

**Bellingham Conservation Commission
Municipal Center
Bellingham, MA 02019
Minutes of the meeting of September 13, 2017**

Project: 105-806 & BWP- 170
CNOI

Project Description:
310 & 320 Pulaski Boulevard –
Irving Gas Station

Applicant:
Irving Oil Marketing, Inc.
190 Commerce Way
Portsmouth, NH 03801

Representative:
Amanda Atwell, Epsilon Associates, Inc.
3 Mill & Main Place, Suite 250
Maynard, MA 01754

Plans: NOI & “Site Development Plans for Proposed Motor Fuel Outlet” Irving Oil, Sheets 1-14, Rev. 9/6/2017/ Stormwater Management Report, Proposed Motor Fuel Outlet, MHF Design, Rev. 9/6/2017, BSC Group Peer Review 8/2/2017 /MHF Design Consultants responses 8/27/2017

Continuation time: 7:30 PM

Cliff Matthews opened the continued hearing. He stated that the applicant has requested another continuation due to proposed changes discussed at the last Planning Board meeting. Revisions are being made to the basin design to remove it from Severn Street as even though it is abandoned, land court needs to clear the title. The second change is the re-alignment of the entrance of the facility to Arthur St. Cliff stated that the applicant will be heard at the Planning Board tomorrow evening to discuss and finalize the plans. Michael O’Herron stated that he continues to be concerned with the training of personnel and regular testing of the emergency shutoff to the basin and requested that the applicant prepare a training protocol document. Neal Standley responded that the Fire Dept. and Safety Officer are in charge of these issues. Shawn Wade moved to prepare the Order of Conditions and to continue the hearing to Sept. 27th at 7:30 PM. The motion was seconded by Neal Standley and passed unanimously.

Project: 105-807 & BWP-174
CNOI

Project Description:
56 Box Pond Road, sfd & utilities

Applicant:
William Hebert
3 Woodland Road
Framingham, MA

Representative:
William Halsing, Land Planning Inc.
167 Hartford Avenue
Bellingham, MA 02019

Plans: NOI & Site Plan/ Subsurface Sewage Disposal System, Lot 3 Box Pond Road, 5/30/32017, One Sheet, revised 8/14/2017

Continuation time: 7:45 PM

Bill Halsing was present when Cliff Matthews opened the continued hearing. No one from the public was present. Cliff stated that Bill Halsing had delivered the waiver request for tree replacement on the site as requested at the last meeting. Draft conditions were sent out to Commissioners for review. There were no other comments. Neal Standley moved to close the hearing and issue the Order of Conditions. Brian Norton seconded the motion that carried unanimously.

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Project: DEP File #N/A & BWP-177
RDA

Project Description:

186 Maple Street – install 2,200 sf of timber mats in BVW
to access Structure 432 to replace cotter pin on
insulator

Applicant:

New England Power
DBA National Grid
40 Sylvan Road
Waltham, MA 02451

Representative:

Jaime Walker & Kevin O’Brion
TRC
124 Grove Street
Franklin, MA 02038

Plans: RDA & RDA Letter 8/14/2017: USGS Site Locus March 2017, Figure 2 Resources Map,
June 2017

Meeting time: 8:15 PM

Cliff Matthews opened the RDA meeting. Jaime Walker was present for the applicant. Mr. Walker stated that the RDA filing is for the proposal to install 2,200 square feet of timber mats in BVW to access and repair a New England Power structure. The filing is exempt from the Wetlands Protection Act and jurisdictional only to the Bellingham Wetlands Protection Bylaw. Jaime Walker stated that the project is located on the west side of Maple St. and north of Interstate I-495. He stated that the area regularly floods and is usually very wet. He added that the structure is located close to Maple St. and that there is no other viable access to the pole. After Neal Standley questioned the proposed scheduling of the work, Mr. Walker responded that the work would be scheduled for this November and will be completed within a couple of days. Cliff Matthews then reviewed the draft conditions. Mike Roche moved to close the meeting and sign and issue a Negative Determination with the stated conditions. The motion was seconded by Shawn Wade and voted unanimously.

Project: 105-810 & BWP-177
NOI

Project Description:

42-44 North Street – septic system repair

Applicant:

Thomas Steeves
PO Box 591, 16 Chase Street
Bellingham, MA 02019

Representative:

Paul DeSimone, Colonial Engineering, Inc.
11 Awl Street
Medway, MA 02053

Plans: NOI & “Proposed Local Upgrade Sewage Disposal System, 42-44 North St.”, one sheet,
8/8/2017, Rev. 8/29/2017

Hearing: 8:35 PM

Paul DeSimone was present when Cliff Matthews opened the hearing. Mr. DeSimone stated that the septic system at the property has failed and is in need of immediate replacement. He stated that an Isolated Vegetated Wetland is present on the southerly side of the house. Cliff stated that he and Anne Matthews were on site to review the delineated wetland and had subsequently asked Mr. DeSimone to connect wetland flags #7 to wetland flag #10. Mr. Desimone stated that he revised the plans as requested. Paul stated that the tank will be replaced with a monolithic tank located in the same place as the existing tank that will be removed and disposed of. A pump will be installed to pump from the tank to the leachfield that is proposed outside the buffer zone. No local upgrades are necessary. There were no other questions or comments. Neal Standley moved to close the hearing and issue the Order of Conditions. The motion was seconded by Michael O’Herron and passed unanimously.

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Project: 105-809 & BWP-176
NOI

Project Description:
121 Winter Street – septic system repair

Applicant:
Rachel Giguere
121 Winter Street
Bellingham, MA 02019

Representative:
Bill Halsing, Land Planning, Inc.
167 Hartford Avenue
Bellingham, MA 02019

Plans: NOI & “Repair of Subsurface Sewage Disposal System, 121 Winter St.” one sheet, 7/28/17
Hearing: 8:55 PM

Cliff Matthews opened the hearing. Bill Halsing was present for the applicant. Bill stated that the resource areas on site include buffer zone and Riverfront Area to the Peters River. The site is not included in the flood zone. He stated that there are two existing cesspools that will be pumped and filled. The pipes from the house will be connected to a pump that will pump leachate out to the new leach field. A local upgrade consists of a waiver for placement of the leach field 15.5 feet from the cellar wall (20' is required). Cliff Matthews and Anne Matthews were on site and confirmed the delineated resource areas as submitted. Neal Standley moved to close the hearing and issue the Order of Conditions. Brian Norton seconded the motion that carried unanimously.

Project: 105- & BWP-175
NOI

Project Description:
187 Farm Street “Stall Brook Business Park”
Construction of building and contractor’s yard

Applicant:
Matt Fasolino
134 Main St., PO Box 731
Medway, MA 02053

Representative:
Bill Halsing, Land Planning, Inc.
167 Hartford Avenue
Bellingham, MA 02019

Plans: NOI & “Site Development Plan, Stall Brook Business Park, 8 sheets, March 21, 2017, Revised June 27, 2017, PSC 1st Peer Review 8/15/2017

Continuation time: 9:20 PM

Bill Halsing was present when Cliff Matthews opened the continued hearing. Mr. Halsing stated that he had requested another continuation to the Planning Board hearing of tomorrow evening (Sept. 14th) due to the fact that he was still working on the peer review responses. Cliff Matthews stated that three members of the Conservation Commission were on site to review the delineated resource areas and to review the proposed impacts to the 25 foot No Disturb Zone. Michael O’Herron requested a list of materials that would be stored on the site (chemicals, materials, etc.) and information on how the applicant was going to prevent contamination to the nearby resource areas, Water Resource District and Riverfront Areas. Mr. Halsing responded that he would be addressing that issue in the peer review responses. He also stated that he would be discussing some proposed changes to the plan with the owners and would continue to work on responses to the current peer review comments. Neal Standley stated that the project did not meet the Performance Standards for impacts to the Riverfront Area as proposed. Performance Standards allow up to 10% of the outer Riverfront to be utilized provided that 100% of the inner riparian zone is left undisturbed. The project as proposed utilizes 9.95% of the outer riparian zone and 1,050 square feet of inner riparian area. Neal Standley and Michael O’Herron each remarked that the lot is a sensitive site and is surrounded by protected resource areas.

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The plan as submitted proposes three areas impacting the 25 foot No Disturb Zone. The closest one is eight (8) feet from the edge of the wetlands. Mr. Halsing then asked about the outfall location in the 25 foot NDZ. After discussion by the members, Mr. Matthews stated that that it is the consensus of the Commission that no work is to take place in the 25 foot NDZ. Michael O'Herron stated that the site may not be a viable site for this use and that he is very concerned with the potential for contamination with this proposed material stockpile/commercial setting. Mr. Halsing requested that the hearing be continued to Oct. 25th as close to 9:00 PM as possible (as he had other obligations that evening). Anne Matthews suggested that the hearing be continued to Sept. 27th since the Commission would know better what filings would be submitted for review on the Oct. 25th meeting date. Mike Roche moved to continue the hearing to Sept. 27th at 7:45 PM for five minutes in order to continue to the Oct. 25th meeting. Shawn Wade seconded the motion that carried unanimously.

Project: 105-811 & BWP-179
NOI

Project Description:
441 Hartford Avenue – septic repair

Applicant:
John Fachini
441 Hartford Avenue
Bellingham, MA 02019

Representative:
Seth Lajoie & Associates, Inc.
41 Roy Road
Charlton, MA 01507

Plans: NOI & "Sewage Disposal System, 441 Hartford Avenue East, one sheet, July 7, 2017

Hearing time: 9:50 PM

M/M Fachini and Seth Lajoie were present when Cliff Matthews opened the hearing. Mr. Lajoie stated that the Bordering Vegetated Wetland is located at the back of the house and is 66 feet from the proposed leach field located in the front of the house. A large dead oak tree is proposed for removal at the front of the house to allow for the leach field construction. Cliff Matthews stated that he and Anne Matthews had visited the site and confirmed that the delineated resource area boundary was accurate. The Board of Health has approved the plan for the upgrade to a Title V system. There were no questions. Neal Standley moved to close the hearing and issue the Order of Conditions. The motion was seconded by Shawn Wade and passed unanimously.

Jim Kupfer, Town Planner, was present to discuss in more detail the proposed ZBA Mulch Bylaw and General Mulch Bylaw proposed as Articles 12 and 13 of the Special Town Meeting and to seek Conservation Commission support if appropriate. The ZBA article proposes to change the current language by deleting the primary use of bulk storage found in 240-31 Use Regulations Schedule and replacing it with Bulk Storage as an accessory use within an industrial district only with special permit. The General Bylaw Amendment proposed would require no more than 5 licenses for bulk storage that would be issued by the Board of Selectmen. After some discussion, commission members agreed to take the comment request under advisement.

Anne Matthews updated the Conservation Commission on several on-going projects.

160 High Street – A preconstruction meeting was held with the applicants on Tuesday, Sept. 5th to review the Order of Conditions.

169 Maple St. – GZA contacted Anne Matthews this week to let us know that a Notice of Intent was to be filed within the next week in response the Enforcement Order.

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231 Maple St. – Mr. Funari has hired Guerriere & Halnon for additional grading and surveying in preparation for completion of the restoration/replication plan for the abutting property owned by the town that he filled.

Plymouth Road & Sunken Meadow Road – Ed Gately hand delivered a copy of the plants he purchased from New England Plants on Sept. 13th. He has installed the plants and is ready for inspection.

Macy School – Don DiMartino will get erosion controls on site and keep the Commission updated.

Silver Lake - the third and final Phragmites treatment was performed at Silver Lake on Sept. 5th.

Cliff Matthews noted that the Board of Selectmen is holding an All Boards' Meeting on Monday October 2nd at 7:00 PM. All Commissioners were encouraged to attend.

The Commission signed:

Orders of Conditions:

105-807 & BWP-174 / 56 Box Pond Road (Lot 3) / sfd, well, septic / Hebert

105-810 & BWP-178 / 42-44 North Street / septic repair / Steeves

105-809 & BWP-176 / 121 Winter St/ septic repair / Giguere

105-811 & BWP-179 / 441 Hartford Avenue / septic repair / Fachini

Request for Determination of Applicability

DEP File # N/A & BWP-177 / 186 Maple street / timber mats in BVW for maintenance/

New England Power (National Grid)

The minutes of the meeting of August 23, 2017 were accepted with a change in Brian's name from North to Norton.

Motion to adjourn by Neal Standley, seconded by Brian Norton, motion carried.

Attending the meeting: Cliff Matthews, Neal Standley, Michael O'Herron, Brian Norton, Shawn Wade, Mike Roche, Associate Member Arianne Barton (leaving at 9:00 PM) and Anne Matthews.