

# **CONSERVATION COMMISSION**

## **MINUTES (Approved 10/27/10)**

**OCTOBER 13, 2010**

Present: J. Wiley, Chairman  
A. Goetz, Vice Chairman

B. Dyer, D. Adams, R. Turner

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

**An Open Space committee workshop was held prior to conservation meeting**

**Conservation agent report was given to the board members**

**MEETING OPENED: 7:05**

**PUBLIC HEARING  
NOTICE OF INTENT  
OVERLEA RD. #7  
NO DEP #**

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

Mr. Wiley read board comments into the record

The owners of 7 Overlea Rd., Mr. & Mrs. Wyman were present representing themselves

Mr. Wyman stated the intent of this filing is for adding a garage to the existing house.

Ms. Hershey stated she has been out to the site. She stated the wetland line is okay and there is no alteration of any resource area. She stated she agrees with the Town Engineer's comments that the location of the driveway needs to be shown on the plan. She also discussed the applicant needs to discuss curb cuts with the Engineer

Mr. Goetz discussed he is not sure two curb cuts would be allowed. He agrees the applicant needs to meet with Engineering Dept.

Mr. Wiley stated the 100 ft. buffer line should be shown on the plan. The location of the driveway needs to be shown on the plan as well. Mr. Wiley stated a DEP # is needed as well so the Public Hearing needs to be continued until these issues can be looked into.

**Mr. Goetz made the motion to continue the Public Hearing until October 27, 2010 at 7:00 p.m.**

**Ms. Dyer seconded the motion**

**Vote: 5-0-0**

## **MINUTES**

**SEPTEMBER 22, 2010**

**Mr. Goetz made the motion to approve the minutes for September 22, 2010**

**Ms. Dyer seconded the motion**

**Vote: 4-0-1 (Mr. Adams abstained)**

## **CERTIFICATE OF COMPLIANCE**

**WASHINGTON ST. #1721**

**DEP# 315-878**

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

**Ms. Dyer seconded the motion**

**Vote: 5-0-0**

## **PUBLIC HEARING**

### **NOTICE OF INTENT**

**SCHOOL/STONE ST. (VOLLEYBALL COURT)**

**DEP# 315-961**

**Opened: 7:30**

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

Mr. Wiley read board comments into the record

Mr. Rich Edge was present representing the Volleyball players and stated this notice is for the construction of two sand volleyball courts. These courts will be located adjacent to the Town Pool at School and Stone streets. He stated the sand will be approximately six inches deep.

Ms. Hershey stated she delineated the wetland line and completed the Notice of Intent as this land is owned by the Town of Walpole

Mr. Turner stated he is all for the Volleyball Courts but discussed his concern about access and wood fire protection in the area. He also talked about trail access

Mr. Goetz asked about the area and if it is mostly grass. He also asked about excavated material and where it would go.

Mr. Edge stated materials will be taken off site

Mr. Wiley asked if there were questions or comments from the audience

Ms. Jean St. George, 159 Diamond St. discussed the impact of a project like this to the neighborhood. She is concerned it will bring in an element into the area because of the wooded area and there will be trouble. She discussed kids hanging out and trash issues.

Mr. Bill St. George, 159 Diamond St. asked the board why this project is even a consideration because years ago the filing for a proposed skate park was denied. He also agreed with Mr. Turner that he has a concern of access to the woods by a fire apparatus. He does not feel this is a well thought out plan

Mr. Wiley stated the proposed skateboard park not only involved using twice the area and was all impervious because of being constructed with concrete. He stated this project is on a smaller scale, all pervious, and there is no proposal to cut any trees. As far as trash is concerned he stated unfortunately this happen on public property all of the time and it is up to the owner, which is the Town, to maintain the property.

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

**Mr. Goetz seconded the motion**

**Vote: 5-0-0**

**Closed: 8:00**

The board discussed special conditions to include removal and disposal of trash on a regular basis

**Mr. Goetz made the motion to approve and issue an Order of Conditions**

**Ms. Dyer seconded the motion**

**Vote: 5-0-0**

**CONT. PUBLIC HEARING**

**NOTICE OF INTENT**

**MAIN ST. #1901 (ALLIED RECYCLING)**

**DEP# 315-960**

**Opened: 8:10**

Mr. Wiley read the advertisement from the Walpole Times for this continued Public Hearing

Mr. Wiley read a letter dated 10/12/10 into the record from the applicants' representative requesting a continuance until the next Public Hearing

**Mr. Goetz made the motion to continue the Public Hearing until October 27, 2010 at 7:30 p.m.**

**Ms. Dyer seconded the motion**

**Vote: 5-0-0**

The commission discussed holding a site visit on Saturday October 16<sup>th</sup> at 10:00 a.m. at Allied Recycling. Ms. Hershey will call the applicant and this site visit will be posted.

Mr. Turner left the meeting at 8:20

## **NEW BUSINESS**

Ms. Hershey stated an Emergency certificate was requested for emergency work to the deck at the MBTA train track bridge located by CVS on Main St. She stated no work was to take place along the river, and Ms. Hershey issued this certificate.

**Mr. Goetz made the motion to approve and vote the emergency certificate**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

## **OTHER BUSINESS**

### **TURNERS POND CLEAN UP/DRAWDOWN**

Ms. Hershey stated that Clean up day at Turners Pond is scheduled for October 23, 2010. Ms. Hershey drafted a letter to be posted for abutters and volunteers. She stated that boards were withdrawn last week and that there will be selective cutting around the skate house and parking lot for site views and areas where fishing can occur. The Ponds committee agreed to drawdown the pond for nuisance aquatic vegetation control until December or when a good freeze occurs.

## **ENFORCEMENT**

### **SOUTH ST. #400**

Mr. Rob Truax and P.J. Hayes came before the board to discuss a fill violation which occurred at 400 South St as seen on aerial photographs. A notice of Non-compliance was sent and Ms. Hershey asked him to come to meeting to discuss the violation. She stated GLM Engineering has been retained and there has been cooperation regarding this. Mr. Truax stated he would like guidance from the commission on what needs to be done.

The commission discussed completing a site visit to be held on Saturday October 16<sup>th</sup> at 11:00 and at the next meeting the board can discuss what needs to be done.

## **OTHER BUSINESS**

### **MILL POND RD. EASEMENT TO CONCOM LAND**

Ms. Hershey obtained a copy of the Deed for Turners Pond which includes the easement given to the Town to access the property at the end of Mill Pond Rd. Ms. Hershey stated the owners at the last house on Mill Pond Rd. had posted No trespassing and private property signs. A letter was sent to the owners to remove the signs and they complied.

### **WALPOLE WOODWORKERS**

Order of Resource Area Delineation Extension

The commission discussed upon request for extensions, a standard form written by Ms. Hershey will be sent out referencing the automatic permit extensions as required by General Court under St. 2010, c.240 sec. 173.

## **ENFORCEMENT ORDERS**

### **TANGLEWOOD DR. #8**

Ms. Hershey stated this is an amended Enforcement Order with agreed upon restoration work that was discussed at the Public Hearings.

**Mr. Goetz made the motion to approve the amended Enforcement Order**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

### **WEST ST. #440**

**(Assured Collision)**

Ms. Hershey stated the owners have worked with the commission since the Enforcement Order was issued and this is an amendment with agreed upon restoration work to ensure the owners come into compliance

**Mr. Goetz made the motion to approve the amended Enforcement Order**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

### **CEDAR ST. #120**

Ms. Hershey stated nothing is new at this time

## **DEEPWATER LN. #8**

Ms. Hershey stated an Enforcement Order was issued September 30, 2010 to address activity that was occurring at 8 Deepwater Ln. Areas within the 100 ft. buffer have recently been disturbed. The slope down to the wetlands has been eroding and Ms. Hershey outlined work in the enforcement order that would fix the erosion problems and make the grade better.

**Mr. Goetz made the motion to approve and issue an Enforcement Order**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

**The following correspondence was available for the commission's review:**

Walpole Ponds committee letter re: Turners Pond

**Mr. Goetz made the motion to adjourn**

**Ms. Dyer seconded the motion**

**Vote: 4-0-0**

**Meeting Closed: 9:15**