



MEDWAY CONSERVATION COMMISSION MEETING
155 Village Street – Sanford Hall, Medway, MA 02053
April 23, 2020 - 7:30 P.M.

<u>Members</u>	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			
Agent				
Bridget Graziano	X			
Consultant/Other				

Mr. Travalini called the meeting to order at 7:42 pm.

Mr. Travalini asked the Commission members if they had anything to add to the agenda. Ms. Graziano stated she would like to talk about changing the time of the May 14th meeting to 7pm. After a brief discussion, it was decided to keep it at 7:30 pm.

Mr. Travalini read the following statement:

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, no in-person attendance of members of the public will be permitted at this meeting. Board members will be participating remotely. For public hearings, access via

Zoom is provided for the required opportunity for public participation. Members of the public who wish to watch the meeting may do so on Medway Cable Access: channel 11 on Comcast Cable, or channel 35 on Verizon Cable; or on Medway Cable's Facebook page @medwaycable. Information for participating via Zoom is posted at the end of this Agenda.

Request for Certificate of Compliance - 14 Dogwood Drive - DEP 216-297
proposal to construct a single family home within a subdivision, stormwater management

Ms. Kathy Brennan was present for this meeting. Ms. Graziano stated this is an old Certificate of Compliance during construction of a subdivision now known as 14 Dogwood Lane. Ms. Graziano stated she has the As- built but she could not find anything for 14 Dogwood Lane so she just went by the previous Order of Conditions and the As- built. She recommends a Certificate of Compliance with no ongoing conditions.

Per the recommendation of the Conservation Agent, Mr. Travalini made a motion to issue a Certificate of Compliance for 14 Dogwood Drive- DEP 216-297. Mr. Blackwell seconded the motion and Mr. McKay, Ms. Gill, Mr. Downing and Mr. Salvucci stated aye they were in favor and it was voted to approve 6-0-0.

Ms. Graziano stated she will send the original document to Ms. Brennan to get it recorded.

Enforcement

148 Summer Street – soils piles storage within the 0-25' buffer zone

Ms. Graziano stated this has not been done yet.

3 James Street – vote to ratify the enforcement order issued April 10, 2020 for the removal of vegetation within wetland and 100' buffer zone

Ms. Graziano stated she received a complaint regarding tree clearing and disturbance within the commissions' jurisdiction. She drove by and could clearly see that there was mini excavator in the yard and some clearing had been done. She was able to find an address for the owner and sent out a Cease and Desist Order.

The homeowner did respond but they were not able to connect. She asked Mr. Travalini to go out and meet with the owner and he did on April 5, 2020. Ms. Graziano stated the enforcement order is simple and said work is being done in the commissions' jurisdiction and asked them to please cease all work and set up a visit with our office. The owners met with Mr. Travalini and she will amend the order based on Mr. Travalini's findings.

Mr. Travalini made a motion to ratify the issuing of an enforcement order issued April 10, 2020 for 3 James Street. Mr. Blackwell seconded the motion and Mr. McKay, Mr. Salvucci, Ms. Gill and Mr. Downing stated aye they were in favor and it was voted to approve 6-0-0.

Mr. Travalini stated he walked the property with the owner on April 10, 2020. He noticed there is a wetland species growing near the swamp and there was a lot of skunk cabbage and tons of red maples. He took landmarks by a rock and a few red maples where he considered the wetland line to be and the limit of work. He told the owner that he should measure 25 feet from there and that is the area that needs to be restored by planting a wetland understory mix like sweet pepper bush. He should also put a granite bound in. Mr. Travalini stated the owner first has to stake out the 25-foot line and spread out soil and install a siltation barrier and a compost sock. He would like him to install one granite bound and he can go back out and show him where to put it. He stated that outside the 25 foot, the ground is mushy and not much there except scrubby grass and maple trees. He suggested the owner could get a buffer zone seed mix rather than put in grass. He stated the owner seemed amenable to the idea. Mr. Travalini recommends Ms. Graziano give him an amended enforcement order with the conditions he mentioned above and then we should be able to ratify this at the next meeting.

Discussion 1 – Office and site visit operations during Emergency Order for COVID -19

Vote of the Commission to hereby recognizes and accepts the provisions of M.G.L. c.110G regarding electronic signatures and that its members will henceforth execute documents either with electronic signatures or with wet ink signatures and that both will carry the same legal weight and effect.

Ms. Graziano asked the Commission to accept the provisions of M.G.L. c.110G regarding electronic signatures.

Mr. Travalini made a motion to vote to accept the provisions of M.G.L. c.110G regarding electronic signatures and that its members will henceforth execute documents either with electronic signatures or with wet ink signatures and that both will carry the same legal weight and effect. Mr. Blackwell seconded the motion and Mr. Salvucci, Ms. Gill, Mr. McKay and Mr. Downing all stated aye they were in favor and it was voted to approve 6-0-0.

Public Hearings #1 – (con’t from 2/27/2020, 3/12/2020, 3/26/2020, 4/9/2020) 25-31 Milford Street (DEP #2160952) 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

Per the request of the applicant, Mr. Travalini made a motion to continue 25-31 Milford Street (DEP #2160952) 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 to the May 28, 2020 meeting at 7:45pm. Mr. Blackwell seconded the motion and Mr. McKay, Mr. Downing, Mr. Salvucci, and Ms. Gill all stated aye they were in favor and it was voted to approve 6-0-0.

Public Hearing #2 – (con’t from 3/26/2020, 4/9/2020) DEP 216-0953 West Street Bridge (Town right-of-way) Notice of Intent proposal to complete stabilization of the West Street Bridge of Hopping Brook. The proposed work consists of reconstruction and grading of the existing banks, the stabilization will consist of rock fill. The proposed work is proposed within the Bank to Hopping Brook, Land Under Bodies of Water, Bordering Land Subject to Flooding, the 200’ Riverfront Area, and the 100’ buffer zone all within the Town right-of-way

- WPA Form 3

- Plans titled, “West Street Over Hopping Brook, Bridge No M-13-013 (7W9) Notice of Intent Submission by GPI, dated February 26, 2020

Ms. Kim Armstrong, Ms. Laura Krause and Mr. Dave D’Amico were all present for the hearing. Ms. Krause stated she met with Ms. Graziano to look at the wetland boundaries. Ms. Graziano stated because the flags were on private property, that the Commission could not approve the lines. Ms. Graziano stated the commission needs to determine whether or not they want to consider this a limited project under 10.538. Ms. Graziano stated GPI had an outstanding question about the natural rock bottom. Ms. Krause stated angular stone is required because it locks in place during high velocity events. During smaller events, the sediment will settle and eventually it will look and feel like a natural stream bed. The stream varies a lot as the materials resettle. They are just placing the rocks and letting the stream replicate itself. They are not taking any materials out, just filling in existing scour holes. Mr. Travalini asked if the bridge is at a low point in the road. Ms. Krause stated that is not a closed drainage system and nothing to connect to. Mr. Travalini stated they could put in a catch basin with pumps and direct the flow elsewhere. Ms. Krause stated they are armoring the corners otherwise they would have to increase their impact area which would also increase expenses.

Mr. Travalini asked if anyone had any questions. Ms. Krause stated she had a discussion with Ms. Graziano about using an erosion control blanket in the northwest corner of the bridge because it is pretty steep. Mr. Travalini stated that is fine. Ms. Graziano also counted all the trees when she was out there. Ms. Krause stated all work will be done during low flow times.

Ms. Graziano stated she will have to add the blanket as a condition because it is not listed on the plan. Ms. Krause stated it is on listed on the plan as a side note. Ms. Graziano stated it is good to have in on the plan and in the conditions.

Per the request of the applicant, Mr. Travalini made a motion to continue DEP 216-0953 West Street Bridge (Town right-of-way) Notice of Intent proposal to complete stabilization of the West Street Bridge of Hopping Brook to the May 14, 2020 meeting 7:45 pm. Mr. Blackwell seconded the motion and Mr. McKay, Mr. Salvucci, Mr. Downing and Ms. McGill all stated aye they were in favor and it was voted to approve 6-0-0.

Public Hearing #3 – (con’t from 4/9/2020) Holliston, Brentwood, and Wellington Street Bridge Water Main Replacement Notice of Intent (DEP #216-0954) proposal to install water main along various roads within Medway

- WPA Form 3
- Plans titled, “Details for Bridge Crossing” by Weston and Sampson
- Plans titled, “Holliston and Brentwood Water Main Improvements Contract 1” by Weston and Sampson, dated March 20, 2020

Mr. D’Amico, Bruce and Nicole were present he hearing. Mr. Travalini said he did a site walk and reported his finding to Ms. Graziano. He stated he found a tube on the north side of the bridge that leads down to the river. The bridge is not at the low point from east to west, there is a catch basin on the northern side near the curb. He also inspected from the road to see if any wetlands. On the north west side, there is a lawn that goes down to river, on the east side there is a flat area that looks fairly wet with skunk cabbage. There is a steep decline here. Bruce stated the catch basin on the east side comes out at the headwall facing the upstream side of bridge. Mr. D’Amico stated they have blocked this inlet. Mr. Travalini asked about the other inlet. The west side discharges out to Chicken Brook. Mr. D’Amico found another man hole that was buried and cleaned it out and it has a sump in it. The next step would to put in a storm scepter type of device. Between gas, water and sewer lines there is not much room to put anything in. Mr. Travalini stated the north side of the stream is blocked off with the pipe that goes down, the south side opposite of the roadway near the guard rail has a break out on the guard rail where there is a depression where it channels the water and somebody dumped concrete there to help channel it down to the headwall. Mr. Travalini asked what would happen if we blocked that off, what would happen with the water. Mr. D’Amico stated we need to make sure we have a path for the water to get there. Mr. Travalini asked about putting a catch basin on the opposite side and tie them together. Mr. D’Amico stated because of the property he cannot tie them together. He can work with Ms. Graziano on this at a later time.

Bruce stated at the last meeting there were comments about silt entering the catch basins, they added that to the plan. They also talked about cutting trees. They were able to retain one of the two but the other one needs to be cut as it is too close to the abutment wall. They will cut it to ground level and the roots system would

remain. They will plant some high bush blueberry and sweet pepper bush in that area. They also eliminated the digging of the silt fence into the ground instead will tuck under the filter sock so they won't have to cut into the back adjacent to the stream. Ms. Graziano stated if they use hay bales it should be straw. Bruce stated that was by written by mistake, they will be using compost filter tubes not hay bales. Mr. Travalini stated that wording should be removed from the plan. Ms. Graziano stated they are only approving the area in the towns' right of way as they can't approve private property.

Mr. Travalini asked if anyone had any questions. Mr. Blackwell asked if the north side pipe is going to be excluded. Mr. D'Amico said it is blocked and filled with concrete.

Per the request of the applicant, Mr. Travalini made a motion to continue Holliston, Brentwood, and Wellington Street Bridge Water Main Replacement Notice of Intent (DEP #216-0954) to the May 14, 2020 meeting 7:45 pm. Mr. Blackwell seconded the motion and Ms. Gill, Mr. Downing, Mr. McKay, Mr. Salvucci all stated aye they were in favor and it was voted to approve 6-0-0.

Public Hearing #4 – (con't 3/12/2020, 3/26/2020, 4/9/2020) 150 Summer Street Notice of Intent (DEP #216-0951) proposal to install a replacement septic system

- WPA Form 3
- Plans titled, "Conservation Site Plan" by Civil Site Engineering, date February 14, 2020, revised April 1, 2020

Per the request of the applicant, Mr. Travalini made a motion to continue 150 Summer Street Notice of Intent (DEP #216-0951) to the May 14, 2020 meeting at 7:45pm. Mr. Blackwell seconded the motion and Ms. Gill, Mr. Downing, Mr. McKay, Mr. Salvucci all stated aye they were in favor and it was voted to approve 6-0-0.

Public Hearing #5 – (con't 2/13/2020, 3/26/2020) 119A & B Main Street and 1 & 3 Elm Street (DEP #2160948) Notice of Intent and a Land Disturbance Permit 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

Ms. Graziano stated that Hearing # 5 and #6 agreed to continue to the May 14, 2020 meeting at 7:45pm. Ms. Graziano stated if the Commission does not want to review these right now, they have that right under the governor’s new order to continue 45 days from the close of the emergency order but you have to send written notice to the applicant.

Mr. Travalini stated if a hearing is not an emergency or a public safety issue then they can be put off to a later time. Obviously road, utility and septic work needs to be taken care of sooner. New house construction is not considered an emergency. Ms. Graziano stated they should work on public safety and /or emergency projects first but then take some time to evaluate the other projects. She thinks we can keep some of the smaller projects moving. Mr. Travalini stated if they can do site walks with a minimal amount of Commission members present that would be ok. Some of the members have small children at home and should be limiting their exposure to people.

Per the request of the applicant, Mr. Travalini made a motion to continue 119A & B Main Street and 1 & 3 Elm Street (DEP #2160948) Notice of Intent and a Land Disturbance Permit this meeting to the May 14, 2020 meeting at 7:45 pm. Mr. Blackwell seconded the motion and Ms. Gill. Mr. Downing, Mr. McKay and Mr. Salvucci all stated aye they were in favor and it was voted to approve 6-0-0.

Public Hearing #6 – (con’t 3/12/2020, 4/9/2020) 165 Main Street Notice of Intent (DEP #216-09XX) proposal to construct a 41 space parking lot

- WPA Form 3

- Plans titled, “Site Plan Medway Mill 163-165 Main Street Medway, MA” by Guerriere and Halnon, dated February 14, 2020
- Land Disturbance Permit Application by Guerriere and Halnon, dated February 14, 2020
- Document titled, “Stormwater Report for Medway Mill Parking Expansion 163-165 Main Street Medway, MA” by Guerriere and Halnon, dated February 14, 2020

Per the request of the applicant, Mr. Travalini made a motion to continue 165 Main Street Notice of Intent (DEP #216-09XX) to the May 14, 2020 meeting at 7:45 pm. Mr. Blackwell seconded the motion and Mr. McKay, Mr. Salvucci, Ms. Gill and Mr. Downing all stated aye they were in favor and it was voted to approve 6-0-0.

Meeting Minutes Approval of Minutes 2/13/2020, 2/27/2020, 3/12/2020, 3/26/2020, 4/9/2020

No meeting minutes were approved at this meeting.

Agent Report

Chair Report

Adjourn

Ms. Gill made a motion to adjourn the meeting at 9:04pm. Mr. Travalini seconded the motion and Mr. Blackwell, Mr. McKay, Mr. Downing, Mr. Salvucci all stated aye they were in favor and it was voted to approve 6-0-0.

Respectfully submitted by,

Tracy Rozak

Documents Presented at the April 23, 2020 meeting

All documents shall be kept in the Conservation Commission Office files

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Enforcement

148 Summer Street – soils piles storage within the 0-25' buffer zone

Not Discussed.

3 James Street – vote to ratify the enforcement order issued April 10, 2020 for the removal of vegetation within wetland and 100' buffer zone

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