

**Town of Bellingham
Conservation Commission
Municipal Center
Bellingham, MA 02019
Minutes of the meeting of April 23, 2014**

Project: 105-721 & BWP-54
CANRAD

Project Description:
Blackstone & North Streets
Resource Area Delineation Confirmation

Applicant:
Anthony Marinella
Marinella Development Corp.
PO Box 411
Franklin, MA 02038

Representative:
Arthur Allen
EcoTec, Inc.
102 Grove Street
Worcester, MA 01605

**Plans: Marinella Development Corp. ANRAD Plan, Index Page and Sheets 1 – 11, Aug. 30, 2012,
Revised Dec. 16, 2013, EcoTec Ltr Re: ANRAD Review Revisions and Remedial Activities**

Continuation time: 7:30 PM

Cliff Matthews opened the continued hearing. Two residents of Lakeshore Drive were present. Cliff stated that the hearing was continued from last January so that all vernal pools on the site would be identified by the applicant's representative. Mr. Matthews then stated that the Commission received a letter from the applicant's representative, Art Allen, requesting another continuation. Members of the Commission will meet Arthur Allen for a site walk this Saturday, April 26th at 8:30 AM in order to review and confirm all the vernal pools on the site. Barry Lariviere made a motion to continue the hearing to June 11 at 7:30 PM. Motion was seconded by Brian Norton and voted unanimously.

Project: 105-733 & BWP-72
NOI

Project Description:
Blackstone & North Streets
Elmshade Subdivision

Applicant:
Anthony Marinella
Marinella Development Corp.
PO Box 411
Franklin, MA 02038

Representative:
Arthur Allen
EcoTec, Inc.
102 Grove Street
Worcester, MA 01605

**Plans: NOI & Stormwater Report and Plans entitled "Elmshade Residential Subdivision" March 21, 2014.
25 Sheets**

Hearing time: 7:50 PM

No one from the public was present when Cliff Matthews opened the hearing. Mr. Matthews stated that the Commission is in receipt of a letter from Art Allen, the applicant's representative, requesting a continuation. Barry Lariviere made a motion to continue to June 11, 2014 at 7:50 PM. Motion was seconded by Brian Norton and the motion carried unanimously.

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Project: 105-615
CNOI

Project Description:

Hartford Avenue / Shoppes at Bellingham Phase I
14 buildings, parking areas, stormwater & wastewater mgt., &
new access road off North Main Street

Applicant:

Robert Frazier
W/S Development
1330 Boylston St.
Chestnut Hill, MA 02467

Representative:

ERM / Ann McMenemy
399 Boylston St.
Boston, MA 02116

Plans: Proposed Site & Roadway, Notice of Intent Permit Plans, June 21, 2007, Revised April 23, 2014, 102 Sheets, The Shoppes at Bellingham Buffer Area Restoration Plan, Sheets 1 & 2 dated 3/25/2008, Drainage Report, The Shoppes at Bellingham, May 3, 2007, revised April 23, 2014

Continuation time: 8:50 PM

Attending the hearing were Bob Frazier, Austin Turner, Ann McMenemy and Tom Sexton. Cliff Matthews opened the continued hearing stating that the applicant had recently submitted fully revised plans and Drainage Reports dated April 23, 2014 to the Commission. The revisions include all changes made to the plans and documents since the filing of the Supplemental NOI in June of 2011. The plans were received by the Commission on Thursday, April 17th and peer reviewer, Tom Sexton, therefore did not have ample time to fully review the revisions. Cliff stated that, as previously discussed, the applicant would present a review of the project for the Conservation Commission this evening. The applicant will now notify all abutters to the project so that the Commission can re-advertise and hold a public hearing for the Conservation Commission and the general public. As discussed with Town Counsel and the applicant, this procedure should competently address the Mullen Rule. The hearing was tentatively scheduled for June 11, 2014 at 8:30 PM. Using the revised (4/15/2014) and updated three page summary worksheet generated by the applicant's engineer responding to the peer review letter of Aug. 10, 2011, Mr. Turner began review of the WPA updated comments by the applicant. All comment numbers on the three pages were discussed. Tom Sexton will conduct a thorough review of the revisions and make recommendations for any other pertinent information required for the project. Cliff asked the applicant to provide an updated alternatives analysis to the one originally submitted with the supplemental NOI in 2010 to include potential for the access behind Home Depot. Ann McMenemy will provide an updated project description for the re-advertisement since the project has changed substantially in the last seven years. Barry Lariviere made a motion to continue to June 11, 2014 at 8:30 PM to commence the newly advertised public hearing. Brian Norton seconded the motion and the motion carried unanimously.

Project: 105-726 & BWP-61
NOI

Project Description:

Silver Lake sewer line project

Applicant:

Don Seaburg
Bellingham Residential Realty
120 Quarry Drive, Milford, MA

Representative:

Peter Lavoie, Guerriere & Halnon Inc.
333 West St.
Milford, MA

Plans: NOI & Plans "Silver Lake Rd Sewer Project" 14 Sheets (Cover Sheet, (4) Resource Area Plans (7) Profile Plans (1) Proposed Site Plan (1) Dupre Road Replacement Plan, Jan. 24, 2014, Rev April 11, 2014, Operation & Maintenance Plan Jan. 22, 2014,

Continuation time: 9:55 PM

Peter Lavoie and Tom Sexton were present when Cliff Matthews opened the continuation. Peter presented revised Crustal Lake Culvert Plans dated April 23, 2014 that included the changes requested by Tom Sexton including splash rock detail, detail on rip rap to be utilized on the slopes and the correction to 8" to 16" diameter stone. Cliff requested that Peter submit three sets of fully revised plans to the Commission before

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the next meeting as well as an updated pdf version of the plans. Barry Lariviere made a motion to continue the hearing to May 14th at 8:40 PM and prepare the Order of Conditions for signing that evening provided that the Commission receives the plans with ample time to review. Brian Norton seconded the motion and the motion carried unanimously.

The minutes of the meeting of April 9, 2014 were accepted.

Cliff Matthews reported that he and Anne Matthews had walked the Crystal Springs Condo site with the contractor on Friday April 11, 2014 to review and request corrective measures to the degraded erosion control on the site. Cliff also stated that the project manager will contact his engineer to address the severely eroded condition of the drainage pipes that exit from the existing condos and drain into the basin located on the southerly side of the newly created road.

Cliff stated that a Water Quality Certification was issued by DEP for the replacement of the South Main Street bridge. The Commission not only attended the site walk for the project but also submitted several comments relative to the proposed stormwater management improvements especially as they related to flooding issues. MassDOT was not required to file with the local Conservation Commission because the proposal was a bridge replacement project and the work was exempt under the expedited permit process of the Transportation Bond Bill.

The Commission received a complaint for a potential violation at 152A Beech Street by a resident at 65 Apache Drive. The owners of the Beech St. property were allegedly cutting trees and driving ATV's. Cliff stated that he wrote a letter to the homeowner advising them of restrictive uses of the buffer zone and other resource areas as mandated by the WPA and the local Bellingham Wetlands Protection Bylaw.

The Commission is in receipt of the Planning Board's peer reviewer's (Beta) comments relative to 306 Maple St. We were also advised that the Planning Board has requested that the applicant obtain a bulk storage permit from the Zoning Board.

Cliff updated members on the status of the raw water main projects in town. Charles Caron, the on site environmental monitor for the Conservation Commission, has been submitting weekly monitoring reports and other additional information as it arrives.

The Commission is very appreciative of the DPW's response in blocking the ATV and dirt bike access to the Conservation Commission's property near 51 Maple Street. Denis Fraine hopes to have the ATV/ dirt bike issue problem on the May Board of Selectmen agenda. Mr. Fraine hopes to invite all interested boards and committees to participate in this on-going trespassing problem.

In response to Silver Lake residents' complaints regarding the sinking gazebo at Silver Lake, the Commission wrote a letter, including RDA forms, to Mr. Daprato requesting its removal. The Board of Selectmen has also been informed of the burned out house located at the same site. Town Counsel suggested that the Board of Selectmen have the most authority in these matters.

The Beech St. project has started up again and the Commission is in receipt of a current monitoring report from mark Manganello.

Attending the meeting were: Cliff Matthews, Barry Lariviere, Neal Standley, Brian Norton, Michael O'Herron, and Anne Matthews.