



**MEDWAY CONSERVATION COMMISSION MEETING**  
**155 Village Street – Sanford Hall, Medway, MA 02053**  
**February 27, 2020 - 7:30 P.M.**

<b><u>Members</u></b>	Present	Absent	Arrive Late/ Leave Early	Step Down for Hearing?
David Travalini (Chair)	X			
David Blackwell	X			
Scott Salvucci	X			
Brian Snow		X		
Dayna Gill	X			
Ken McKay	X			
Keith Downing	X			
<b>Agent</b>				
Bridget Graziano	X			
Consultant/Other				

*Mr. Travalini called the meeting to order at 7:45 pm.*

**Request for Certificate of Compliance**

- 51 Alder Street (DEP #216-0569) – Proposal to construct a commercial building

*Per the request of the applicant, Mr. Travalini made a motion to continue 51 Alder Street (DEP #216-0569) to the March 12<sup>th</sup> meeting at 7:30pm. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.*

**Public Hearing #1 –49 Milford Street ANRAD (DEP#216-0950) Request to review the wetlands delineation line**

- WPA Form 4a
- Cover Letter titled, “49 Milford Street Abbreviated Notice of Resource Delineation (ANRAD)
- Plans titled, “Delineated Resources Map Medway-49 Milford Street by TRC, dated November 2019
- 21-day waiver, by TRC Laura Lefebvre dated 12/4/19
- Permission to enter property, dated 12/7/19

Ms. Marie Fistenberg was present for the meeting and stated the revised plan is in front of you but it does not show the offsite flags that are on the neighbor’s property. Ms. Graziano stated the bordering vegetated flags were reviewed by her office and this is the agreed upon line. They received permission from the neighbors to flag their property. The agreed upon line is shown in blue as the 200-foot riverfront line on the plan. DEP stated they were comfortable with marking the riverfront line as accurate per the agents’ field observations. Mr. McKay asked Ms. Fistenberg if she could check the old aerial photos and she stated that she would.

Mr. Travalini asked if anyone had any questions. There were none.

***Mr. Travalini made a motion to close the hearing for 49 Milford Street (DEP #216-0950). Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.***

***Ms. Graziano stated that the Commission hereby finds that the plan titled Delineation Map of Medway- 49 Milford Street, Medway Mass by TRC dated February 2020 is accurate in accordance with the Board of Vegetative Wetlands Regulation and 310 CMR 10.554 and the Commission also acknowledges that the riverfront area is accepted by the Commission and the Commission’s staff field observations meet the annual high water. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.***

**Public Hearing #2 – 25-31 Milford Street (DEP #216-09xx) Notice of Intent proposal to construct a boardwalk within 0-25’ No Disturb Zone of Bordering**

**Vegetated Wetland (within the Towns ROW) for the extension of sidewalk along Milford Street**

- WPA Form 3
- Plan titled, “

Ms. Graziano stated she notified the abutters and they have all been checked in.

Mr. Peter Pelletier was present for the hearing and he stated there are sidewalks going down Milford Street and then it just ends but they would like to run a boardwalk to Summer Street. There is a culvert there now and they will have to remove several trees to accommodate the boardwalk. They are planning on using pressure treated wood. Ms. Graziano stated they can clear the snow but they should not use salt or sand. Mr. Pelletier stated it says on the plan that the guardrail will be removed but it will not be removed. The headwall is stone masonry and fieldstone. Mr. Salvucci asked if this would be a good time to replace the culvert if it is falling apart. Mr. Pelletier stated it seems to be in good shape.

Mr. Travalini asked if anyone had any questions. An audience member asked if the boardwalk would be going into the woods. Mr. Pelletier replied no, it will not be going into the woods. Ms. Graziano asked if this would be about the same as the other boardwalks in town as far as how many helical piles will be installed. Could he estimate how many helical piles will be installed? She asked where equipment will be stored, or if soil will be moved. Mr. Pelletier stated there should be minimal soil piles. They might have to use some of the area at the Fire Department for staging. Mr. Pelletier stated the bids are supposed to come back by March 18<sup>th</sup>.

***Per the request of the applicant, Mr. Travalini made a motion to continue 25-31 Milford Street (DEP #216-09xx) to the March 12, 2020 meeting at 7:45 pm. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.***

**Public Hearing #3 – 79 Lovering Street (DEP #216-0947) proposal to construct a two family dwelling, driveway, utilities, and landscaping**

- WPA Form 3
- Plan titled, “Proposed Structure Plan of Land in Medway, MA” by Colonial Engineering, dated August 19, 2019

Mr. DeSimone was present for the hearing and stated the house has been moved out of the buffer zone but they need a continuation on the Duplex. Dan has to get back to Tetra Tech. Ms. Graziano stated Dan put the granite bounds on the erosion control line and they are all over the place. Ms. Graziano stated she had numbers on her summary. Mr. Travalini asked about the flags on the south side of the property, flags #54 and #18. Ms. Graziano checked the detail sheet and Dan listed compost sock and orange snow fencing but she wants them to use black siltation fencing. They still need the letter from Tetra Tech. Mr. DeSimone asked if he can put the foundation on lot 3b. Ms. Graziano stated if Tetra Tech says it's all set then he can.

***Per the request of the applicant, Mr. Travalini made a motion to continue 79 Lovering Street (DEP #216-0947) to the March 12<sup>th</sup> meeting at 7:45 pm. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.***

**Public Hearing #4 – 22 Evergreen Street (MBL-20-02) proposal to construct two buildings with 7 residential units including associated parking areas, driveways, stormwater management system**

- WPA Form 3
- Plans titled, “Evergreen Village – 22 Evergreen Street, Medway, MA” by Ron Tiberi, dated September 4, 2019
- Stormwater Report titled, “Evergreen Village 22 Evergreen Street Medway, MA” by Ron Tiberi, dated December 17, 2019
- Letter titled, “Evergreen Village Revision Summary”, by Ron Tiberi, dated December 24, 2019
- Project Narrative Description and Impacts by Ron Tiberi, dated November 2019
- Plans titled, “Evergreen Village” by Cheney Engineering Co., Inc., dated November 22, 2019

Mr. Ron Tiberi and Ms. Debby Anderson were present for the hearing. Mr. Tiberi stated they went from 7 units to 6 units and the primary drainage is in the corner outside the 25-foot area. This is the 100-foot boundary and the area along that is impacted. They did all the requirements that Tetra Tech asked. Each unit has their own garage and parking area out front with full utilities. The drainage pattern was

changed at the request of Tetra Tech which reduced the run off to the neighbors' property. The restoration is all native. Ms. Graziano stated she got Ms. Andersons comments and Tetra Tech is all set. She asked if the Commission wants to restrict the use of fertilizers in the buffer zone. Mr. Travalini requested that that they use organic fertilizers. There is an existing retaining wall they will continue all the way across. Ms. Graziano asked about erosion controls in the land disturbance. Mr. Tiberi stated they are putting siltation fencing up. A single sock is used in the E1 area. Ms. Graziano stated she doesn't want the snow pushed into the 25-foot area. Mr. Tiberi stated he does not mind putting a sign up because there will be a fire hydrant in that area that he doesn't want it blocked by snow. Mr. Salvucci asked about the storm septors. The ones in the back have more details. Does A and B have details? Mr. Tiberi stated yes and they are listed on the plan.

Mr. Tiberi stated all the sites are graded off and will be on slabs and all the units have a walk out patio towards the rear. Mr. Tiberi stated they are about 5 1/2 feet from the 25-foot line. Ms. Graziano asked if there is room to get a lawn mower in there. Mr. Travalini stated they may have to go around the bounds with a push mower. Ms. Graziano will write up an order and send it to Mr. Tiberi. They will leave the hearing open in case they have any questions or disagreements about the order.

***Per the request of the applicant, Mr. Travalini made a motion to continue 22 Evergreen Street (MBL-20-02) to the March 12 meeting at 7:45 pm. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.***

**Public Hearing #5 – 42 and 42R Highland Street Notice of Intent (DEP #216-0949) proposal to construct a subdivision roadway and stormwater management system.**

- WPA Form 3
- Plans titled, Plans titled, "Definitive Subdivision Plan" by Connorstone Engineering, dated November 8, 2019
- Stormwater Report by Connorstone Engineering, Inc., dated November 8, 2019
- Land Disturbance Permit Applications

- Wetland Delineation Report from Three Oaks Environmental, dated March 7, 2018

*Per the request of the applicant, Mr. Travalini made a motion to continue 42 and 42R Highland Street Notice of Intent (DEP #216-0949) this to the March 12th meeting at 7:45 pm. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.*

**Public Hearing #6 – 119A & B Main Street and 1 & 3 Elm Street (DEP #216-0948) Notice of Intent proposal for construction of a single family home, two multifamily units, utilities, driveway, stormwater management systems**

- WPA Form 3
- 21 Day Waiver, signed Thomas Steeves, dated 12/12/19
- Notice of Intent Filing by Goddard Consulting, date December 12, 2019
- Waiver Request under Medway General Bylaw Article XXI, Section 21.2.b by Goddard Consulting, dated 12/12/19
- Plans titled, “The Corner of Elm and Main Plan of Lane Medway, MA” by Legacy Engineering, dated December 10, 2019
- Stormwater Report titled, “The Corner of Elm and Main Street for Medway, MA” by Legacy Engineering, dated December 10, 2019

*Per the request of the applicant, Mr. Travalini made a motion to continue 119A & B Main Street and 1 & 3 Elm Street (DEP #216-0948) to the March 26, 2020 meeting at 7:45 PM. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.*

**Discussion #1** – Review and discussion of progress on outstanding violations or enforcement orders, 23 Village Street, 7 Whitney Street, 21 High Street, 162 Holliston Street, 18 Village Street.

**23 Village Street-** Ms. Graziano stated they received a violation notice from her office based on her site visit in January 2020. She requested that they clean up some debris, manure and unknown materials in the 25-foot area and in the wetlands. Ms. Graziano stated she did a site visit yesterday and they have cleaned up most of the debris but there is still more to clean up in the wetlands.

**18 Village Street** – Ms. Graziano stated she issued a 4<sup>th</sup> ticket. She did another site visit and saw that they never put up the DEP sign or erosion controls and did not request any inspections. Ms. Graziano did another site visit and observed the pipe that is connected to the sump pump is bubbling over into the 25-foot area and it has eroded the whole area. Ms. Graziano stated the people don't live at the house or in Medway so it is almost impossible to reach them. The next step is to propose a deadline that the cleanup has to be completed by. She stated the building department is not going to issue a CO. Mr. Travalini asked if they can stop the water and suggested she speak with the Town Counsel about stopping the sump pump.

**7 Whitney Street-** Ms. Graziano stated she noticed they have some type of materials in the 25-foot area. She called them and sent them a letter. They have since removed the fill materials and will re-seed the area.

**21 High Street** - Ms. Graziano stated she needs to do a site visit to see how they are doing with re-establishing the track area.

**162 Holliston Street** - Ms. Graziano stated Mr. Narducci applied for a building permit and she denied it.

**Discussion #2** – Review of Conservation Restriction and Deed Restriction for Timber Crest Estates. Review and vote on proposal for bonding for Timber Crest Estates DEP #216-0914

Ms. Graziano stated Timber Crest is going to start work on the western part of the site. They are working with them on the pre -construction restrictions. They set up the bond account. It was agreed that a deed restriction would be in place before the work started. The Conservation Commission needs to sign it. Ms. Graziano stated she and Town Council have reviewed it and she put it into Drop Box so that the commission members can review it. She will bring it to the March 12th meeting for signatures.

### **Public Hearing #7 - Medway Wetlands Regulation Amendments**

Mr. Travalini stated he reviewed the State of Massachusetts Drought Management Plan. He thinks it needs to be more aggressive. He used some of their language to define a drought. If the state declares a drought, then they will consider it a

drought. In addition, the Conservation Commission will consider a stream flow of less than 75% for two consecutive months as measured by stream flow gauges in Medway to be a drought.

**Approval of Meeting Minutes** 11/14/19, 11/21/19, 12/12/19, 1/9/2020,  
1/23/2020, 2/13/2020

*No meeting minutes were approved at this meeting.*

**Agent Report**

**Chair Report**

**Adjourn**

*Mr. Blackwell made a motion to adjourn the meeting at 9:30 pm. Ms. Gill seconded the motion and it was vote to approve 6-0-0*

Respectfully submitted by,

Tracy Rozak

\*Next Scheduled Public Meeting: March 26, 2020 at 7:30PM\* Sanford Hall, Town Hall 155 Village Street, Medway, MA

## **Documents Presented at the February 27, 2020 meeting**

All documents shall be kept in the Conservation Commission Office files

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**Discussion # 3** Tree Protection Bylaw Proposal