

**CONSERVATION
COMMISSION**



Town Hall

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*Town of Walpole
Commonwealth of Massachusetts*

MINUTES
CONSERVATION COMMISSION
April 11, 2018
7:00 PM

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

Present: Jack Wiley (Chairman) Al Goetz (Vice Chairman) Betsey Dyer, Roger Turner

Absent: Emidio DiVirgilio

Also present: Landis Hershey, Conservation Agent

Amy Messier, Board Secretary

The Conservation Agent Report dated April 11, 2018 was given to members.

Vice Chairman Al Goetz opened the meeting at 7:00 PM

7:00 PM

Notice of Intent for Keolis Culvert Replacement ML 21.06, DEP 315-1153:

Wiley opened the hearing and read bd. comments which consisted of comments from Engineering. Clary Coutu, who was representing Keolis Commuter Services was present and explained to the Board that she has already replied back to the Engineering Dept. with regards to the comments made. Coutu explained that the proposed project consists of removing the old culvert within the track and replacing with a new culvert, with limited work within the resource area. It was mentioned that the new culvert will be an improvement. Holly Palmgren from MBTA was present and explained to the Bd. that this project is exempt from the Bylaw.

Wiley opened the hearing up to the public for comment, which included the following; Elizabeth Hunter of 492 Lincoln Rd. – questions and concerns about culvert replacement since it feeds into the brook on her land. Goetz made a motion to close the hearing, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner). Goetz made a motion to issue an order of conditions, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner)

7:25 PM

Notice of Intent for MBTA Double Track Franklin Line, DEP 315-1152:

Wiley opened the hearing, and read bd. comments which consisted of comments from Engineering. Holly Palmgren of MBTA was present and submitted revised plans dated (4/11/18) at the hearing to the Commissioners. Holly explained that the proposed installation of a double track will make transportation

easier with fewer delays, all work will remain within the existing right-of-way and the second track will be doing exactly where the previous second track once was and lastly, there is proposed installation of some under-drains to move Stormwater away from the tracks. Hershey stated that she had no specific areas of concern, and that this project is exempt from the Bylaw. Touching base with the Fire Chief with regards to fire hazards on or around the railroad was recommended. Dyer asked who is responsible for the cleaning and maintenance of the culverts, which Ms. Clary Coutu stated that Keolis Commuter Services are. Wiley opened the hearing up for public comments, which included the following; Brenda Mosestichof 460 Lincoln Rd.: questions as to why second track was originally removed and the start time and duration of the construction. Palmgren explained that the second track was originally removed due to tax issues by the owner at the time, and that construction is planned to start in the fall, with an overall duration of 18 months. Joe Simone of West St.: concerns about increase of train activity and noise- Palmgren stated that there will not be any additional train activity and since the train will be moving at the same speed as the one already existing, there will be no additional noise. Karen H.: concern about changing of property lines- Palmgren stated no property lines are being altered. Elizabeth Hunter of 492 Lincoln Rd.: concerns about tree removal- Palmgren said trees that will be within the right of way or are close to the track will be trimmed. Goetz made a motion to close the hearing, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner). Goetz made a motion to issue an order of conditions, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner)

8:08 PM

Notice of Intent for MBTA Summer Street Crossing Safety Improvements, DEP 315-1154:

Wiley opened the hearing, and read comments from Engineering and Economic Development. Can Cannata and Sean Cullen of VHB were present on behalf of the Applicant, and explained to the bd. that this proposed project is exempt from the Bylaw, and the work includes safety improvements to the Summer Street crossing which is a 200 ft. river front area and 100 foot buffer of BVW, with no substantial impacts to the resource areas. Specifically, the proposal of a roadway, pedestrian and signal upgrades within the railroad right-of-way along portions of the Framingham secondary railway in the Town of Walpole. Wiley opened up the hearing for public comment which consisted of the following; Ms. Ryan of 40 Neponset St.: inquiring about quiet zones- Clary Coutu explained that there are specific guidelines of acquiring a “quiet zone” and any additional information she would like could be given to her. Julianne Belcher of 50 Neponset St.: expressed concerns about the water and area of substantial construction, as well as having access to walk across- It was stated that pavement will be placed down, along with a sidewalk, and it will be possible to walk across when there is not a train coming. Goetz made a motion to close the hearing, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner). Goetz made a motion to issue an order of conditions with special conditions in place, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner)

8:37 PM

Minor Modification Request: Wall Street Development Corp., Lot 5 Boyden Estates, DEP #315-1123:

Lou Petrozzi of Wall Street Development was present, and explained that he is asking the Commission for a minor modification to the previous order of conditions that was issued for lot 5 Boyden Ln. The orientation of the house is proposed to be pushed back slightly and more parallel to Boyden Ln. cul-de-sac, with erosion controls moved back to just outside of the 25 ft. no disturb zone. Hershey asked about the slope of driveway and expressed concern about water flowing down Boyden Ln. and then going down the driveway. Petrozzi stated that there will be a berm placed on the driveway that will prevent water from going down the slope. Goetz made a motion to render the work a minor modification, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner)

GENERAL BUSINESS/OLD BUSINESS/NEW BUSINESS:

Minutes: No minutes were accepted at this time.

Enforcement Orders/ Notice of Noncompliance:

Main St. #1900, DEP #315-1043: No further update at this time.

609 Lincoln Rd.: no further updates at this time.

Boyden Estates- Summer St. DEP #315-1099 (Notice of Noncompliance): A report was submitted on 4/4/18 by Mr. Petrozzi addressing erosion issues on site and the watershed flow pattern out of the replication area. Hershey stated that as of 4/10/18 there were still multiple issues with erosion controls not functioning properly. Hershey stated that Petrozzi still needs to address the issue of the Stormwater flow coming down from the south and onto the Boyden Estates property, where it appears to take two paths 1). Into the replaced culvert, 2). Across or under the driveway through a pvc pipe which was removed but now into the replication area. The existing conditions plan did not include #2 flow path, only #1. Petrozzi stated that the replication area and berm around the replication area needs to be raised, and stated that the rest of the replication area needs to be graded, elevation raised and plants replanted in order to keep the flow of the replication area functioning properly. Petrozzi stated that there is more work to be done, and are waiting for dryer conditions in order to hydro-seed and get it stabilized. Installation of silt sock around the areas where there might be breakthroughs and raking out any sediment that has encroached on the erosion control barriers. Hershey stated that there is concern with the flow into the isolated wetlands and the affects it has on the replication area. Petrozzi stated that he would speak to Rob Truax of GLM Engineering. Dyer suggested that if the calculations were not done in the beginning due to missing additional flow, Truax should do recalculations and attend the next hearing in order to take additional measures. Petrozzi stated that Truax will be present at the next hearing to address this ongoing issue. Petrozzi stated that information will be submitted to Landis prior to the next meeting on 4/25/18, and would like to be put on the agenda for that meeting. Wiley stated that he will be placed on the agenda for 8:30 PM on 4/24/18 agenda.

Requests for Extension:

Greg Clinton, 8 Lacivita Dr. (Lot 2), DEP #315-1077: Goetz made a motion to issue a 1 yr. extension, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner)

Kaselis, 20 Lacivita Dr. (Lot 5), DEP #315-1079: Goetz made a motion to issue a 1 yr. extension, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner)

Requests for Certificate of Compliance:

Northridge Ventures LLC, Northridge Farm (Warren Ln.) Map 12- Lots 98, 99 & 107, DEP #315-994: not issued at this time.

Civil Design Group, LLC., 1324-1336 Main St., DEP #315-1058: not issued at this time.

Michael & Jessica Peterson, 44 Carl Rd., DEP #315-996: Goetz made a motion to issue a Certificate of Compliance, seconded by Dyer, the motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner)

Correspondence/ Other Business:

Mosquito Control Letters -Clarks Pond and 108 Kendall Street: no correspondence needed.

Notification of proposed utility maintenance activities, proposed gas man replacement- 1385 Washington St.: no correspondence needed.

Board Comment Requests:

Definitive subdivision 2 lot – 173 Pemberton Street – PB- no comments were made at this time.

1350 North Street Daycare Site Plan Review – PB – Site plan Review may require a Land Disturbance Permit due to over 40,000 s.f. of land.

1 Rustic Rd.-ZBA – no comments

100 High St.- ZBA- Project may require filing if additional clearing or grading is planned to take place.

**Goetz made a motion to adjourn, seconded by Dyer. The motion carried 4-0-0 (Wiley, Goetz, Dyer, Turner).
The Commission adjourned at 9:20 PM.**

Accepted 4-25-18