

Commission Members  
David Travalini, Chair  
Dayna Gill, Vice Chair  
Ken McKay  
David Blackwell  
Michael Narducci  
Sean Green  
James Dacier



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# TOWN OF MEDWAY

## COMMONWEALTH OF MASSACHUSETTS

### CONSERVATION COMMISSION

**Meeting Minutes**  
**Thursday, September 14, 2023 – Virtual Meeting**  
**Times are estimates only. Items may be taken out of order.**  
**7:30 p.m.**

Call to order

**Commissioners Present:** Dayna Gill, Jimmy Dacier, David Travalini, Ken McKay, Mike Narducci

**Commissioners Absent:** David Blackwell, Sean Green

**Conservation Agent Present:** Bridget Graziano

**Community Members Present:** Robert Murphy, Kathleen Yorkis, Hari Raghu, Karen Torti, Keith Downing, Ancelin Wolfe, Lou Caccavaro, Justin Adams, Charles Myers, Joshua Cook, Steve Bouley, Frank Holmes, Jennifer Smith, Barry Fogel, Tayna Green, Penny Nielsen, Kerry Davis, Paul Yorkis, Michael Carratola, Wallace Long, Mike Fasolino

**Call to Order:** At 7:38 p.m., Mr. Travalini called the meeting to order. He confirmed the virtual presence of the following individuals: Dacier: here, Gill: here, McKay: here, Narducci: here and Travalini: here.

**Announcement:** *This meeting is being broadcast and recorded by Medway Cable Access.*

Pursuant to the provisions of Chapter 2 of the Acts of 2023, under which public bodies retain the option of holding open meetings and hearings remotely until March 31, 2025, and in accordance with the Medway Select Board's remote participation policy as amended at its July 2, 2021, meeting, Conservation Commission members will be participating remotely.

#### **7:40 PM Review Agenda**

There were no topics that were not already anticipated by the chair.

#### **Request for Determination of Applicability**

- **10 Sycamore Way (RDA-23-11)** – proposal to construct a perimeter fencing within the 25'-100' buffer zone.

Hari Raghu was present to address this matter. Mr. Raghu shared the engineering plans on screen. The Conservation Agent noted she was on site August 31, 2023 and reviewed the area.

**VOTE:** Mr. Travalini offered a motion to issue a Positive 2A, Positive 5, Negative 3 Determination of Applicability for 10 Sycamore Way RDA-23-11 with the following conditions as outlined by Ms. Graziano. Ms. Gill seconded this motion, which passed unanimously. Dacier:

aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

### **Request for Certificate of Compliance**

- **0 Charles Street DEP #216-0999** – proposed construction of a single-family home, driveway, deck, patio and landscaping

Michael Caratola was present to address this matter. Ms. Graziano shared she completed her final inspection on September 6, 2023. Ms. Graziano noted Japanese knotweed over the riverfront and would like to include an invasive species control plan.

**VOTE:** Mr. Travalini offered a motion per the recommendation of the Conservation Agent to issue a Certificate of Compliance for 0 Charles Street DEP #216-0999 with the following conditions 15, 16 and 41 to remain in perpetuity. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

- **7 Deerfield Road DEP #216-044** – proposal for a single-family home

Lou Caccavaro was present to address this matter. Ms. Graziano shared she has been on site and recommended the Commission grant a Certificate of Compliance as they've accepted subsequent plot plans.

**VOTE:** Mr. Travalini offered a Motion to issue a Certificate of Compliance for 7 Deerfield Road DEP #216-044 per the recommendation of the Conservation Agent. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

- **7 Deerfield Road DEP #216-0636** – proposal to construct an addition to the existing single-family home.

Lou Caccavaro was present to address this matter. The Conservation Agent shared she has been on the property and there were no violations.

**VOTE:** Mr. Travalini offered a motion per the recommendation of the Conservation Agent to issue a Certificate of Compliance for 7 Deerfield Road DEP #216-0636. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

- **274 Village Street DEP #216-0940** – proposed construction of multi-family condo development with roadway and stormwater management utilities.

**VOTE:** Mr. Travalini offered a motion to continue the Request for Certificate of Compliance 274 Village Street DEP #216-0940 to the September 28, 2023 meeting at 7:30 PM. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

### **Discussions**

#### **Discussion #1 – Tree Preservation Bylaw update for Town Meeting, review and vote to accept.**

Ms. Gill shared she sent a copy to Ms. Graziano for review and the Commission discussed the draft timeline.

**Discussion #2 – 75 Winthrop Street LD-23-03 – Land Disturbance Application - Request to construct a single-family home and disturb greater than 20, 000 sq ft of land.**

**VOTE:** Mr. Travalini offered a motion to rescind without prejudice Land Disturbance Permit 23-03 per the request of the applicant for 75 Winthrop Street. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

**Discussion #3 – Review of Stormwater Bylaw Article XXVI Amendments proposed for Fall Town Meeting vote to draft letter of support.**

Ms. Graziano noted she will send a copy for review to Commission members.

**7:45 PM Public Hearings**

- **Public Hearing #1 – 49 Milford Street (DEP #216-1035) Notice of Intent – Proposal to construct an electric charging battery storage facility.**

Frank Holmes, Justin Adams, Barry Fogel, Steve Bouley and Mike Fasolino were present to address this matter. Mr. Adams stated he provided the supplemental information on August 24, 2023 for the Commission to review. Mr. Holmes shared the drainage plans on screen and noted the changes since the original submission. The Commission, Mr. Bouley and Mr. Adams discussed the proposed snow storage and leaf removal. The Conservation Agent noted the applicant has agreed to line the stormwater basin and under excavate it to prevent sediments from entering the basin as signed off by Mr. Bouley. Mr. Adams stated an Operations Manager personnel would be on site in the event of a special weather situation and noted an Emergency Response plan is forthcoming. The Commission recommended a written shut off valve process, road signage and maintenance for the purpose of fire department vehicles. Mike Fasolino shared the fire department has given feedback that's been utilized by the applicant.

**VOTE:** Mr. Travalini offered a motion per the request of the applicant to continue Public Hearing #1 - 49 Milford Street DEP #216-1035 to the September 28, 2023 meeting at 7:45 PM. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

- **Public Hearing #2 – 56 Summer Street (DEP #216-1033) Notice of Intent – Proposal to construct a 8 unit development with roadway, stormwater management system**

Robert Murphy was present to address this matter. Mr. Murphy shared the site plan on screen and discussed plan changes for the paved roadway. The Commission shared concerns regarding the catch basin. Mr. Murphy noted the proposed drainage systems in two watershed areas and proposed snow storage areas.

**VOTE:** Mr. Travalini offered a motion per the request of the applicant to continue Public Hearing #2 56 Summer Street DEP #216-1033 to the October 26, 2023 meeting at 7:45 PM. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

**Meeting Minutes**

Approval of Minutes 10/13/22, 8/17/23, 8/24/23

This item was not addressed at this meeting.

**Agent Report**

This item was not addressed at this meeting.

**Chair Report**

This item was not addressed at this meeting.

**Motion to adjourn:** At 11:17 p.m. Mr. Travalini motioned to adjourn. Ms. Gill seconded this motion, which passed unanimously. Dacier: aye, Gill: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 5-0.

**Next Scheduled Public Meeting:** September 28, 2023, at 7:30 PM \*Virtually

**Document Presented at the September 14, 2023, meeting:**

All documents shall be kept in the Conservation Commission Office files.

**Request for Determination of Applicability**

10 Sycamore Way:

- WPA Form 1
- Plans titled, “Foundation As Built with roof drain, deck and porch 10 Sycamore Way” dated May 22, 2023 with fencing hand drawing

**Request for Certificate of Compliance**

0 Charles Street:

- WPA Form 8A
- Plans titled, “Conservation As Built Plan of Land in Medway, MA” by Colonial Engineering, dated August 22, 2023

7 Deerfield Road:

- WPA Form 8A
- Plans titled, AS Built Plan 7 Deerfield Road, Medway, MA by O’Driscoll Land Surveying

7 Deerfield Road:

- WPA Form 8A
- Plans titled, AS Built Plan 7 Deerfield Road, Medway, MA by O’Driscoll Land Surveying

274 Village Street:

- WPA Form 8A
- Plans titled, “William Wallace Progress As-built Plan of Land” by Legacy Engineering

**Public Hearings**

49 Milford Street:

- WPA Form 3 – Notice of Intent – Medway Grid Storage Project, by Epsilon, dated June 8, 2023
- Plans titled, “Medway Battery Energy Storage System NOI Plan Set” by Langan Engineering, dated June 8, 2023, revised August 24, 2023
- Stormwater Management and Land Disturbance Permit Application – Medway Grid Energy Storage Project, by Epsilon, dated June 8, 2023
- Stormwater Management Report for Medway Grid Storage Project, by Langan, dated June 8, 2023, revised August 2023
- Document titled, “Stormwater and Land Disturbance Response to Peer Review Comments Medway Battery Energy Storage System, by Langan dated August 24, 2023
- Document titled, “Supplemental Filing #1 Notice of Intent/Land Disturbance Permit – Medway Grid Energy Storage Project” by Epsilon, dated August 24, 2023
- WPA Form 3 Notice of Intent with project description by RMG Environmental, received June 26, 2023

56 Summer Street:

- WPA Form 3 Notice of Intent with project description by RMG Environmental, received June 26, 2023
- Stormwater Management Analysis, by RMG Environmental, received May 25, 2023
- Operations and Maintenance Plan during Construction, by RMG Environmental, received June 5, 2023
- Land Disturbance Application received June 26, 2023
- Plans titled, “Mockingbird Land 56 Summer Street, Medway, MA”, by RMG Environmental, received May 25, 2023