

# CONSERVATION COMMISSION

## MINUTES (Approved 12/10/08)

NOVEMBER 12, 2008

Present: J. Wiley, Chairman  
A. Goetz, Vice Chairman  
B. Dyer, K. Phelps

Absent: R. Jones, R. Turner

Also Present: L. Hershey, Conservation Agent  
P. Smith, Board Secretary

Conservation Agent report given to members

### **MEETING OPENED: 7:05**

#### **WASHINGTON ST. #112 DEP# 315-928**

The commission received a request from Attorney Phil Macchi who is representing Hollingsworth and Vose on 112 Washington ST. The commission issued an Order of Conditions on September 29, 2008. In the special conditions it was stated a NPDES permit would be needed if over an acre of land was being disturbed. Attorney Macchi asked that this be taken out of the Order of Conditions as it does not apply and would be put into the Planning Board conditions.

The board stated this is an administrative minor revision to the Order of Conditions.

**Mr. Goetz made the motion to remove Special Condition #17 as a minor amendment to the Order of Conditions**

**Ms. Dyer seconded the motion**

**Vote: 3-0-0**

### **BOARD OF SELECTMEN**

The commission received a letter from the Board of Selectmen requesting a meeting with the chairman of each board to discuss current membership needs. Mr. Wiley stated he would contact the Administrative Secretary to set up an appointment.

#### **NORFOLK ST. #252 DEP# 315-925**

Ms. Hershey informed the commission that the applicant went back before the Planning Board with a minor modification to the above filing. She stated the building has been moved back 7 ft. closer to the roadway which is further away from the wetlands.

**Mr. Goetz made a motion to accept the revision as a minor modification as shown on the revised plan**

**Ms. Dyer seconded the motion**

**Vote: 3-0-0**

#### **FALCONE PROPERTY**

Ms. Hershey stated the Town of Walpole has formerly accepted parcel 6 shown as Walking Path and Trail Easement at 1077 North St. to be used for the benefit of the Town and members of the public.

**Mr. Goetz made the motion to accept this parcel of land**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

#### **CERTIFICATES OF COMPLIANCE**

##### **HIGHLAND LAKE DR. #10**

**DEP# 315-927**

**Mr. Goetz made the motion to approve and issue a Certificate of Compliance**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

##### **MAIN ST. #1075**

**DEP# 315-824**

**Mr. Goetz made the motion to approve and issue a Certificate of Compliance**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

#### **MINUTES**

##### **OCTOBER 8, 2008**

**Mr. Goetz made the motion to approve the minutes for October 8, 2008**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

#### **BOARD COMMENTS**

##### **173 MYLOD ST.**

The Planning Board is requesting comments for 173 Mylod St.

The Commission discussed that if the project alters 40,000 s.f. or more of land than a Land Disturbance permit is required through the new Stormwater management and Erosion Control Bylaw. If a Land Disturbance permit is not required the commission requests the Planning Board require erosion controls be in place, including a tracking pad to prevent sediment from getting onto Mylod St. during construction

**CONT.PUBLIC HEARING  
NOTICE OF INTENT  
WASHINGTON ST. #161  
DEP# 315-929**

**OPENED: 7:31**

Mr. Wiley read the advertisement from the Walpole times for this Continued Public Hearing on 161 Washington St. which was opened on September 10, 2008 and has been continued twice since then.

Mr. Peter Baril of GZA was there representing Mr. Rudolph Bedar who was also present. Mr. Baril presented an addendum and revised plans to the original Notice of Intent addressing issues that the commission and other departments have had. The plans have been stamped by an engineer and the plans now show sediment and erosion controls. Documentation of how the boundaries for the resource area were determined were included as well as an alternative analysis. Stormwater standards were addressed and documented, and an Operation and Maintenance plan has been included.

Ms. Hershey stated that all of the requirements requested by the commission have been met.

Ms. Phelps asked about Drainage Calculations.

Mr. Wiley asked if there were comments from the audience

Mr. Rich Dunn, of 4 Riverwalk Ln. discussed the neighbors concern with the parking area and the request for limiting paving.

Mr. Wiley stated the parking is out of the commission's jurisdiction

Ms. Hershey stated that a portion of the site is within the riverfront area. She stated the plan needs to be revised because the actual alteration to this area is less than what is on the Notice of Intent.

**Mr. Goetz made the motion to close the Public Hearing  
Ms. Phelps seconded the motion**

**Vote 4-0-0**  
**Closed 7:55**

The commission discussed the draft Order of Condition that Ms. Hershey submitted. They stated the O&M plan, erosion control plan and pollution prevention plans shall be attached to the Order as a continuing condition. They also discussed any changes to the lot will require attention of the commission

**Mr. Goetz made the motion to approve and issue an Order of Conditions**  
**Ms. Dyer seconded the motion**  
**Vote: 4-0-0**

**PUBLIC HEARING**  
**REQUEST FOR DETERMINATION**  
**PROVIDENCE HWY. #1005 (STOP & SHOP)**

**Opened: 8:01**

Mr. Wiley read the advertisement from the Walpole times

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Attorney Tom Brady was present on behalf of the Stop and Shop along with representative Ms. Sundberg of Vanasse Hangen Brustlin, Inc. Engineers Mr. William Taylor and Mr. Walter Cromcrist were also present.

Attorney Brady stated the applicant is requesting a negative determination for this location as limited site work will be done.

Environmental Scientist Ms. Sundberg stated the project includes refurbishing an existing gas station at 1005 Providence Hwy This filing includes the removal of an underground storage tank. Ms. Sundberg states erosion controls will be in place during the excavation process. A supplemental plan has been submitted to the board reflecting comments by the Town Engineer.

Ms. Hershey states she has been out of the site and the wetlands are well defined. She contacted Sharon Conservation Commission who recently issued a negative determination at their Public Hearing.

Mr. Taylor stated that between the gas pumps and the building electrical conduits will be put in. He stated that no environmental issues have been found on the site.

Ms. Phelps asked if there was a stormwater redevelopment checklist available.

Mr. Taylor states there are no changes in the stormwater drain system proposed. He states this is more of a maintenance and improvement issue. The drainage will go to the same

place it always has. The plan also shows roof drainage from the building will go into the center catch basin.

Mr. Goetz asked what is in place to protect and prevent against spills when the trucks come in to fill the gas tanks.

Mr. Taylor stated that when the concrete pads are replaced there will be limiting barriers in place to catch small spills. There is also a panic button in the building to be used in case of larger spills. A spill basin will be in place and an offsite monitoring system offsite will be on 24-7.

Mr. Wiley asked for the monitoring wells to be shown on the plan

Mr. Taylor also stated no oil changes or auto repairs will be done on this site

Both Mr. Goetz and Ms. Phelps state they feel like this filing looks more like a Notice of Intent. Tankers are being removed and one is close to the wetlands. They have concerns about the stormwater system not being taken care of

Mr. Goetz states the applicant should come back to the board with a current stormwater system

Mr. Taylor and Attorney Brady state they have already presented the commission with overview of the stormwater system and that is functioning properly as is.

Ms. Phelps states she feels a Positive Determination should be issued

**Ms. Phelps made the motion to issue a Positive Determination for 1005 Providence Hwy**

**Mr. Goetz seconded the motion**

**Vote: 4-0-0**

**PUBLIC HEARING**

**NOTICE OF INTENT**

**ROYAL CREST COUNTRY CLUB (IRRIGATION)**

**NO DEP # HAS BEEN ISSUED**

**Opened: 8:50**

Mr. Wiley read the advertisement from the Walpole Times and green cards were collected.

Mr. Wiley read board comments for the record

Mr. Michael Igo, of Irrigation Consulting, Inc. and project manager Jeff Bowman were present representing the applicant. Mr. Dan Brown, a Trustee of Royal Crest

Condominiums was also present. The project consists of replacing an irrigation system at Royal Crest Golf course.

Mr. Igo presented plans to the commission and stated the current irrigation system is 25-30 years old and in disrepair. This has presented a problem with not only the appearance of the golf course but the playability which is a concern. Mr. Igo stated the system is unable to be maintained at this point. One of the benefits to the proposed work is that water efficiency will be increased by the layout design. Mr. Igo stated they are proposing work within 100 ft and the 25 ft buffer as well but that the areas involved in construction are already closely mowed and maintained. Any vegetation that is removed during construction will be replaced once the work is completed.

Mr. Bowman discussed construction detail and the type of irrigation which will be used. A temporary trench path through a ditch will furnish a mainline which is shown on the plans provided. This will be a temporary disturbance with the work being completed on a dry day. Measures will be taken to block the area during construction to protect the drainage area.

Ms. Hershey stated she completed a site visit and reviewed the trench crossing that will occur over the ditch. She also stated that the plantings which were required under the old Order of Conditions have not been planted

Mr. Brown stated that he is aware that this was never done and assures the board that they will now adhere to whatever the commission requires from this point on.

Ms. Phelps asked how long the trench would be open

Mr. Bowman states it will be opened and closed in one day.

**Mr. Goetz made the motion to close the Public Hearing**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

**Closed: 8:50**

The commission discussed that special conditions need to comply with the previous Order of Conditions that was issued. Plantings shall be done prior to May 30, 2009

## **BOARD COMMENTS**

### **BAKER ST. #156**

The Zoning Board of Appeals has requested comments regarding 156 Baker St. The commission discussed that they do not feel they have enough information to properly evaluate this property. Drainage calculations need to be provided, stormwater management, detention basin detail and erosion controls need to be shown as well as EVALUATIONS

The board discussed the evaluations of both the Conservation Agent and the Administrative Board Secretary

**Mr. Goetz made the motion to approve the performance evaluation for the Conservation Agent**

**Ms. Phelps seconded the motion**

**Vote: 4-0-0**

**Mr. Goetz made the motion to approve the performance evaluation for the Administrative Board Secretary**

**Ms. Phelps seconded the motion**

**Vote: 4-0-0**

### **ALLIED RECYCLING**

Ms. Hershey and the commission discussed the enforcement order which was issued for clean up of area adjacent to wetlands at the Allied Recycling site. Ms. Hershey stated that DEP has asked the commission to hold off pursuing this issue until they decided how they wanted to handle the enforcement of the violations that have happened over the years. Attorney Phil Macchi II has requested that all departments hold off until DEP issues their decision.

**The following correspondence was available for the commission to review**

- Weston Solutions RAM report – 100 Neponset St.
- Walpole Pond Committee letter
- Royal Crest/Rainbow Pond 2008 report
- Attorney Fenn letter – Frontier Dr.
- Attorney Macchi letter- Allied Recycling
- GZA – 18 Industrial Rd.

**Ms. Phelps made the motion to adjourn**

**Mr. Goetz seconded the motion**

**Vote: 4-0-0**

**Meeting closed: 10:00**