

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



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TOWN OF MEDWAY

COMMONWEALTH OF MASSACHUSETTS

CONSERVATION COMMISSION

Meeting Minutes
Thursday, March 9, 2023 – Virtual Meeting
Times are estimates only. Items may be taken out of order
7:30 p.m.

Commissioners Present: David Travalini, Dayna Gill, Ken McKay, Sean Green, David Blackwell, Mike Narducci

Conservation Agent Present: Bridget Graziano

Community Members Present: Dana Altobello, Chad Blair, James Dacier, Derek Hansen

Call to Order: At 7:35PM, Mr. Travalini called the meeting to order. He confirmed the virtual presence of the following individuals. Blackwell: here, Gill: here, Green: 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 107 of the Acts of 2022, an act which extends certain COVID-19 measures adopted during the State of Emergency, and under which public bodies retain the option of holding open meetings and hearings remotely until March 31, 2023, 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.

7:35 PM Review Agenda

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

Request for Certificate of Compliance

23 B Summer Street (DEP #216-0990) – proposal to construct a single family dwelling with associated septic system and well

No one was present to address this matter. Ms. Graziano recommended continuing the request because she provided feedback on remaining tasks for the applicant including seeding and erosion control.

VOTE: Mr. Travalini offered a motion per the request of the agent to continue the Request for Certificate of Compliance DEP #216-0990 to the March 23rd, 2023 meeting at 7:30pm. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

4 Marc Road (DEP #216-0943) and Land Disturbance Permit (LD-21-05) – proposal to upgrade the existing stormwater management system, removal of sediment from intermittent stream.

Chad Blair was present to discuss this matter. Ms. Graziano discussed there was a mishap with erosion controls being installed incorrectly and removing trees so the owners worked with Ms. Graziano on the enforcement order. Sediment needed to be removed on the banks, the erosion controls and the seed mix laid down. Ms. Graziano stated she is not currently recommending a Certificate of Compliance. The Commission discussed the issuance of a certificate of partial completion. Ms. Graziano stated they're waiting for a spring review on germination. Mr. Blair stated he leases the property and is not the owner. Mr. Blair noted he understood Ms. Graziano will need to do a site walk and evaluate for a Certificate of Compliance. Ms. Graziano stated she will not recommend a full certificate and suggested the Commission vote on partial or denial at the next meeting where the applicant would come back to apply in the spring.

VOTE: Mr. Travalini offered a motion per the recommendation of the agent for a continuance for the request for a Certificate of Compliance DEP #216-0943 4 Marc Road to the March 23rd, 2023 meeting at 7:30pm. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

35 Milford Street (LD-21-04) – proposal to construct one 2 family dwelling and one 1 family dwelling with associated stormwater management system

No one was present to address this matter. Ms. Graziano noted the request is not under the Wetlands Protection Act, but is pertaining to achieving compliance for the Land Disturbance Permit. Ms. Graziano shared that only the plantings remained and the Commission received a letter from the property engineer stating all conditions were in compliance. Ms. Graziano asked for a letter signed by the new property owners by May 15, 2023 in agreement with replacing the plantings. The Commission discussed how to enforce orders for the property. Ms. Graziano stated she is comfortable to issue a Certificate of Compliance.

VOTE: Mr. Travalini offered a motion per the recommendation of the agent to issue a Certificate of Project Completion for Land Disturbance Permit LD-21-04 with the following conditions as read by Ms. Graziano. Mr. Blackwell seconded this motion, which passed five to one and no abstentions. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: no and Travalini: aye. VOTE 5-1.

Request for extension to the Order of Conditions for DEP #216-929 - 20, 31 and 37 West Street 1013 Glenbrook Way

Derek Hansen and Dana Altobello were present to discuss this matter. Mr. Altobello stated he reviewed completed items and submitted inspections. Mr. Hansen and Mr. Altobello have a project goal of completion in September 2023. Mr. Hansen requested a two year extension on the order which expires June 10, 2023. Ms. Graziano stated she received the biweekly swift reports but was looking for quarterly reports on the stormwater catch basin system. Mr. Altobello stated he understood and will provide the inspections and maintenance reports to Ms. Graziano.

VOTE: Mr. Travalini offered a motion to continue the request for the extension to the Order of Conditions to the March 23rd, 2023 meeting at 7:30pm. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

Discussions

Discussion #1 - Review of proposed Tree Preservation Bylaw update for Town Meeting and other dates of presentation

Ms. Gill stated herself, Mr. Travalaini and Ms. Graziano presented to the Select Board and Planning Board. The Select Board will review the Bylaw and request a future meeting with the Commission for questions. Ms. Gill discussed the Commission is proposing a Bylaw that preserves and protects the trees in the setbacks of properties including the sides, front and back. It would come into effect if an applicant were doing construction or demolition within the lot at percentages of property increase. The Commission discussed the proposed Bylaw affecting the sewer system, pollution prevention, flood control and concern over warming temperatures and increase of drought.

Discussion #2 – vote to ratify enforcement order issued to 79 Winthrop Street on February 24, 2023

Ms. Graziano stated she and Mr. Travalini reviewed a request to cut down one tree that the Commission approved but the homeowners cut down eight trees. Ms. Graziano shared the Commission is working with the gardener to obtain particular species of trees as replacement plantings and the property owner has until May 19, 2023 to complete the plantings.

VOTE: Mr. Travalini offered a motion to ratify the Enforcement Order issued to 79 Winthrop Street. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

Meeting Minutes

Approval of Minutes 8/25/22, 10/13/22, 1/12/23, 1/26/23, 2/6/23, 2/9/23, 2/23/23

VOTE: Mr. Gill offered a motion to approve the meeting minutes from August 25, 2022. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

VOTE: Mr. Gill offered a motion to approve the meeting minutes from January 12, 2023 as amended. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

VOTE: Mr. Gill offered a motion to approve the meeting minutes from January 26, 2023. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

VOTE: Mr. Gill offered a motion to approve the meeting minutes from February 6, 2023 as amended. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

VOTE: Mr. Gill offered a motion to approve the meeting minutes from February 9, 2023. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Travalini: aye. VOTE 6-0.

Agent Report

Ms. Graziano shared she is working with Stephanie Carlisle and the Charles River Climate Contract to

apply for an action grant on flood water modeling. Ms. Graziano noted she and Ms. Carlisle drafted a strategic plan and sent out surveys to communities across town. Ms. Graziano will be a speaker at the National Planning Conference in Philadelphia and also present in Worcester. Ms. Graziano discussed the ADA trail at Adam Street Meadow will be in full construction including benches and kiosks and having erosion controls being put in. Ms. Graziano shared she is hoping to have the trail completed by mid April.

Chair Report

This item was not addressed at this meeting.

Motion to Adjourn: At 9:13 PM Mr. Green motioned to adjourn. Mr. Blackwell seconded this motion, which passed unanimously. Blackwell: aye, Gill: aye, Green: aye, McKay: aye, Narducci: aye and Travalini: aye. VOTE 6-0.

Next Scheduled Public Meeting: March 23, 2023 at 7:30PM *Virtually

Documents Presented at the March 9, 2023 meeting

All documents shall be kept in the Conservation Commission Office files

Request for Certificate of Compliance

4 Marc Road (DEP #216-0943) and Land Disturbance Permit (LD-21-05) – proposal to upgrade the existing stormwater management system, removal of sediment from intermittent stream

- WPA Form 8A
- As Built Plan titled, “As-Built Plan:4 Marc Road Medway, MA 02053”, by DGT, dated January 18, 2023

7 Iarussi Way (DEP#216-0945) – proposal to install a in ground pool, patio, outdoor pavilion, in ground trampoline

- WPA Form 8 A
- As Built Plan titled, “As Built Proposed Pool 1 Iarussi Way, Medway MA” by GLM Engineering, dated

35 Milford Street (LD-21-04) – proposal to construct one 2 family dwelling and one 1 family dwelling with associated stormwater management system

- AS Built Plan titled, “Conservation AS Built Plan of Land in Medway, MA” by Colonial Engineering, dated December 16, 2022

Public Hearing #2 – 0 Adams Street Map 29 Lot 020 – Notice of Intent (DEP #216-1021) - proposal to construct an ADA compliant trail system at the Adams Street Meadow Area

- WPA Form 3
- Plans titled, “Adams Meadow Accessible Loop Trail” by Beals and Thomas, dated January 12, 2023
- Town of Medway – 2021 Mass Trails Grant Application Project Summary
- 2021 Mass Trail Grant Applications Site Photos – Town of Medway
- 0 Adams Street - FirmETTE

Discussion #1 - Review of proposed Tree Preservation Bylaw update for Town Meeting and other dates of presentation

- DRAFT Tree Bylaw

Discussion #2 – vote to ratify enforcement order issued to 79 Winthrop Street on February 24, 2023

- Issued Enforcement Order for removal of trees issued on February 24, 2023