

Conservation Commission



19 WASHINGTON STREET
SHERBORN, MASSACHUSETTS 01770

April 23, 2012

Sherborn Town Hall

5:30 P.M.

Minutes of the Meeting

Members Present: Steve Gaskin (Chair), Michael Lesser, Andrea Stiller, Susan Tyler, Bridget Graziano (Administrator/Agent),

Guests: James Murphy, Ann Whitlock, Peter Allaine

Mr. Gaskin called the meeting to order at 5:36 P.M.

Requests for Determination of Applicability

56 South Main Street-Proposal to perform soil testing – No one was present to represent the applicant. The Agent presented the proposal to perform soil testing. She reported that there is a freshwater wetland present on the property, the machinery to perform the testing will enter the buffer zone but the soil testing is proposed for outside the 100' buffer zone. Therefore, the Agent recommended a Negative 3 Determination with special conditions. Mr. Gaskin moved to accept the Agent recommendation. Mr. Lesser seconded and it was voted to approve 4-0.

30 Old Orchard Road-Proposal to perform soil testing- No one was present to represent the applicant. The Agent presented the proposal to perform soil testing. She reported that the testing would take place within the 50' – 100' of a freshwater wetland. Therefore, she recommended a Negative 3 Determination with special conditions. Mr. Gaskin moved to accept the Agent recommendation. Ms. Tyler seconded and it was voted to approve 4-0.

255 Western Ave-Proposal to perform soil testing and installation of septic system- No one was present to represent the applicant. The Agent presented the proposal to perform soil testing and install a new septic system for new construction. She reported that wetland resources were found on an adjacent property over 300' from the limit of work. Therefore, she recommended a Negative Determination contingent upon the applicant submitting a final septic system plan. Mr.

Gaskin moved to accept the Agent recommendation. Ms. Stiller seconded and it was voted to approve 4-0.

9 Wood Road-Proposal to perform soil testing and installation of septic system - No one was present to represent the applicant. The Agent presented the proposal to perform soil testing and install a new septic system for new construction. She reported that no wetland resources were found. Therefore, she recommended a Negative Determination contingent upon the applicant submitting a final septic system plan. Mr. Gaskin moved to accept the Agent recommendation. Ms. Tyler seconded and it was voted to approve 4-0.

210 Farm Road-Proposal to perform soil testing and installation of septic system - No one was present to represent the applicant. The Agent presented the proposal to perform soil testing and install a new septic system for new construction. She reported that wetland resources were found 130' from the limit of work. Therefore, she recommended a Negative Determination contingent upon the applicant submitting a final septic system plan. Mr. Gaskin moved to accept the Agent recommendation. Mr. Lesser seconded and it was voted to approve 4-0.

22 Woodland Street-Proposal to construct new addition to existing dwelling – Ms. Whitlock was present as the applicant. The Agent presented the proposal to construct two new additions and a new deck and presented the plan to the Commission. The two additions are being added are replacing an existing deck and screen-in porch in altered buffer. The change in impervious area is negligible, approximately 30 square feet She reported the project is proposed for 80' from a freshwater wetland and there will be no vegetation removed, all machinery will be parked outside the buffer zone, and all materials will be sorted outside the buffer zone. She recommended a Negative 3 Determination with special conditions. Mr. Gaskin moved to accept the Agent recommendation. Ms. Stiller seconded and it was voted to approve 4-0.

185 Woodland Street-Proposal to perform soil testing and installation of new septic system- No one was present to represent the applicant. The Agent presented the proposal to perform soil testing and install a new septic system for new construction. She reported that wetland resources were found 140' from the limit of work and that there is one wetland flag that needs to be moved 10' toward the upland. This does not affect the recommendation because there is 40' difference between the limit of work and the 100' buffer zone line. Therefore, she recommended a Negative Determination contingent upon the applicant submitting a final septic system plan. Mr. Gaskin moved to accept the Agent recommendation. Ms. Stiller seconded and it was voted to approve 4-0.

Discussion

Discussion #1 – Warrant Article 19 Amendments to the Bylaw

Mr. Lesser would like to withdraw the Article so that better public discussion of by-law changes could be undertaken. Mr. Gaskin agreed. Ms. Tyler noted there may be a Fall town meeting, if the Commission wished to submit the Warrant Article again. The Agent noted that Selectmen DeRensis and Pucci support the legal amendments and the Commission decision on how to

proceed. Mr. Lesser moved to withdraw the Warrant Article. Mr. Gaskin seconded and it was voted to approve 4-0.

Mr. Murphy asked the Commission where the 10 certified Vernal Pools in town are and if all the abutters of these pools could be notified of hearings in advance of the Commission bringing forward amendments to the Bylaw for the next town meeting. As part of broader education and discussion, the Commission agreed to notify abutters of Certified Vernal Pools if and when the Commission agreed to amend the Bylaw to include Vernal Pool Habitat as a protected resource.

Discussion #2 –Signing of Memorandum of Agreement (MOU) for 101 Woodland Street

The Agent asked if the Commission would sign the Memorandum of Agreement with Wende Ractliffe that was voted on at the April 5, 2012 meeting. Ms. Tyler stated she does not want to sign a document she has not reviewed after changes had been made. The Agent stated this was a document that the Commission voted on with amendments at the meeting of April 5th, and that these amendments were made as discussed at the meeting. The document has not changed other than the amendments which were voted upon. Ms. Tyler began to review the document at the meeting. The Agent asked the Commission if all documents voted on at meetings should be sent out to all members for another review. Mr. Lesser agreed that when documents are voted on at a meeting, the final revised document should be sent out to the members in case someone wants to review agree upon changes. Mr. Gaskin stated the Agent was capable of making the approved amendments voted on at the meeting. He signed the MOU and asked if the entire Commission needed to sign; the Agent said “no”.

Discussion #3- Forestry Stewardship Power Point Presentation

The Commission discussed the draft presentation and a number of changes. The Commission asked the Agent to complete a new draft of the presentation before the end of the week and send out to the members.

Approval of Minutes of April 5, 2012:

Mr. Gaskin moved to approve the minutes of April 5th, as amended at the meeting. Mr. Lesser seconded and it was voted 1-3. The motion failed.

Adjournment: There being no other business to attend to, Mr. Gaskin moved to adjourn at 6:31 P.M., Mr. Tyler seconded and it was voted to approve 4-0.

Respectfully submitted,

Bridget R. Graziano
Conservation Agent/Administrator

Documents Presented at the April 23, 2012 Public Meeting

All documents shall be kept in the Conservation Commission Office files

Determinations

22 Woodland Street –

- Plans titled “Whitlock Residence 22 Woodland Street, Sherborn, MA” dated 11/17/12
- As-Built Septic Pland, dated 2/24/12
- Request for Budget Pricing for General contracting Services, dated Janaury 6, 2012
- Plant titled, “Applicantion for Replacement Well”, dated 9-18-07 with new hand darwing of the proposed additions

Discussions

Discussion 1

- Copy of Warrant Article 19 with Town Counsel’s amendments

Dsicussion 2 –

- 101 Woodland Street Memorandum of Agreement, dated May 3, 2012

Discussion 3

- Forestry Stewardship Power Point