



MEDWAY CONSERVATION COMMISSION MEETING

Sanford Hall, Town Hall

155 Village Street, Medway, MA 02053

7:30 P.M.

Minutes

April 27, 2017

The Medway Conservation Commission (CONCOM) held its regularly scheduled meeting on April 27, 2017 at Sanford Hall. In attendance were members Dave Travalini, Brian Snow, Ken McKay, Scott Salvucci, David Blackwell, Dayna Gill, Margery MQueenan, Bridget Graziano, CONCOM Agent, and Sreelatha Allam, Night Board Secretary

- The meeting was called to order at 7:35 P.M.
- Conservation Commission Chairman, Mr. Travalini asked the members of the board if there are any additional items to be added to the agenda.

Discussion on Choate Park was added to the Chairs Report.

A motion was made by Mr. Travalini to add the above item to the agenda, seconded by Mr. Snow. All were in favor.

Meeting Minutes-

- ***3/23/2017- A motion was made by Mr. Travalini to approve the meeting minutes from 3/23/2017, as amended, seconded by Mr. Snow. All were in favor.***
- ***4/13/2017- A motion was made by Mr. Travalini to approve the meeting minutes from 4/13/2017, as amended, seconded by Ms. Gill. Mr. Snow abstained. Voted to approve 6-1-0.***

Discussion #1 25 Winthrop Street review of enforcement with Mr. Robert Briggs based on letter from the Commission requesting Mr. Brigg presence at the next Conservation meeting-

Mr. Andy Briggs and Robert Briggs attended the meeting to discuss this item. Ms. Graziano gave an overview of the issue. The Briggs met with different Medway departments (DPS, CONCOM, Building Dept., Board of Health, and Planning Board) to discuss the outstanding violations. All the depts. issues were reviewed and discussed along with CONCOM's request to remove manure from wetland resource areas and fill from erosion control line prior to the meeting tonight. A site walk was made by Ms. Graziano and Mr. Blackwell today. Ms. Graziano reported that the area is still not in compliance which was part of the original enforcement order (issued February 27, 2017, modified on 4/13). She said although some work was done the

manure has not been pulled back from wetland resources as requested and noted there is still significant amount of work to be done. The original deadline to complete the work was April 6th, 2017. She said both the Briggs have been amenable and cooperative with the town. She recommended giving two additional weeks to get the work done and added that there are two outstanding tickets on the property that are unpaid. Members discussed the option of going into an executive session to discuss this matter if there isn't enough progress of if the pending work doesn't get completed by the May 11th, 2017 meeting.

A motion was made by Mr. Travalini to extend the deadline to remove the manure and continue Discussion#1 (25 Winthrop Street) to the May 11th, 2017 meeting at 7:30 PM, seconded by Mr. Snow. All were in favor.

Discussion#2- 34 West Street review of monitoring schedule for site-

Ms. Graziano reported that the applicant requested to rescind the request and noted that daily environmental monitoring will continue at this time.

Request for Extension to the Order of Conditions

49 Alder Street DEP #216-0837 proposal to construct an addition to an existing commercial building

Ms. Graziano reported that the applicant has requested for a continuance to the May 11th, 2017 CONCOM meeting.

A motion was made by Mr. Travalini to continue 49 Alder St. (DEP # 216-0837) to May 11th, 2017 meeting at 7:45PM, seconded by Mr. Snow. All were in favor.

Request for Certificate of Compliance

- **72 Main Street** – Request for (partial) Certificate of Compliance for construction of 3 commercial buildings with associated storm water management system, parking, retaining wall and all associated utilities
Per the request of the applicant, a motion was made by Mr. Travalini to extend the request for Certificate of Compliance for 72 Main Street to May 25th, 2017 meeting at 7:45 PM, seconded by Mr. Snow. All were in favor.

Public Hearings-

Public Hearing #1 – (Continued from 4/13/17) Notice of Intent 20 Trotter Drive (Map 64 Lot 002) DEP #216-0889 - proposal to install paved parking area for new loading dock with storm water drainage

A motion was made by Mr. Travalini to continue 20 Trotter Drive, DEP# 216-0889 to May 11th, 2017 meeting at 7:45PM, seconded by Mr. Snow. All were in favor.

Public Hearing#2- NOI-54 and 54R Adams Street (Map and Lot 29-003 and 20-003) DEP# 216-0896-
proposal to construct boardwalk with helical piling for the crossing of chicken brook and bordering vegetated wetlands for the connection to a trail

Mr. Paul Atwood, Trail Task Force attended the meeting to discuss the hearing. He reported that bids for the proposed work came in with two of them at a lower budget (both the proposals included helical pads).

He said both the firms did similar work in Needham. One of the bidders question was the possibility of building the boardwalk onsite. Ms. Graziano said they could build it upland and transport it to the site. Mr. Travalini said it might be difficult to build the entire boardwalk off-site and transport it on-site. Plans submitted to the Commission did not show the location of the helical pads. Ms. Graziano recommended that Commission could condition that plans with the location of helical coils will have to be reviewed by the Commission in order to receive approval. Order of Conditions could also include language that specifies none of the coils will be placed in the bank or in the stream bed. Members said they couldn't vote without seeing the location of the helical coils and stated they would consider reviewing shop drawings with the location of helical coils in order to vote. Mr. Atwood requested two weeks to come back with the shop drawings.

A motion was made by Mr. Travalini to continue NOI 54 and 54R Adams Street (Map and Lot 29-003 and 20-003) DEP# 216-0890 to May 25th, 2017 at 7:45PM, seconded by Mr. Snow. All were in favor.

Public Hearing #3- 12 Diane Drive NOI (DEP# 216-0892) for a proposal to address an enforcement order for tree removal, construct a deck and porch, re-grading of yard, planning of vegetation-

Ms. Joyce Hastings, GLM Engineering Consultants, Inc. attended the meeting with the owner, Ms. Karen LaChance. Notice of Intent was filed in response to an enforcement order from the Commission. Ms. LaChance purchased the property in 2015. It's a single family lot with a wetland in the rear corner of the property. Some landscaping work was done in the front and backyard. The owners are in the process of cutting down trees in the locations shown in the plans. Enforcement Order was issued due to the removal of two trees. Ms. Hastings recommended to the applicant to include all the proposed activities in the NOI application. The proposed work includes additional landscaping in the backyard, converting existing deck into a porch, minor grading with a fire pit and closed system water feature, and converting an area (shown in plans) into a deck. Ms. Hastings stated that the closest point of work will be 40' from the edge of the wetlands. Three bounds will be put around 25' no-touch area. Mr. Travalini said the Commission received a letter from an abutter, Ms. Sheryl B. Bianci, 15 Colonial Road. He read the letter. To a question by a Commission member, Ms. Graziano said the delineation lines are good and the size of the wetland is large. The Agent and Ms. Hastings did a site walk on 4/25. Ms. Graziano recommended that members should also look at the area. A site visit was scheduled on May 8th, 2017 at 6:00PM.

A motion was made by Mr. Travalini to continue DEP# 216-0892 to May 11th meeting at 7:45PM, seconded by Mr. Snow. All were in favor.

Discussion #9- 150 Holliston St. NOI (DEP# 216-0890) for a proposal to construct an addition to an existing single family home-

Ms. Joyce Hastings, GLM Engineering Consultants, Inc. attended the meeting representing the applicant Ms. Samantha Smith. She explained the proposed work to the Commission. NOI was filed to construct 10 ft. wide addition to the existing house built in 1921. In 2012 a septic tank was built in the backyard. Proposed work includes re-configuring two bedrooms and a master bathroom. There is a large wetland on the property. The addition will be made in the existing lawn and is 27' from the edge of the wetland. Ms. Hastings reported there is a pile of historic landscape debris (discarded by the previous owner) that Ms. Graziano asked to be removed. The removal of debris will be part of the proposed work. The concrete debris along the edge of the wetland line will be removed by the owner by hand. Access for the work will be from the front. Highbush blueberry will be planted along the fence to supplement the shrub layer in the area (edge of the lawn). Member, Mr. Salvucci asked if there is any other location where these plants could be planted. He said two layers / boundaries in the same location will be a redundant effort. Erosion control barrier will be set up and no trees or shrubs will be removed except for one tree that's leaning

towards the proposed addition. Area will be stabilized once the foundation is poured. Materials will be stockpiled outside the 100' buffer zone. Ms. Graziano expressed concern with the lawn and the fence being in the 25' no-touch zone and was informed that it has been like this for a while. She said google aerial pics indicate that tree cutting occurred in May 2016 and that a tree in the buffer zone was cut. Ms. Hastings clarified that the tree was cut since it fell down. The Agent said the roof run-off should not be directed into the wetlands through the gutters. Since the foundation will be close to the erosion control line, she asked that straw bales and siltation fencing be used in the area.

A motion was made by Mr. Travalini to continue DEP# 216-0890 to May 11th, 2017 meeting at 7:45PM, seconded by Mr. Snow. All were in favor.

Public Hearing #5 –0 Applegate Road Map 32 Lot 016 Notice of Intent (DEP# 216-0891) for a proposal by Ralph Costello for the completion and maintenance of an existing storm water management system and roadway-

Ms. Joyce Hastings represented the applicant. Ms. Hastings stated that no new work is proposed as part of this filing. This filing is in response to the expired Order of Conditions for Applegate Farm. The new Order was Conditions was filed so that there will be an open order for the sub-division that includes roadways, detention basin, and all other infrastructure. She said the roadway work is still ongoing but the detention basin work is complete. After the completion of the work Certificate of Compliance will requested from Planning Board and CONCOM and as-built plans will be submitted at that time.

It was noted that the plan set presented to the Commission was not the latest. Ms. Graziano said the submitted plan set is not the one that was amended (on 10/22/2014) by Planning Board. Ms. Hastings agreed to submit the latest copy. She said O&M plan (during construction), long term SWPPP (post construction) will also be submitted to the Commission.

A motion was made by Mr. Travalini to continue (DEP# 216-891) to May 11th, 2017 meeting at 7:45 PM, seconded by Mr. Snow. All were in favor.

Public Hearing #6 – 7 Causeway Street Notice of Intent (DEP #216-0893) for a proposal to install an in ground pool with associated amenities pool pavilion, fire pit and repair of walkway and retaining wall-

Ms. Joyce Hastings represented the applicant. This is a hammerhead shaped lot near the intersection of Holliston St. There is a wetland associated with an intermittent stream. It flows through the property and the driveway. Portions of the lawn are within 25' no-touch area. Proposed work includes building a pool and a cabana attached to the house. A 5ft. deck will go around the pool. An open pavilion will be built attached to the house. A wood retaining wall in the front will be replaced by a stone wall. A new walkway to front door is part of the proposed project. All the proposed work is within the existing lawn and will not include any removal of shrubs or trees. Pool fence will run from the retaining wall (outside 25' buffer) and connects to the house. She stated the presence of wood and concrete debris off the edge of the driveway. It will be removed and covered with leaf mulch. Erosion control line will run along the side and will wrap around the back, outside the 100' buffer zone. Construction equipment will be stored on the basketball court.

A motion was made by Mr. Travalini to continue (DEP# 216-893) to May 11th, 2017 meeting at 7:45 PM, seconded by Mr. Snow. All were in favor.

Public Hearing #7 –297 Village Street Notice of Intent (DEP #216-0895) for a proposal to construct a replacement bridge over Kadin Lane in Medway-

Ms. Joyce Hastings represented the applicant, Mr. Harvey Kirk. It's a 25 acre lot in Franklin. House was constructed in the current location in 1920 with a pole supported bridge to access the house. Access to the bridge was believed to be from W. Medway dam and the bridge was constructed at the end of Kadin Lane.

It was updated in 1975. Proposed plan is to replace the beams due to significant decay at the abutments. Bridge will be raised less than 2ft. Project is located over Charles River and there is a BVW associated with the river. The resource area within the project limits is the river, bank, BVW, and bordering land subject to flooding. Work will be completed in two weeks from the time construction begins. Construction material will be staged in the gravel area beside the driveway. Elevating the bridge by less than 2ft will bring the surface of the deck closer to the limit of 100 year flood. A small amount of land filling is needed to fill the gap between existing bridge and the point where the new bridge is proposed to be elevated. It involves filling and removing materials from the flood plain. Per Ms. Hastings calculations, 580 Cu. Ft. of fill is needed and 205 Cu. Ft. of fill will need to be removed. The net volume of fill in the flood plain is 375 Cu. Ft. She requested that CONCOM should make a finding that it's a de Minimis amount of fill for a specific reason/ situation. No excavator will be used in the river. The two piers will be plucked and removed from the site. No work will be done to impact the river water. The old abutments will remain in place. They are in good shape and stabilize the banking. Rip-rap on both sides of the stream will not be touched. Ash beams will be cut, existing deck will be removed, and footings will be installed on each side. Ms. Hastings said since the proposed work does not include filling wetlands, disturbing bank or land under water there is no need to file for DEP or ACOE permits. However, the bridge is considered as a water dependent structure under DEP Chapter 91 licensing. These licenses did not exist when bridge was built and hence doesn't have a license currently. After completing the process with Medway and Franklin CONCOM, applicant will file for Chapter 91 license. Mr. Salvucci asked that analysis should be made to see what the water elevation will be under different 100 year flood plain scenarios. All the members except for Mr. Travalini were ok with the amount of fill proposed to be brought in. Ms. Hastings asked if the Commission would feel comfortable if the proposal included some kind of compensatory measures were adopted on Franklin side to mitigate for the 10 Cu. Yd. of the land fill. A site visit was scheduled on May 8th, 2017 at 6:30PM.

A motion was made by Mr. Travalini to continue (DEP# 216- 0895) to May 11th, 2017 meeting at 7:45PM, seconded by Mr. Snow. All were in favor.

Public Hearing # 8- 3 Lantern Lane Notice of Intent (DEP #216-0894) for a proposal to install a new septic system for the construction of a single family home-

Ms. Joyce Hastings represented the applicant, Robson Oliveira, BHR Development Inc. Proposed work is the construction of a single family home on a 1.5 acre lot. There is a wetland on the rear of the property. Portion of the work is located within the 100 feet wetland buffer zone. Construction access will be from the street. Three bounds will be set on 25' no touch zone. Mr. Salvucci recommended a different location for the three bounds. Possible locations for the bounds were discussed. Ms. Graziano will visit the site to check the delineation flag.

A motion was made by Mr. Travalini to continue DEP# 216-0894 to May 11th, 2017 meeting at 7:45PM, seconded by Mr. Snow. All were in favor.

Discussions-

Discussion#3- 259, 261, 263 Village St. Salmon Retirement proposed Conservation Restriction, review and vote-

Ms. Graziano said the document is not ready to be reviewed and voted.

Discussion #4 –Conservation Commission member to be assigned to OSRP Task Force Team- *A motion was made by Mr. Snow to nominate Mr. Blackwell to OSRP task force team as a CONCOM rep, seconded by Ms. Gill. All were in favor.*

Agent Report

0R Granite Street (Medway) and 190 Farm Street (Bellingham) – Asphalt Engineering review of plans-

There was a filing for 0R Granite St. also called as 190 Farm St. in Bellingham. Filing is in Bellingham. Ms. Graziano reviewed all the wetland flags, moved some of them and designated one area as a vernal pool. The applicant was willing to stay outside the 100' buffer zone to the vernal pool.

Chair's Report-

Mr. Travalini received a call from Parks Commission requesting him to visit Choate Park area. He stated that discussions have been ongoing to have a peace garden for the children of neighborhood residents that have passed. There has been interest in putting it in the back of the volley ball court, close to the swamp. He walked around the park and looked into some potential locations for the peace garden. The peace garden will be put forth by a Committee that will be formed soon.

A motion was made by Ms. MQueenan to adjourn the meeting at 10:40PM, seconded by Mr. Snow. All were in favor.

Respectfully submitted,
Sreelatha Allam

Documents Presented at the April 27, 2017 Public Meeting

All documents shall be kept in the Conservation Commission Office files

Public Hearing #1 – (Continued from 4/13/17) Notice of Intent 20 Trotter Drive (Map 64 Lot 002) DEP #216-0889 - proposal to install paved parking area for new loading dock with storm water drainage

- WPA Form 3
- Plans titled, “ Merrimack Building Supply Site Plan for 20 Trotter Drive in Medway, MA” by Guerriere and Hanlon, dated March 10, 2017
- Hydrologic and Hydraulic Report 20 Trotter Drive in Trotter Drive by Guerriere and Hanlon, dated March 10, 2017

Public Hearing #4 – 12 Diane Drive Notice of Intent (DEP #216-08XX) for a proposal to address an Enforcement Order for tree removal, construct a deck and porch, re-grading of yard, planning of vegetation

- WPA Form 3
- Plans titled, “Proposed Site Plan 12 Diane Drive, Medway, Massachusetts” by GLM Engineering Consultants, Inc., dated April 7, 2017

Public Hearing #5 – 0 Applegate Road Map 32 Lot 016 Notice of Intent (DEP# 216-0891) for a proposal by Ralph Costello for the completion and maintenance of an existing storm water management system and roadway

- WPA Form 3
- Plans titled, “ Definitive Subdivision Applegate Farm Medway, Massachusetts” by GLM Engineering Consultants, Inc., dated January 12, 2007

Public Hearing #6 – 7 Causeway Street Notice of Intent (DEP #216-0893) for a proposal to install an in ground pool with associated amenities pool pavilion, fire pit and repair of walkway and retaining wall

- WPA Form 3
- Plans titled, “Proposed Pool Plan 7 Causeway Street Medway, Massachusetts” by GLM Engineering Consultants, Inc., dated April 4, 2017

Public Hearing #7 – 297 Village Street Notice of Intent (DEP #216-09XX) for a proposal to construct a replacement bridge over Kadin Lane in Medway

- WPA Form 3
- Plans titled, “ Proposed Bridge Restoration 1 Woodland Park in Franklin also known as 297 Village Street in Medway, Massachusetts” by GLM Engineering Consultants, Inc., dated April 4, 2017

Public Hearing # 8- 3 Lantern Lane Notice of Intent (DEP #216-0894) for a proposal to install a new septic system for the construction of a single family home

- WPA Form 3
- Plans titled, “Proposed Sewage Disposal System #3 Lantern Lane, Medway, Massachusetts” by GLM Engineering Consultants, Inc. , dated February 15, 2017

Public Hearing #9 – 150 Holliston Street Notice of Intent (DEP #216-0890) for a proposal to construct an addition to an existing single family home

- WPA Form 3
- Plans titled, “Proposed Addition Plan 150 Holliston Street Medway, Massachusetts” by GLM Engineering Consultants, Inc. dated March 2, 2017