply or irrigation wells can sometimes have detrimental effects on adjacent wetland resource areas, including streams. However, he does not expect that water use for three residential units would significantly reduce flow in Stony Brook or water levels in its associated wetlands, although this assessment is a personal opinion and not based on data. The agent noted that they are still waiting for a DEP file number and added that the Commission may require all previously approved work—such as restoration in the rain garden—to be completed before construction begins. The Commission could also require future connection to the municipal water system if it becomes available. If the project is approved, it should be in addition to, not in place of, the previously issued Orders, and all prior conditions would still apply.

Kevin Grady of Grady Consulting stated that a moratorium on new water connections went into effect after the applicant purchased the property, devaluing it. The applicant proposes installing a drinking water well to restore the property's value. Grady explained that the well location was selected to maximize setbacks and is designed for three units. He does not anticipate adverse impacts. He also noted that the rain garden on-site is designed to protect resource areas from sediment due to stormwater and snowmelt. Agent Penella stated that the Commission may

want additional information to assess how much stormwater and snowmelt the rain garden is designed to handle.

Agent Penella provided comments submitted by the Mills at 82 Summer Street, who were unable to attend the meeting. Their concerns included the project's estimated duration and hours of operation. Kevin Grady stated that the project is expected to take no more than a week, with work conducted during standard daytime hours, most likely 8 AM–4 PM.

Commissioner Franklin asked whether the area is located within a flood zone. Grady confirmed that it appears to be within the AE zone but stated that the project will not alter surface grades or impact flood storage capacity.

Commissioner Franklin expressed concerns about the well being at risk of submersion during flooding, potentially contaminating the water. He stated that installing a well could create a negative impact that may later require corrective action affecting wetlands. He suggested pursuing special approval for a water connection through the Water Commission, as this could avoid more significant impacts associated with installing a new well. Grady stated that he had discussed the issue with the Water Department, Building Department, and Planning Board, but not with the Water Commission. Commissioner Franklin emphasized the importance of going before the Water Commission, especially given the extenuating circumstances.

Grady presented a letter from the Water Department indicating that the project is subject to the current water moratorium and cannot connect to municipal water. Commissioner Franklin reiterated that the issue should be reviewed by the Water Commission, not just Water Department staff, and urged the applicant to explore this option before proceeding. Grady agreed to request a meeting with the Water Commission. Agent Penella suggested providing information to the Water Commission about the flood zone designation and potential contamination risks. He also noted concerns about flooding in the area due to its heavy development. Commissioner Franklin stated that the Conservation Commission should advocate for connecting the building to the municipal water supply. Grady requested a continuance to the November 13, 2024, meeting.

VOTE: Commissioner Kozodoy made a motion to continue the hearing to November 13th, 2024. The motion was seconded by Commissioner MacFarlane. The motion PASSED with a vote 5-0-0.

CLOSING REMARKS

Chairperson Kalina Vendetti made closing remarks at 8:35 p.m. The next meeting will be held on November 13th, 2024, starting at 6:30 p.m. in Room 200.

VOTE: Commissioner MacFarlane made the motion to adjourn, seconded by Commissioner Kozodoy; PASSED 5-0-0.

Note on Voting Format: In the vote tallies mentioned in these minutes, the format used is "Yes-No-Abstain".

Prepared by: Julianna Denum, Assistant Conservation Agent, Kingston Conservation Department

Approved by: Kingston Conservation Commission

Documents used at the meeting:

- 10/23/2024 meeting agenda
- RDA documents for 15 Crystal Drive
- RDA documents for 26 Wapping Road
- Tax title Town Meeting Article
- Enforcement documents for 44 Raboth Road
- Enforcement documents for 2 Wildwood Circle
- Enforcement documents for 29 Ring Road
- Notice of Intent documents for 20 Marion Drive
- Notice of Intent documents for 70 Summer Street



KINGSTON CONSERVATION COMMISSION



26 Evergreen Street, Kingston, MA 02364

SIGN-IN SHEET

PLEASE NOTE THIS MEETING IS BEING VIDEO & AUDIO RECORDED

DATE: Oct 23, 2024

NAME	INTEREST	ADDRESS
ANNE HART + DAVIES	EXCAVATION/DOCK	15 CRYSTAL DR.
RICK GRADY	ROYSON	ROYSON DRIVE

TELEPHONE: 781-585-0537



KINGSTON CONSERVATION COMMISSION

26 Evergreen Street, Kingston, MA 02364



PUBLIC HEARING NOTICE

The Kingston Conservation Commission will hold a public hearing on Wednesday, October 23rd in Section A, in accordance with the Wetlands Protection Act, M.G.L Chapter 131, section 40, as amended, and the Town of Kingston Wetlands Protection By-Laws, Chapter 13. This hearing is regarding the Request for Amendment filed by Grady Consulting, LLC on behalf of the applicant, Royson Properties LLC, for the property at 20 Marion Drive (1 Royson Drive). The project proposes the installation of a sediment forebay and rain garden within the 200-foot riverfront area of Smelt Brook. Public Hearings begin at 6:45 p.m. and will continue alphabetically by section assigned.

This meeting will be held in person in Room 200 of the Kingston Town House. The public will also be able to attend the meeting virtually through Zoom.

Please visit the link below to join the webinar:

<https://pactv.zoom.us/j/96816332793?pwd=WmZRUWhTc0dsWUxrNGhSSjBNdDFldz09> Meeting ID: 968 1633 2793

Passcode: 756156

Or dial-in by telephone:

US: +1 929 205 6099

This notice is also available at masspublicnotices.org

Conservation Agent: Matt Penella



KINGSTON CONSERVATION COMMISSION

26 Evergreen Street, Kingston, MA 02364



PUBLIC HEARING NOTICE

The Kingston Conservation Commission will hold a public hearing on Wednesday, October 23rd in Section B, in accordance with the Wetlands Protection Act, M.G.L Chapter 131, section 40, as amended, and the Town of Kingston Wetlands Protection By-Laws, Kingston G.L. Chapter 13. This hearing is regarding the Notice of Intent filed by Grady Consulting, LLC on behalf of the applicant, Ezequiel Sandoval Arreguin, for the property located at 70 Summer Street. The project proposes the installation of a private well for domestic water supply purposes within the 200-foot riverfront area of Stony Brook. Public Hearings begin at 6:45 p.m. and will continue alphabetically by section assigned. This meeting will be held in person in Room 200 of the Kingston Town House. The public will also be able to attend the meeting virtually through Zoom.

Please visit the link below to join the webinar:

<https://pactv.zoom.us/j/96816332793?pwd=WmZRUWhTc0dsWUxrNGhSSjBNdDFldz09> Meeting ID:
968 1633 2793
Passcode: 756156

Or dial-in by telephone:

US: +1 929 205 6099

This notice is also available at masspublicnotices.org

Conservation Agent: Matt Penella



TOWN OF KINGSTON

NOTICE OF MEETING

BOARD:	<u>Conservation Commission</u>
DATE & TIME:	<u>Wednesday, October 23, 2024 @ 6:30 PM</u>
MEETING LOCATION:	<u>Town House-26 Evergreen St. Room 200 & VIA ZOOM</u>
AUTHORIZED SIGNATURE:	<u>Matt Penella, Conservation Agent</u>

This meeting notice is being posted on the Official Town House Bulletin Board, pursuant to General Law Chapter 30A, Section 20. Said notice and agenda must be filed in the Office of the Town Clerk at least **48 HOURS** prior to such meeting. Such filing and posting shall be the responsibility of the officer calling such meeting.

For those who want to watch this meeting, it is being broadcast by the Local Seen on Comcast 9 or Verizon 42 and streamed on YouTube at www.youtube.com/@kingstonmeetingsLS

For anyone wishing to speak during the meeting, you are welcome to join us in person in room 200 or to join the Zoom call.

This meeting is being recorded by the Local Seen. Anyone intending to make an audio or video recording of this meeting should notify the Chair.

AGENDA

6:30 PM – CALL TO ORDER – ROOM 200

SIGNING DOCUMENTS:

1. Determination of Applicability (DOA) 11 Wharf Lane
2. Enforcement Order 11 Wharf Lane
3. \$2,860.00 invoice from Beals & Thomas for the Sampson's Brook Headwaters Restoration Project
4. \$35.60 mileage reimbursement to the Conservation Agent
5. \$29.14 invoice from WB Mason for office supplies
6. A \$2,311 check to the Plymouth County Registry of Deeds for recording the waterways license at Blackwater Memorial Forest

ACTION ITEMS:

1. 15 Crystal Drive: Request for Determination of Applicability (RDA) for proposed grading and construction of a retaining wall and deck within the buffer zone of wetland resource areas.
2. 26 Wapping Road: Request for Determination of Applicability (RDA) for repaving the parking area and routine vegetation management within the 200-foot riverfront area to the Jones River and the buffer zone of a Bordering Vegetated Wetland. The project also proposes the installation of a fence within the buffer zone of a Bordering Vegetated Wetland.
3. Vote on tax title Town Meeting Article

ENFORCEMENT:

1. 44 Raboth Road
2. 2 Wildwood Circle
3. 29 Ring Road

MEETING MINUTES:

1. 08/14/2024

UPDATES:

1. Coalition for PDK grant
2. Bylaw update

PUBLIC HEARINGS:

1. 20 Marion Drive (also known as 1 Royson Drive): Request for Amendment for the proposed installation of a sediment forebay and rain garden within the 200-foot riverfront area of Smelt Brook.
2. 70 Summer Street: Notice of Intent (NOI) for the proposed installation of a private well for domestic water supply purposes within the 200-foot riverfront area of Stony Brook.

ADJOURN:**NEXT REGULAR MEETING:**

1. 11/13/2024

Join Zoom Meeting

<https://pactv.zoom.us/j/96816332793?pwd=WmZRUWhTc0dsWUxrNGhSSjBNdDFldz09>

Meeting ID: 968 1633 2793

Passcode: 756156

Or, dial by your location

+1 929 205 6099 US (New York)

This meeting of the Conservation Commission will be held in-person at the location provided on this notice. Members of the public are welcome to attend this in-person meeting or remotely. All Town Board and Commission meetings are required to provide remote participation. If there is a technical problem and remote participation cannot be provided, the meeting will end and be rescheduled.

The Town of Kingston advises its employees and the public that it does not discriminate based on a person's disability in employment or in access to its programs, services, and activities. This meeting location is accessible to people with disabilities. The Town of Kingston has designated Paul Armstrong to coordinate efforts to comply with the requirements of Executive Order 526, the Americans with Disabilities Act, the federal Rehabilitation Act and various other federal and state laws protecting the rights of people with disabilities.

If you have a disability and require a reasonable accommodation to fully participate in this event, please contact the ADA Coordinator no later than forty-eight (48) hours prior to the event by phone at 781-585-0505 or email parmstrong@kingstonma.gov to discuss your accessibility needs. Requests for accommodations or modifications made within the forty-eight (48) hour window will be honored to the maximum extent feasible, but it may not be possible to fulfill them.