

Conservation Commission



19 WASHINGTON STREET
SHERBORN, MASSACHUSETTS 01770

April 2, 2015

Sherborn Town Hall

7:00 P.M.

Minutes of the Meeting

Members and Staff Present: Steve Gaskin, Michael Lesser, Kelly McClintock, Carol McGarry, Jessica Pettit, Bridget Graziano (Conservation Agent/ Administrator), Kaitlyn Kutzer (Administrative Assistant)

Members Absent: Andrea Stiller

Guests: Paul Hutnak, Peter Meagher (Golf Course Manager, Sassamon Trace Golf Course), Jim Murphy

Mr. Gaskin called the meeting to order at 7:04 pm.

Mr. Gaskin asked for any items not reasonably anticipated within 48 hours of the meeting. There were none.

Determinations

93 Maple Street-Proposal to install replacement septic system

No one was present to represent the applicant. The Agent stated that the site visit was postponed because of the significant snow pack.

139 Woodland Street- Proposal to perform soil testing

No one was present to represent the applicant. The Agent stated that the proposed work would take place within the 50'-100' buffer zone. However, it was noted that the proposed testing location will be within previously altered buffer zone that is currently lawn. The Agent recommended a Positive 2b (noting the plans titled "Woodland Street" with wetlands identified) Positive 5 and Negative 3 Determination. Mr. Gaskin moved for a Positive 2b, 5 and Negative 3 Determination. Mr. Lesser seconded and it was voted to approve 5-0.

Certificate of Compliance

12 Ames Drive-Request for Certificate of Compliance for indoor riding ring and gravel drive

No one was present to represent the applicant. The Agent stated that a site visit will be performed when the snow conditions allow for proper assessment and therefore proposed that this request is delayed until after a site visit.

Public Hearings

Public Hearing #1 - (Continued from 7/17/14, 8/21/14, 9/4/14, 10/2/14, 10/16/14, 11/6/14, 11/20/14, 12/4/14, 12/18/14, 1/15/15, 2/5/14, 2/19/15 meeting) 2-4 North Main Street SLB-15-02 for a proposal to construct age restricted units, grading and landscaping, and well water line

Ms. Pettit arrived at 7:10

Mr. Gaskin opened the hearing at 7:06. Mr. Hutnak and Mr. Murphy were present to represent the applicant. It was noted by the Agent that Mr. Gaskin and Mr. Dowse reviewed all materials and meeting minutes from March 19, 2015, then signed Mullin Rule (Ch. 39: Section 23D. Adjudicatory hearings; attendance by municipal board, committee and commission members; voting disqualification) in order to participate in the hearing.

Mr. Hutnak reviewed the site plans. He noted the major changes that were made since the previous meeting, such as no longer including a maintenance road. Changes discussed at the previous meeting and then applied to the Operation & Maintenance Plan (Revised April 2, 2015) (O&M Plan) were also presented. He presented an enlargement of the exit of the infiltration basin that addresses the Commission's previously expressed concern about erosion that could result from more frequent overflow from the basin. An alternate unit for the stormwater TSS (Total Suspended Solids) removal was selected based on the issues presented at the previous meeting, which involved insufficient performance certification and inconsistent data used to support the selection. Mr. Hutnak stated the alternate unit selected is known as the "Downstream Defender" by Hydro International. The MASTEP Technology Review indicated adequate performance.

Mr. Gaskin asked that Mr. Hutnak explain how the snow would be handled and Mr. Hutnak stated that the snow would not be stored on any pervious surfaces and only stored in designated locations. He also stated that it is to be removed from the site if the volume of snow exceeds the limits of storage capacity on the site.

The Agent discussed the email between her and Mr. Hutnak. The email consisted of a list of discussion items that the Commission wanted addressed. Some of the main points discussed were erosion controls, the stormwater management system to be used in addition to the infiltration basin, and snow removal/storage.

The Commission discussed the ongoing O&M Plan inspection work and the possibility of an annual report being submitted for their review. It was agreed with the applicant that the log reports already being prepared were to be submitted annually to the Commission.

Deicing chemicals were discussed and given the proximity to wetlands it was agreed that NaCl or “salt” would not be applied on the site. Then it was noted that the annual information submitted to the Commission would include the contract language for snow removal that indicates what cannot be used for de-icing materials. Mr. Lesser also asked that any salt damage at the basin overflow be monitored as part of the existing basin inspection listed in the O&M.

The Agent asked for clarification on the 30' easement that was discussed at the previous meeting and Mr. Murphy stated that the town has an easement that exists on the property and the applicant and town would be doing a “land swap” in order to move the easement and accommodate the project. The new location of the easement would be closer to the wetlands.

Mr. Lesser asked how fertilizing would be handled in the buffer zone and resource area. Mr. Hutnak stated that no chemicals would be used on the slope. Mr. Gaskin stated that, in practice, not using chemicals on the lawns in the buffer zone is not practical. Mr. Lesser suggested that the slope beyond the split rail fence in the plans marking the slope in the buffer zone could serve as a clear delineation for the area that is not to be fertilized or treated with pesticides or other chemicals. Mr. Hutnak and Mr. Murphy stated they felt this would be reasonable. The Agent asked that the language in the O&M plan specifically state how the long term maintenance would be handled, as it was not clear. She also noted some inconsistencies that she found in the plan. Mr. Lesser requested that the plan more clearly present the activities that were during construction and post-construction.

The Agent stated the potential language for the Order of Conditions for the two buildings located in the jurisdiction of the Commission. She stated that with the language suggested only one Order would be necessary for the project, versus an order for each building. Mr. Dowse moved to continue the hearing to 8:30 on April 16th, 2015. Ms. Pettit seconded and it was voted to approve 6-0.

Public Hearing #2 - 5 Speen Street (DEP #283- 0362) proposal to demolish existing dwelling and construct a new single family home

Mr. Gaskin opened the hearing at 8:46. No one was present to represent the applicant. The Agent summarized the proposed project and updates to the plans that were requested of the applicant at the previous meeting. The project will take place within the previously altered 50'-100' buffer zone of a wetland resource with limited temporary access of the 0'-50' No Alteration zone used for construction. The Commission reviewed the draft Order of Conditions and edited the language. The Agent stated that Mr. Dowse and Mr. Gaskin will not participate in the vote because they were not present at the previous meeting, on 3/19/2015, nor were they briefed on the information that pertains to the project. Mr. Lesser moved to close the hearing and Mr. McClintock seconded and it was voted to approve 4-0-2 with Mr. Gaskin and Mr. Dowse abstaining.

The Commission then found that the applicant has provided sufficient evidence to demonstrate that work proposed to demolish the existing dwelling and construct a new single family dwelling within 50' -100' buffer zone will not cause alteration to the Bordering Vegetated Wetland during and after construction as long as all conditions in the Order are met. The project includes planting of vegetation in altered buffer at the edge of the wetland resource, removal of shed, and has shown an overall reduction of impervious surface, and therefore, the Commission finds that

there will be a net benefit to the wetland resource and the 0-50' buffer zone upon completion of this project. Mr. Lesser moved to approve the project as conditioned. Ms. McGarry seconded and it was voted to approve 4-0-2, with Mr. Gaskin and Mr. Dowse abstaining.

Discussions

Discussion #1 – Sassamon Trace Golf Course Peer Review

Alex left at 9:03 due to a conflict of interest

Mr. Meagher was present to represent the Sassamon Trace Golf Course of Natick. The Agent stated that the Commission selected Woodard & Curran to do the consulting and review of the Integrated Pest Management and the organic management practices at the golf course. Mr. Meagher and the Commission discussed the Commission's prior selection of Woodard & Curran. It was discussed that the consultant cost matched the budget that Natick had previously indicated, and the procedure for handling the funds for the consultant were briefly reviewed. Mr. Meagher suggested that a proposal for what products cannot be used, versus those that can, would be useful for future maintenance of the golf course. The Commission asked that Mr. Meagher put forth any issues and suggestions that he and the Town of Natick have for consideration by the Consultant. Mr. Meagher said that he would be the point person for the work. The Agent stated that she will draft the contract for the consultant and set up the funding mechanisms.

Discussion #2 – Recommendations for Stormwater Management Review for the “Fields at Sherborn”

The Agent stated that without having the Stormwater Management plan for the Fields at Sherborn she is unable to properly comment on the topic. Mr. Lesser suggested that the Agent send a brief synopsis of the Stormwater requirements (under the Wetlands Protection Act) the Commission would like reviewed in the Management plan, to the applicant. The Agent stated that she would review the proposed project and compose said document.

Discussion #3 – Discussion on How to Proceed with Excavation at Barber Reservation

Mr. McClintock presented a potential time line for how to proceed with the Forestry project at Barber Reservation. He stated that the Commission should address the removal of stumps and the RDA that is needed for it at the April 16, 2015 meeting, along with the clearing of the field edges and stone walls, the project finances, and a vote on the CTF withdrawal.

Discussion #4 – Review of MACC Conference Materials- Commissioner Site Visits

Ms. McGarry stated that while attending the MACC Conference she learned of the importance of Commission members attending the site visits. The Commission discussed different approaches to handling future site visits.

Discussion #5 - 79 Western Ave/Harrington Ridge Road (Map 2 Lot 17) - Review and ratification of Enforcement Order

Rescheduled for April 16, 2015

Approval of Meeting Minutes**Minutes from 3/19**

Mr. Gaskin moved to accept the minutes as edited. Mr. McClintock seconded and it was voted to approve 6-0.

Warrant: there was no Warrant to be signed

Conservation Administrator/Agent Report**Administrative Approval**

- **12 Maple Street** - proposal to perform soil testing and installation of septic system - Approved
- **132 Woodland Street** - Proposal to perform soil testing for new lot - Denied, need RDA
- **18 Maple Street** - proposal to perform soil testing - Approved
- **80 Maple street** - Map 6 Lot 44 off of Green Lane - Proposal for soil testing, not done yet
- **58 Ivy Lane** - Deepening of well - Approved
- **202 South Main Street** - Proposal for soil testing and replacement of septic system - Approved, no wetland present
- **13 Peckham Hill Road** - Proposal for replacement of septic tank and d-box - Approved

- 66, 68, "70" South Main Street - 2013 installation of septic systems and proposed single family home - Postponed

Mr. McClintock moved to adjourn. Mr. Gaskin seconded and it was voted to approve 6-0. The meeting was voted to adjourn at 10:19 pm.

Respectfully submitted,
Kaitlyn Kutzer

Documents Presented at the April 2, 2015 Public Meeting

All documents shall be kept in the Conservation Commission Office files.

Determinations**139 Woodland Street- Proposal to Perform Soil Testing**

- Application

Certificate of Compliance**12 Ames Drive-Request for Certificate of Compliance**

- Application

Public Hearings**Public Hearing #1 - 2-4 North Main Street SLB-15-02 for a proposal to construct age restricted units, grading and landscaping, and well water line**

- Peer review by Marie Evans-Esten of Loon Environmental titled, "Review of the Proposed Site Development on Abbey Road, 2 North Main St., Sherborn MA" (January 6, 2015)
- "Operations and Maintenance Plan: Abbey Road, 2 North Main Street Sherborn, MA" by Andrews Survey & Engineering, Inc. February 18, 2015 (Revised April 2, 2015).
- "MTD Lab Certification for the Downstream Defender By Hydro International Stormwater Treatment Device" by Department of Environmental Protection: Bureau of Nonpoint Pollution Control, Division of Water Quality, January 21, 2015
- "MASTEP Technology Review: Hydro International Downstream Defender" by UMASS Amherst, Water Resources Research Center, September 18, 2013.
- Email by Bridget Graziano to Paul Hutnack, "Peace Abbey Hearing-Conservation Commission" March 23, 2015
- "Special Permit Decision: Abbey Road" March 11, 2015
- Peer Review "2-4 North Main Street- Peace Abbey" by Bridget Graziano, Conservation Agent of Sherborn, January 15, 2015

Discussions**Discussion #1 – Sassamon Trace Golf Course Peer Review**

- "Proposal- Environmental Consulting Services: Sassamon Trace Golf Course", by Woodard & Curran March 2, 2015. (Via electronic mail)

Discussion #2 - 79 Western Avenue (Harrington Ridge Road) Enforcement Order

- WPA Form 9: Enforcement Order

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