

CONSERVATION COMMISSION

MINUTES (approved 12/14/11)

NOVEMBER 9, 2011

**Present: J. Wiley, Chairman
B.Dyer, R.Turner, D.Adams, J. Finnigan**

Absent: A. Goetz, S. Sparks

Also Present: L. Hershey, Conservation Agent

MEETING OPENED: 7:00

**PUBLIC HEARING
NOTICE OF INTENT
SCHOOL ST. #135 (SPRING BROOK PARK)
DEP# 315-980**

Mr. Wiley read the advertisement from the Walpole Times and Certificates of Mailing were collected

Mr. Wiley read board comments

Plans entitled: "Walpole's Town Hall Park Improvements" dated 11/8/11 and "Existing Conditions Plan of Portion of Walpole Town Hall" dated 11/9/11 were given to the board.

The following members of the Master Plan Implementation Committee were present: Mr. Ed Forsberg, Dick Nottbart, Dick Power and John Desmond. Stephanie Mercandetti from Economic Development was also present. Civil Engineer students from Northeastern University have been working with the MPIC on this proposed project and Greg Sands represented the students in this presentation.

Mr. Forsberg began by stating the Notice of Intent is for improvements behind Town Hall area to include a pedestrian bridge at Spring Brook and related utilities. He feels the downtown area will be enhanced this way and create the use of natural resources in the center of town. Mr. Forsberg also stated the Bay Circuit Trail members have been consulted and are in support of trail relocation to include this area of Walpole as part of the Bay Circuit Trail. Norfolk County Engineering and the American Society of Civil Engineers from Northeastern University have gotten involved and drew the set of plans. Mr. Forsberg also stated the Board of Health and Board of Selectmen are in support of this project

Mr. Nottebart stated the cooperation and spirit of this project has been contagious and the students are great to work with.

Mr. Greg Sands presented the commission with additional plans showing changes which were made after discussion with the Town Engineer and MPIC. He stated this project is in conjunction with the Mass Bay Circuit Trail, and is a Greenway to encourage walkers and bikers to use the park area as opposed to the roadways. Mr. Sands stated the focal point feature of the project is the pedestrian bridge. Only two trees will need to be removed and a crushed stone walkway will be constructed 25ft from the edge of bank. Mr. Sands stated an O&M plan is in place to keep the stone compact and away from the stream. He also stated minimal impact will occur near the stream, and the plan is to enhance vegetation. Mr. Sands stated they are proposing informative signage and directional signage at the ends of the pathway leading into the Greenway. Erosion controls shall be in place during construction and riprap placed under the shadow of the bridge. Park features include benches and a roofed picnic table. He stated the students want to work with the Town departments to make sure things are done correctly.

Ms. Hershey stated she has been working with the students and the MPIC in the filing of this project. Comments from DEP were just received in the office this morning and she discussed these with the applicants. Ms. Hershey discussed the stream crossing made the DEP look closely at this and the alteration of 80 sq. ft of bordering wetlands. She stated the additional plantings need to be highlighted as improving the riverfront area and that flood elevations need to be shown. Ms. Hershey also stated they need to submit an alternative analysis

Mr. Sands discussed the elevations on the revised plans

Mr. Turner stated he has been working with the Master Plan Committee from the conception of the project and is pleased it will happen

Ms. Dyer stated she also supports the project and discussed snow plowing issues with the crushed stone

Mr. Forsberg discussed the expense of using hot top and submitted photographs of another path that has used the compacted crushed stone to show how well it has worked out.

Mr. Wiley asked about signage stating no motorized vehicles are allowed on the path. He also wants to see the elevation of the bridge noted as it needs to be over flood elevation

Mr. Sands stated this is specified in the detail sheet and that there is signage stating no motorized vehicles proposed to be on the path. He also discussed the O&M plan and that the bridge will be maintenance free

Mr. Wiley asked for comments from the audience

Mr. John Murtagh of the Planning Board stated he is enthusiastic about the project and likes the idea of the crushed stone.

Susan Ferioli and Denise Malaiko of East St. told the commission they opposed the project at first as they are abutters, but after attending meetings and listening to more detail, they are both supportive of the project.

Ms. Dyer made the motion to close the Public Hearing

Mr. Adams seconded the motion

Vote: 5-0-0

Closed: 8:01

Special conditions include the following; a final stamped design plan for the bridge when completed shall be provided to the commission for review, The bridge shall be designed above the 140 flood elevation, compact crushed stone for the pathway shall be used, inspection by agent prior to construction, and any addition or change to the vegetation plan shall be submitted to the commission

Ms. Dyer made the motion to approve and issue an Order of Conditions with special conditions

Mr. Adams seconded the motion

Vote: 5-0-0

DISCUSSION

COUNTY ST.

A discussion took place with the engineer for Walker Realty LLC, Mr. Penzola regarding Lot 1 Shaker Ln. which is located off County St. and is one of the lots in an approved subdivision.

Ms. Hershey stated that preparation for the construction of a single family home had begun on the lot with the cutting of trees. Abutters have been calling the office with their concerns over water issues. Ms. Hershey and the board discussed stormwater management concerns and whether a Land Disturbance permit is required for this project. Mr. Peznola feels that this does not apply as he is disturbing less than 40,000 square ft. and that a fast track permit applies in this case. He feels that he has complied with all of the stipulations required by the conservation commission and the planning board since this project began. After discussion, the commission agreed a Fast Track Permit would be permissible, and Mr. Peznola will work with Ms. Hershey on how to work with stormwater issues on this property.

OTHER BUSINESS

16 MILL POND RD. – ENFORCEMENT ORDER

The owner of 16 Mill Pond Rd. came in to discuss an Enforcement Order which was issued to him on October 26, 2011 for the construction of a shed within 100 ft. of Turners Pond.

After discussion, the commission decided that since the shed was a reconstruction of an existing one and did not include fill, or excavation, the commission would vacate the Enforcement Order.

**Ms. Dyer made the motion to vacate the Enforcement Order for 16 Mill Pond Rd.
Mr. Adams seconded the motion
Vote: 4-0-1 (Mr. Turner abstained)**

CERTIFICATE OF COMPLIANCE

NEW FISHER LN. LOT 1 DEP# 315-943

Ms. Hershey stated this lot is ready for the approval of a Certificate of Compliance

**Ms. Dyer made the motion to approve a Certificate of Compliance for Lot 1 New Fisher Ln.
Mr. Adams seconded the motion
Vote: 5-0-0**

MINUTES

OCTOBER 26, 2011

**Ms. Dyer made the motion to approve and accept the Minutes for October 26, 2011
Mr. Adams seconded the motion
Vote: 4-0-1 (Mr. Turner abstained)**

FY 2013 CAPITAL BUDGET

The commission discussed requesting funds to be appropriated for weed control at Turners Pond. It was discussed the conservation commission along with the Ponds committee put in for this request.

CONSERVATION COMMISSION BUDGET FY '13

**Ms. Dyer made the motion to approve the proposed budget for the conservation commission for FY 2013
Mr. Adams seconded the motion
Vote: 5-0-0**

MEETING DATES 2012

The commission discussed the conservation commission meetings set for the 2012 calendar

Ms. Dyer made the motion to approve the meeting schedule as proposed subject to revisions as needed

Mr. Adams seconded the motion

Vote: 5-0-0

ENFORCEMENT ORDERS

Ms. Hershey stated the following Enforcement Orders were all status quo

Tanglewood Dr. #8

West St. #440

South St. #400

OTHER BUSINESS

The commission discussed general business including Atlantic Ct. the Buttimer property and Turners Pond docks as well as correspondence

Ms. Dyer made the motion to adjourn

Mr. Adams seconded the motion

Vote: 5-0-0

Meeting Closed: 10:00