

Conservation Commission  
Zoom Minutes August 17, 2021 9:00 AM Town Hall  
Zoom: 983 9941 8774  
FINAL

**Present for the Conservation Commission and attending the zoom call were:**

Chris Murphy, Chairman, Joan Malkin, Pam Goff, Candy Shweder, Russell Maloney, Doug West (alternate) and Kara Shemeth (staff).

**Also in attendance:** Reid Silva, Clark Goff, Tim Rich, Amanda Sawyer, Bill Rossi, Warren Doty, Jim Malkin, Mark Manganello, Sarah Glazer Khedouri, Toni Curry, Brian Curry, Erik Hammarlund, Robin Smith, Don Smith, Russell Smith, Alison Kisselgof

Mr Murphy opened the meeting at 9:00 and appointed Doug West a voting member.

**Action:** The minutes from August 3, 2021 were approved unanimously by roll call vote

**CONTINUED Public Hearing - NOI (SE12-877) – Town of Chilmark – Fire/EMS Building**

**Eligible Voters:** Chris Murphy, Pam Goff, Joan Malkin, Candy Shweder, Russell Maloney

Representative: Reid Silva, Vineyard Land Surveying & Engineering

Address: 399 & 401 Middle Road

Project: Construction of an EMS facility and rebuilding of the Chilmark Fire Station, project is within buffer zone and resource areas protected under the Wetlands Protection Act and the Chilmark Wetlands Protection Bylaw.

Reid Silva presented revised plans (on file) which slides the Fire Station away from the wetlands and puts the Limit of Work along the delineated wetlands line (it was previously 3' into the wetlands).

Mark Manganello from LEC weighed in on the proposed mitigations and touched on points from his report.

There was discussion of the parking area and Commissioners questions whether having the 6 parking spots right on the wetlands line is necessary. Members of the building committee weighed in on both keeping the spots and getting rid of them. It was determined that the project would be approved with a condition that parking would need to be 10' from the wetlands and that a plan showing the parking area, landscaping and revegetation would be submitted prior to work commencing.

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**Action:** A motion was made to close the hearing and passed with all in favor via roll call vote.

**Action:** A motion was made to approve the plans as presented with the following conditions:

1. The general contractor is to meet on site with the Conservation Agent and review all aspects of the proposed work prior to work commencing.
2. Siltation barriers and fencing must be in place (as shown on 8/16/21 VLS plan) and approved by the Conservation Agent prior to work beginning.
3. The applicant is to return to the Conservation Commission for approval of a landscaping plan to include an invasive species control and revegetation plan for the BVW and vegetated Buffer Zone, and/or through a wetland restoration plan for the disturbed wetland located between the two projects.
4. The applicant will also submit a plan reconfiguring the proposed parking area in the Town Hall lot to include a 10' buffer from the wetlands (as shown on the 8/16/21 VLS site plan) of appropriate vegetation along the northern edge of the proposed parking area.
5. The above plan is to be on file with the Chilmark Conservation Commission.
6. A copy of this Order and the site plans dated 8/16/21 (FIRE), 6/25/21 (EMS), and the to-be-approved Landscape/ Parking Plan, shall be available on site at all times while work is being done

The motion was seconded and passed with all in favor via a roll call vote.

### **Discussion: Erik Hammarlund – RMJ Dock (SE12-855)**

Atty Hammarlund asked to speak to discrepancies in what was permitted vs what was built and the resulting location of the shack on the RMJ Dock pier at 16 Harbor Hill. Mr. Murphy advised that he was welcome to present but due to ongoing litigation\* there is not a lot that the Commission can say regarding the matter currently.

Members of the Smith family spoke to the history of the ownership and expressed frustration at the lack of communication between RMJ and themselves regarding the pier.

Commissioners asked that Kara go out and measure the pier and report back at the next meeting in regards to its compliance.

Respectfully submitted by Kara E. Shemeth, Board Administrator

\*Civil Action No. 2174CV00038 The Bessie C Wilcox Grantor Trust vs The Chilmark Conservation Commission

### **Documents Shared at Meeting:**

- *Site Plan in Chilmark, Mass. Prepared for Town of Chilmark Fire Station Site – 6/25/21 REVISED 8/16/21*