

# Conservation Commission



19 WASHINGTON STREET  
SHERBORN, MASSACHUSETTS 01770

March 4, 2010

Sherborn Town Hall

7:00 P.M.

Minutes of the Meeting

Members Present: Will Willis, Michael Lesser, Bridget Graziano (Agent/Administrator), Robert Eckert (acting Chair), Susan Tyler, and Andrea Stiller at 7:50 pm

Members Absent: Steve Gaskin, Carl Shedd

Guests: Eliot Taylor, Paul DeSimone (Colonial Engineering), John O'Neill, Chris Sweeney, David Graziano

Call to Order: The meeting was called to order at 7:10 P.M. with Robert Eckert as acting Chair.

## Discussion #1 – 237 Washington Street Recine

Chris Sweeney appeared before the Commission to speak on behalf of Louis Recine. Bridget addressed the Commission by stating, Mr. Recine agreed to have a signed contact by Mr. Recine and a consultant by the March 4<sup>th</sup> meeting. Mr. Sweeney stated that he did not have the signed contact because Mr. Recine could not afford to hire Beals & Thomas, who he originally thought would be hired for the work. Mr. Recine subsequently has received a lower cost quote from GLM Engineering and will enter into a contract with GLM Engineering. Bridget explained that 237 Washington Street had recently been posted in the paper as going to auction, due to foreclosure. In addition, Bridget was informed by the Assessor's Office that a Bank had contacted the Town about the foreclosure at 237 Washington Street. Mr. Sweeney stated that the property had been in jeopardy of foreclosure but Mr. Recine had worked out the issue out and was still the rightful owner of the property. Bridget explained she thought it best to have the enforcement order recorded at the registry of deeds in order to protect the interest of the Commission should the property foreclose. Rob moved to record the enforcement order. This was seconded and accepted unanimously. The Commission will take no further action at this time as there was still time to meet the previous schedule of a wetland delineation by March 18 and then a remediation plan in time for the Commission's mid-April meeting.

## Discussion # 2 – RDA’s verses NOI’s

Bridget asked the Commission to define how they would like to determine whether a project would require a Request for Determination filling with conditions or the applicant would have to file a Notice of Intent for working in the buffer zone. Rob stated that the Commission should be following the guideline of the Massachusetts Wetlands Protection Act and Regulations, the Sherborn Wetlands Bylaw, and Sherborn Wetlands Regulations. Bridget stated that the conditions should be simple and not written on the plan by the applicant this does not follow the guidelines in our regulations. Rob concluded that we use our regulation guidelines and hold applicants to a threshold for all projects. Bridget was asked to reproduce the guidelines she stated at the last meeting, to be presented at the next meeting and placed in the Commissioners books. She agreed.

## Public Hearing #1 – Paul DeSimone for the Fire & Rescue Association proposes to install cement slabs for fire and rescue training (continued from the February 18, 2010 meeting)

Susan Tyler recused herself.

Paul DeSimone of Colonial Engineering and John O’Neill president of Fire & Rescue Association explained new changes to the plan. The new plan dated March 4, 2010 proposed mitigation for the proposed concrete slabs/crushed stone area consisting of loam and seed mix around the concrete slabs replacing existing compacted non-vegetated buffer area. The loamed and seeded areas, as on the plan, exceed the area of the slabs. The slabs will be pitched away from the wetlands. The applicant proposed to plant vegetation in the front and side of the man-made berms to lessen any runoff. Rob moved to close the hearing. This was seconded and accepted unanimously.

Rob moved to approve the project subject to the conditions previously read. Then Michael moved to amend the motion that the Commission approves the project based on the following findings:

1. The project yields no negative net impact to the wetland resource
2. Due to the degraded state of the buffer, the proposed mitigation would be a net improvement to the current condition of the buffer zone

Rob seconded the motion as amended and with following conditions, the motion was accepted unanimously accepted.

The conditions are:

1. No vehicles with any fluids or batteries can be stationed in the buffer zone
2. No storage of any kind of materials in the buffer zone
3. No vehicles in the buffer zone, except during training sequence
4. No use of chemical fire extinguishers, liquid accelerants, diesel fuel, or gas in the buffer zone
5. Maintain proposed mitigation areas

6. If any adverse impacts to vegetation are noticed from training sequences, Commission or Agent shall be notified and the vegetation shall be replaced with the Commission's approval
7. Notify the Commission if the use of the property is to change
8. The Commission or Agents shall be notified immediately of any spills which then shall be cleaned up using spill pads
9. Spill pads shall be kept in the premises during all activities in case of a spill.

Agent/Administrator's Report

The report statuses are postponed for the March 18, 2010 meeting.

Approval of Determinations of Applicability

The following Determinations were reviewed. Based on the recommendations of the Agent/Administrator, the determinations were signed and approved by the Commission:

<u>Address</u>	<u>Description of Work</u>	<u>Findings</u>
15 Meadowbrook Road	Proposes work on the outfall	POSITIVE (due to insufficient information)
214 Farm Road	Soil Testing	NEGATIVE
178 Farm Road	Demolition of existing dwelling and reconstruction of new dwelling	NEGATIVE
77 Brush Hill Road	Tree Removal and replanting	NEGATIVE
177 Lake Street	Certificate of Compliance	GRANTED

Adjournment: Michael moved to adjourn the meeting at 9:13 P.M. This was seconded and accepted unanimously.

Respectfully submitted,

Bridget R. Graziano  
 Conservation Agent/Administrator

Cc: Board of Selectmen, Board of Health, Planning Board, Building Dept., Town Clerk, Town Forest, Town Counsel, Sherborn Library, Advisory Committee, D/S Press, Zoning Board of Appeals, Sherborn Garden Club, Forest & Trail Assoc., Assessor, Groundwater Protection Committee, Farm Pond Advisory Committee