

September 27, 2010

A regular meeting of the Board of Sewer & Water Commissioners was held on Monday, September 27, 2010 at 7:00 p.m. at the Edward J. Delaney Water Treatment Plant, 1303 Washington St

Present: John Spillane, Roger Turner, Kevin Muti and Patrick Fasanello. Also, Rick Mattson, Supt of Sewer and Water and Scott Gustafson, Asst. Supt. of Sewer and Water.

All abatements submitted tonight are reviewed and signed.

Mr. Fasanello gives an overview of the MWRA meeting that he and the Superintendent had attended last week. He explains that they met with Mr. Lasky and Mr. Favalaro briefly to discuss accepting septage at our facility from non MWRA communities. He says he could not get a commitment from either of them. Mr. Mattson says we need to get Mr. Favalaro more involved. Mr. Fasanello says we should have a legislative breakfast. Mr. Fasanello says he was really unable to get any answers. It appears that the DEP is dictating who can use the facility. There is discussion on haulers using the Canton site and the fact that the MWRA has no idea what is being discharged there. At least in Walpole we test before we allow dumping. Mr. Fasanello then gives an overview of what else was discussed at this meeting and says the next meeting is in October and he will be attending.

Motion Made by Patrick Fasanello to accept the minutes of September 13, 2010. Second by John Spillane. Vote 4-0-0.

WATER MANAGEMENT PERMIT COMMENTS FROM PLANNING BOARD

Mr. Mattson says these comments were written by the Town Planner who did a good job. These comments were sent directly to the DEP.

WRIGHT-PIERCE DEMAND PROJECTION FOR WATER MANAGEMENT PERMIT

Mr. Mattson says this is the report he had hired Wright-Pierce to do and will be attached to his Order to Complete documentation to dispute the Water Management Permit pumping limits. He says there will be some minor adjustments. Mr. Fasanello asks who came up with the 65GPCD and after some discussion Mr. Mattson says it was an arbitrary number. Mr. Fasanello says this is unacceptable and wants to see how this number is computed. Mr. Mattson says hit is based on all of the water supplied in Massachusetts but he also feels that it is a valid number for the Town of Walpole. Mr. Fasanello asks if it is a valid number then why are we fighting it. Mr. Mattson responds that we currently are permitted for 3.34 mgd and they are proposing to cut it to 2.25 mgd which is a 33% cut. Mr. Mattson feels we need to be able to pump more due to future growth and the vacant commercial property. He says the 65 GPCD is very close to the Town's residential needs but if non residential use is included in the 2.25 mgd pumping limit it will kill us. Mr. Fasanello says his problem is that it appears that the formula used is a one size fits all and there is no standard for more needs. This will destroy the quality of life in the community and the residents will pay more and receive less. Mr. Spillane asks if there are changes within Town if they re allowed to apply for an amendment and the answer is yes. There is further discussion and Mr. Mattson says this will be included in his Order to Complete response.

7:15 APPT. ESTATES AT WALPOLE RESIDENTS IRRIGATION SYSTEM APPEAL

There are several residents from the Estates at Walpole who are present tonight. Ms. Bingham of 164 Endean Drive says after learning that her request to install an irrigation system was denied by this Board at the last meeting she attempted to gather her neighbors who were also denied to attempt to appeal this decision. She says they all tried to follow the correct process and by agreeing to follow the odd/even policy she feels they are trying to do right for the community. However she also would like a nice place for her children to play. Therefore she is appealing to the Board to reconsider their previous vote. Mr. Vasani of 14 Anderson Way states that as everyone is aware there is a lot more water used by manually watering. Mr. O'Malley says if there are folks abusing the water policies then the Board should go after them and give the others the opportunity to show they will abide by all requirements. There is discussion and it is explained to the residents that with the new Water Management Permit in the works, the DEP may require even stricter rules, as drinking water is the key issue. Mr. Troutman of Endean Drive says he is already permitted and has his system installed however he would like to argue that irrigation systems allow the wetting of needy spots and not over watering. He suggests letting the market control the high water use. Mr. Sameer of 124 Endean Dr. feels we should try to figure out how the violations can be stopped and not punish those who are not violating. . Mr. Behmke of 36 Lexington Dr. feels there are two issues before the Board tonight. The violators are the problem and the abusers should be the focus. He says they feel like second class citizens who are not receiving the same benefits as other residents. All before the Board tonight ask that they see their frustration. Mr. Venkataraman of 11 Dew Drop Way says it is obvious that the violators "punishment does not fit the crime" and suggests that the Board consider raising the amounts of the fines as it appears that a larger deterrent is needed. The key is what needs to be done to resolve this. Mr. Turner says he is looking for a fool proof system for all of Walpole not just Toll Brothers. Mr. Mattson says there is nothing wrong with the technology; the owner needs to learn how to use the system correctly. Mr. Spillane would like the homeowner to keep in the back of their minds that the DEP may cut the amount of outside watering allowed and although they go through the expense of installing a system the amount of use may be significantly reduced. Ms. Bingham says those here tonight including herself would like the option of installing a system and would like the opportunity to show that they care about the community and will abide by any and all water restrictions. Mr. Shea of 23 Olympic Ct. says he would like to see the fine increased for those who abuse the policy as it is obvious that if someone is going to spend a large amount of money on water, the small fines are not going to deter them from using it. Mr. Raftery of 186 Endean Drive says there was a restrictive covenant that was overridden and he feels it discriminatory to only require this for the Estates at Walpole, especially since it appears that this subdivision is about 15% of the problem with regard to violating the Water Management Policy. He explains the difficulty of trying to grow grass in the area due to ledge and bad topsoil and he feels this is the appropriate avenue to address this. Mr. Roasales of 7 Olympic Court says the residents of this subdivision are trying to work with the town. There is an association meeting and if given the information he would be willing to educate all homeowners and reinforce what needs to be done. He says he would like the opportunity to show that he will follow the rules. **Motion Made** by Kevin Muti to reconsider the permit process that was voted at the previous meeting. Second by Roger Turner. Vote 4-0-0. **Motion Made** by Kevin Muti to approve irrigation systems for 14 Anderson Way; 11 and 12 Dew Drop Way; 68, 92, 109, 121, 124, and 164 Endean Dr.; 57 Hound Pack Cir.; 30 and 36 Lexington Dr.; and 7 and 23 Olympic Court conditional upon all requirements and guidelines required by the Town are followed. Second by John Spillane. Vote 4-0-0.

WALPOLE PARK SOUTH VIII – REQUESTS FOR COMMENTS

Resident Bill Hamilton arrived in the middle of the previous discussion and stays for this agenda item. Mr. Hamilton they could not get through the overlay process, so now they are going for a special permit. No one understands why this would be considered a hardship as it was bought when they knew it was in Area 2. There is discussion as to what can be built in Area 2 as well as the need to protect the Town's water supply. Mr. Turner is asked to update the Board on the position of the Conservation Commission. Mr. Turner says ConCom issued the land disturbance permit outside the 200' buffer and made comments of their concern to the drinking water. Mr. Muti says yet they previously voted not to support any zoning change here. Mr. Turner says this is a different issue. Mr. Fasanello feels a very strong statement needs to be made to show how against this that the Board is. Mr. Turner speaks of the 231 chemicals proposed to be stored here through the granting of a special permit and site plan approval.

Motion Made by Kevin Muti that a letter is sent to all Boards stating that this Board is strongly opposed to the granting of a Special Permit and Site Plan Approval given the fact that a significant portion of the parcel is located in Area 2 of the WRPOD. Also included in the letter should be a statement that to date and after 2 requests for engineering comments, they still have not been received by this Board, other than comments regarding the Land Disturbance. Second by Patrick Fasanello with a friendly suggested amendment to the motion. Included in the letter should be the comment that for the safety of the Town's water system a Groundwater Monitor Plan shall be submitted to the Board of Sewer & Water Commissioners, and monitor wells shall be placed at the perimeter of the property with quarterly reports submitted to this Board for review. Mr. Muti agrees to this addition to his motion. Therefore, **Motion Made** by Kevin Muti that a letter be sent to all Boards stating that this Board is strongly opposed to the granting of a Special Permit and Site Plan Approval for Walpole Park South VIII given the fact that a significant portion of the parcel is located in Area 2 of the WRPOD. Also included in the letter should be a statement that to date and after 2 requests for engineering comments, they still have not been received by this Board, other than comments regarding the Land Disturbance. Included in the letter should be the comment that for the safety of the Town's water system a Groundwater Monitor Plan shall be submitted to the Board of Sewer & Water Commissioners, and monitor wells shall be placed at the perimeter of the property with quarterly reports submitted to this Board for review. A copy of this letter should also be sent to Attorney Philip Macchi and Engineer Dan Merrikin. Second by Patrick Fasanello. Vote 4-0-0.

ALLIED RECYCLING, 1901 MAIN ST, NOTICE OF INTENT – REQUEST FOR COMMENTS

All provided information regarding this subject is reviewed and discussed. It is agreed that this is strictly improvement to the drainage system for Stormwater Management. It is asked that a letter be sent to the Conservation Commission regarding this stating that this Board supports any improvements to this site. It will be done.

Motion Made by Patrick Fasanello. Second by John Spillane. Vote 4-0-0. Meeting adjourned at 8:30 p.m.