

CONSERVATION COMMISSION

MINUTES (Approved 5/23/12)

MAY 9, 2012

**Present: J. Wiley, Chairman,
A. Goetz, Vice Chairman
B. Dyer, J. Finnigan, S. Sparks**

Absent: D. Adams, R. Turner

Also Present: L. Hershey, Conservation Agent

Conservation Agent report given to members

Meeting Opened: 7:00

PUBLIC MEETING REQUEST FOR DETERMINATION RTE. 1A MAIN ST.

Opened: 7:01

Mr. Wiley read the advertisement from the Walpole Times

Mr. Wiley read board comments into the record

Mr. Tom McGuire, District Environmental Engineer was present along with Civil Engineer Andrea Cotes for a proposed maintenance project along Rte. 1A from house # 2200 to #2208 Main St. A USGS Locus Map dated 4/13/12 were included in the filing package. Mr. McGuire stated there have been complaints from neighbors of roadway conditions and vibration noise from the heavy truck traffic. The proposal includes pavement milling, and resurfacing of 250 ft. of Main St. This will occur in the buffer zone. Mr. McGuire stated two inches of blacktop will be taken off and replaced.

The Board discussed the proposed project and has no issues.

Mr. Goetz made the motion to close the Public Hearing

Ms. Dyer seconded the motion

Vote: 5-0-0

Closed: 7:15

Mr. Goetz made the motion to approve and issue a Negative 3 Determination

Ms. Dyer seconded the motion

Vote: 5-0-0
MINUTES

APRIL 25, 2012

Ms. Dyer made the motion to accept the Minutes for April 25, 2012
Ms. Sparks seconded the motion
Vote: 5-0-0

ENFORCEMENT ORDER

EAST St. #270

Ms. Hershey stated there were reports of the cutting of trees on this property. A letter of non-compliance and request for the owner to come to the meeting tonight to discuss the violation was sent dated May 3, 2012. The owner sent a letter from Tree Tech, who removed the trees. They stated the removal of the trees was due to a safety risk because of root rot. The owners were unable to come tonight due to a prior commitment. The board directed a letter be sent to the owners asking they plant indigenous wetland buffer shrubs in the areas where the trees were removed on a one to one ratio. They also directed that a letter to Tree Tech be sent asking they contact conservation office prior to work if they are anywhere within a wetland area.

CONT. PUBLIC HEARING
END OF FOUNDRY ST.
NOTICE OF INTENT
DEP# 315-990

Opened: 7:22

Mr. Wiley read the advertisement from the Walpole Times. This hearing was opened on April 25, 2012 and continued until this evening.

Mr. Wiley read new board comment from the Town Engineer dated May 1st into the record.

Mr. Rob Gemma, and Joe Fonseca, of MetroWest Engineering were present representing the applicant. He stated a site walk took place with the commission on May 5, 2012. Mr. Gemma stated soil test results have come in and they all came out clean. Mr. Gemma stated that during the site visit a discussion involving the replication area took place. He stated the replication area originally shown on the plan had sloped areas which would require grading. A discussion ensued regarding the possibility of expanding the pond, which the applicant is in favor of.

Ms. Hershey stated the regulations typically require replication in kind ie: BVW for BVW.

Mr. Wiley stated he wants to meet the requirements of the Wetlands Protection Act, and would like to see where replication could take place and by expanding the pond would it create more replication

Ms. Hershey discussed the idea of a shallow marsh area with plantings that would benefit fish etc. rather than a deep water habitat.

The board liked the idea of Ms. Hershey's.

Mr. Gemma was receptive to the replication and the plantings. He discussed the bad shape the embankment is in

The board stated the applicant must provide a plan showing the new location for the replication prior to issuance of the Order.

Mr. Goetz made the motion to close the Public Hearing

Ms. Dyer seconded the motion

Vote: 5-0-0

Closed: 7:45

In her agent report Ms. Hershey suggested special conditions for replication areas to be included in the Order of Conditions. Monitoring reports shall be sent to the commission in May and Oct. of each growing season, invasive plant species shall be removed as a continuing condition

Mr. Gemma stated he is aware he needs to come back before the commission with a pond maintenance plan that will need to be treated annually. He will file for that project.

The conservation commission discussed sending a copy of the Order of Conditions to Medfield Conservation commission

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

Ms. Dyer seconded the motion

Vote: 5-0-0

PUBLIC HEARING

NOTICE OF INTENT

PADDOCK CT. #4

DEP# 315-989

Opened: 7:55

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

Mr. Wiley read board comments into the record

Mr. Paul McKechnie, McKechnie Associates was present representing the applicant. Plans were submitted for review dated May 8, 2012 entitled "4 Paddock Ct. – Site Plan. Mr. McKechnie stated this filing is for a proposed In-ground swimming pool, decking, fencing and associated landscaping at 4 Paddock Ct. He stated that an Order of Conditions was issued in 2006 by previous owners for this as well but the pool was never constructed. All the work is within the 100 ft. buffer but outside the 25 ft. no disturb.

Ms. Hershey stated she has seen this property. She asked about the grading and if everything was out of the easement. She asked about excavated materials

Mr. McKechnie stated there is an existing stone wall and he needs to bring up the grade to meet the wall. He stated all excavated materials shall be removed off site.

Mr. Goetz made the motion to close the Public Hearing

Ms. Dyer seconded the motion

Vote: 5-0-0

Closed: 8:00

The commission discussed that sewer line #16 needs to be added on plan, the gas line and sewer easement need to be staked out per Town Engineer comments. A copy of the As - Built will go to the Engineering Dept. No permanent structures shall be placed on the Town's sewer or utility easements, and standard pool boiler plate conditions shall be continuing conditions.

Mr. Goetz made the motion to approve the Order of Conditions with special conditions

Ms. Dyer seconded the motion

Vote: 5-0-0

CONTINUED PUBLIC HEARING

PLIMPTON ST. #240-242 (AMENDMENT)

DEP# 315-881

Opened: 8:04

Mr. Wiley read the advertisement from the Walpole Times. This Public Hearing was opened 4/11/12 and continued until this evening.

Ms. Hershey stated revised plans were submitted to the office last week dated 5/2/12 and she reviewed these with the applicants representative Rick Merrikin, Merrikin Engineering. Ms. Hershey stated this included a stormwater management plan and phasing plan. Storage of materials and designated areas for material storage has been put on the plan.

After review the commission is satisfied that their comments and concerns were addressed.

Mr. Goetz made the motion to close the Public Hearing

Ms. Dyer seconded the motion

Vote: 5-0-0

Closed: 8:16

OTHER BUSINESS

SPRINGBROOK PARK

A letter from NU ASCE dated 4/27/12, was submitted to the board regarding special condition #17 which were attached to the Order of Conditions issued 12/12/11. The condition referenced that the bridge shall sit above the 100 yr. flood plain. Greg Sands, project manager is requesting that the flood plain storage be addressed after the bridge has been constructed. The commission discussed flood storage and changing of grades to compensate for storage in order to comply with regulations. After discussion the board agreed with NU ASCE to address this after bridge construction.

Mr. Goetz made the motion to address floodplain storage once the bridge has been constructed per the proposal from NU ASCE

Ms. Dyer seconded the motion

Vote: 5-0-0

ZBA – 341 Stone St. Ms. Hershey stated she received a letter from the ZBA asking for an Enforcement Order on this property. She stated she will make a site visit with the Zoning Enforcement Officer to see if a violation is occurring. There is an open Order of Conditions on this property to construct a garage. The applicant came before the ZBA asking for a variance, was denied and withdrew their application. There has been storage occurring on the property and the ZBA would like this looked at.

TURNERS POND – GATE

Ms. Hershey stated she received an email from Dan Ryan of the Ponds Committee stating the gate would be put up this weekend per concom's numerous requests

BUTTNER PROPERTY – Mr. Wiley stated there is still the potential to purchase this property and will keep the commission informed.

ATLANTIC CT. – Mr. Wiley stated he went to planning board at their request and told them the conservation commission voted to accept the donation of land in accordance with the original filed subdivision. Ms. Hershey has composed a letter for Mr. Viano with comments from Town Council requiring attention so the commission can accept the gift of land known as Lot 5. She also stated the deed has gone to Town Council and has been approved.

ENFORCEMENT ORDERS

Ms. Hershey stated there is nothing new on 400 South St. and the Trails Subdivision. A filing has been made for two of the lots on the Trails that will come before the commission in June.

Main St. (Triton Car Wash) – The board discussed that a gate has been put in as directed

APPEALS

Lot 18 Frontier Dr. – Ms. Hershey stated there has been no new correspondence on this appeal

BOARD COMMENTS

ZBA -12 Nightingale Farm Rd. – The board discussed the request for comments regarding the proposed storage of three vehicles. It was discussed that an Order of Conditions was approved on this property for this project

PB – Scenic Rd – The Board discussed the request for comments regarding the removal of trees that is proposed on High St. and Mill Brook. The board concurs with the tree warden if he feels it necessary these trees be taken down

PB – Definitive Plan for Northridge Farms – The board discussed the request for comments and decided that the wetlands line is not a verified line. The Board stated a filing for this project will be required as a wetland crossing is involved

The following correspondence was available and discussed:

- NSTAR Notice of Herbicide application
- Woodard & Curran newsletter

OTHER BUSINESS

Ms. Hershey stated she had been in discussion with Mr. Adams regarding Scout Island. There is a small path and he is requesting a pipe or rocks put in a particular area to support a bridge due to water flow. After discussion the board agreed this would be no problem

Mr. Sparks made the motion to close the Meeting

Ms. Dyer seconded the motion

Vote: 5-0-0

Meeting Closed: 9:30