



CONSERVATION COMMISSION

Town Hall

Room 212
135 School Street
Walpole, MA 02081
Phone (508) 660-7268
Fax (508) 668-2071

Town of Walpole Commonwealth of Massachusetts

MINUTES
CONSERVATION COMMISSION
December 13, 2017
7:00 PM

This meeting was taped and will be available on walpolemedia.tv

Present: Jack Wiley (Chair), Al Goetz (Vice Chairman) Betsey Dyer, Roger Turner, Jim Finnigan, Emidio Di Virgilio

Also present: Landis Hershey, Conservation Agent
Amy Messier, Board Secretary

The Conservation Agent Report dated December 13, 2017 was given to members.

Chairman Jack Wiley opened the meeting at 7:00 PM:

Continued Notice of Intent, by David Wakefield, Parcel 2A East St. "Nichols Pond Ln." DEP #315-1138: (Continued from 11/8/17)

Rob Truax from GLM Engineering was present on behalf of the applicant and presented revised plans dated 11/21/2017. Wiley read comments from engineering and the Board of health. Truax explained the main revisions of the plan which included; reduction of the cul de sac length by 46 ft.; revision of the wetland line on Lot 4 and placement of the recharge system solely on Lot 5 for Lots 4 & 5. Conservation Agent Landis Hershey asked if Truax went over the stormwater calculations with Town Engineer Maggie Walker. She also discussed the need for all stormwater structures to be located on one lot in order to have a one owner responsibility. Wiley also stressed the need to have the Stormwater structures on one lot for maintenance. Truax stated that he would redesign infiltration units so that half is on lot 7 and half on lot 8 with clean out ports on both lots. Truax stated that he is going before the Planning Bd. on 1/4/18 for this project. Goetz made a motion to continue the hearing to 1/24/18 at 7:00 PM, seconded by Dyer, the motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio)

Amendment to Order of Conditions, by Wall Street Development, 48 Burns Ave., DEP #315-1120: (Advertised 11/30/17)

Lou Petrozzi of Wall Street Development was present, along with Rob Truax of GLM Engineering and Paul McManus of EcoTec. Wiley read comments from engineering, Board of Health and finance, and a letter submitted by Jack Conroy, dated 12/8/17 regarding dump soils. Petrozzi explained that he is

requesting to amend the Order of Conditions issued for the construction of Union Sq. Village by including the construction of a temporary construction access roadway within the utility easement.

Petrozzi explained that the construction access on Union St. is being proposed to relieve the amount of traffic on Burns Ave. due to abutters concerns during construction of the proposed project. The amount of time being requested for use of the access on Union St. is 12 mos., with the understanding that if a longer period of time is needed, the Applicant would be required to return back to the Commission to request an extension of time, up to 3 yrs.

Landis Hershey stated that the Commission should take into consideration that the utilities were allowed by the Commission to come through the riverfront area, flood plain and buffer zone because the Applicant presented that the alternative off of Burns Ave. was an economic hardship and the installation would be quick and temporary. The resource area alteration for the installation of the utilities is a temporary alteration, and the Order of Conditions states that no additional alteration should occur within the Pickerel Brook riverfront area.

The Commissioners expressed their concerns about the close proximity of the construction access to Pickerel Brook, the possible soil contaminants of the construction access, the amount of time it would take to immediately restore the area, and the proposed plantings due to climate changes and insects.

Wiley opened the meeting up for public comments, which included the following;

Mr. Eusevich of 201 Union St.; Mr. Conroy of Burns Ave.; Ms. Hayes of 8 Brook Ln.; Ms. Barrows of 189 Union St.; Mr. Coffskey of 29 Burns Ave. that expressed their concerns regarding vegetation, soil contents and the CMG report, temporary road and easement, screening, and stormwater mgmt. McManus spoke on the restoration of the degraded riverfront area and the top soils with native plantings. Ms. Hershey recommended to the Applicant that revised plans should reflect the Oxbow report previously submitted, and to eliminate the proposed White Pine trees in the planting plan. Wiley suggested a revised planting plan with native trees and vegetation that is limited in height due to the occurrence of severe weather conditions that could take place in the future.

Goetz made a motion to deny the request to amend the Order of Conditions for the temporary construction of a service road to Union St., seconded by Dyer, the motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio). Goetz made a motion to continue the hearing to 1/10/18 at 7:00 PM with regards to the species of plantings and restoration of the degraded riverfront area, seconded by Dyer, the motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio)

GENERAL BUSINESS/OLD BUSINESS/NEW BUSINESS:

Minutes:

Dyer made a motion to accept the minutes of 10/25/17, seconded by Goetz, the motion carried 4-0-2 (Wiley, Goetz, Dyer, Finnigan in favor; Di Virgilio and Turner abstained)

Dyer made a motion to accept the minutes of 11/8/17 with the necessary corrections discussed, seconded by Goetz, the motion carried 5-0-1 (Wiley, Goetz, Dyer, Turner, Di Virgilio in favor; Finnigan abstained)

Enforcement Orders/ Notice of Noncompliance:**Main St. #1900, DEP #315-1043:**

Conservation Agent Landis Hershey read a letter from the Board of Selectmen stating that the license of the owners of "Supa Sales" has not been renewed due to failure to complete the list of items they were previously given, and that they will be before the Board of Selectmen once again at their next meeting.

609 Lincoln Rd.: no further updates until spring

Boyden Estates- Summer St. DEP #315-1099 (Notice of Noncompliance):

Conservation Agent Landis Hershey stated that her and Wiley met Petrozzi at the site to review the progress made on addressing the Notice of Noncompliance. Silt sacs have been installed along with additional sedimentation controls. The slope has still not been stabilized and the replication area still needs to be fixed so that flow from the wetlands does not overflow into the street. This is an ongoing review for compliance.

Requests for Extension:

Town of Walpole, General Maintenance Order of Conditions, DEP #315-683: Goetz made a motion to issue a 3 year extension, seconded by Dyer, the motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio)

Requests for Certificate of Compliance:

Mark Robinson, 7 Boulder Trail, DEP #315-938: Goetz made a motion to issue a certificate of compliance contingent upon receiving as-built plans, seconded by Dyer, the motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio)

Michael Federico, 23 Joseph Lane, DEP #315-625: Goetz made a motion to issue a certificate of compliance contingent upon the basin, head wall and riprap being cleared prior to issuance, seconded by Dyer, the motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio)

Correspondence:

Board of Selectmen Letter Re: 1900 Main St: The letter was read to the commission.

FY 19' Budget: Goetz made a motion to approve the FY 19' budget as submitted, seconded by Dyer, the motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio)

Bylaw Edits: minimal changes were recommended, the Commission agreed the changes to the language, Landis Hershey will make the necessary changes/ corrections and submit them to Administration to put them on the next Town Meeting Warrant.

Board Comment Requests:

ZBA: 825 Main St., Variance Request #23-17: No comments, not within Commissions' jurisdiction

ZBA: 400 Main St., Variance Request #24-17: No comments, not within the Commissions' jurisdiction

Plng. Bd.: 46 Baker St., definitive 2-lot subdiv.: Commission reiterates previous comments regarding their need to file if more than 40,000 SF is to be disturbed.

Plng. Bd.: Nichols Pond Ln., 11-lot subdiv.: This project is currently before the Board and has their next hearing with the Commission on 1/14/18 at 7:00 PM.

Goetz made a motion to adjourn, seconded by Dyer. The motion carried 6-0-0 (Wiley, Goetz, Dyer, Turner, Finnigan, Di Virgilio). The Commission adjourned at 9:30 PM.

Accepted 1/10/18