



MEDWAY CONSERVATION COMMISSION MEETING

Sanford Hall, Town Hall

155 Village Street, Medway, MA 02053

7:30 P.M.

Minutes

July 18th, 2013

The Medway Conservation Commission held its regularly scheduled meeting on July 18th, 2013 at Medway Town Hall, Sanford Hall. In attendance were members Dave Travalini, Glenn Murphy, Ken McKay, Tony Bionchi, Conservation Commission Agent, Karon Skinner Catrone, and Sreelatha Allam.

7:30 p.m.

- Call to order
- Approval of minutes – May 2, 2013, April 4, 2013, May 16, 2013, June 6, 2013, June 20, 2013. None approved.
- NOI – Town of Medway – 36 Main Street - Present is **Mr. Scott Miller, Haley and Ward, Inc., and Mr. Thomas Holder, DPS Director** – Continuing the discussion from the June 20th meeting regarding the extension of a drain off of Rt. 109. Conditional approval was given in the last meeting if the drain is stopped at the headwall. Mr. Miller states that the project was approved with the exception of work in the wetlands. He was present to get the feedback from the board after the scheduled site visit.
- Mr. Travalini states that the wetland is a stream which has sufficient scouring and banks. It is very difficult to replicate it and that the regulations might not allow the board to do this. There must be a serious need to fill the wetlands. There are higher performance standards for streams and he strongly feels that there is no need for this replication project.

Mr. Holder states that the source of this stream is not natural water and he suggests that it might be a good opportunity to control the scouring for which Mr. Travalini does not agree.

- NOI – Town of Medway – 2 Richard Road – Present is Mr. Scott Miller with the plan. The project is split into three areas the west section (67 Main St.), the central section (2 Richard St.), and east section 36 Main St. Mr. Miller states we are working with FEMA to alter and amend the project approach. He states that not to delay the project, the approach has been amended with FEMA on the east and the west and that he is present to get an approval from the commission before getting the final approval from FEMA and the property owners. There is an existing 30” HSRP drain that goes to an existing out wall. It will be replaced by 48” ADS pipe in order to provide the capacity needed. There is 100ft of work in the 100ft buffer zone. Existing headwall will be used to put in a larger pipe and will have a very minimal impact to the wetland. A barrier will be put along the perimeter of the work. Ms. Catrone states that she made the site visit and that it is fine. Work will not be started until the access to the properties is received. DEP # 216-823. **Motion made by Mr. Travalini to approve DEP # 216-823, seconded by Mr. Murphy. Unanimous.**
- ANRAD – DEP # 216-821 – Winthrop Street – Wickett – Present is Mr. **Paul DeSimone**, of **Colonial Eng.** Representing the owner Mr. James Wickett. The Town of Medway will collect 2K and pay the consultant.

Mr. Travalini states that there are big changes in the line and then it dies out. He states that the consultant should present a plan with the lines that need to be walked and approved. **Motion made by Mr. Travalini to authorize requiring Ecotec Environmental Consultant Services to walk the line ANRAD off of Winthrop Street DEP # 216-821 and continue to the next meeting, seconded by Mr. McKay. Unanimous.**

NOI – Lot 2 Dover Lane – Rodenhiser DEP # 216-827 – Present is Mr. **Robert Truax, of GLM Engineering** – Mr. Truax states that the project is not under construction yet. He shows a locust map of Lot 1, 2, 3 and 4 and states that there is a wetland between lots 2 and 3. He shows the layout for lot 2 and proposed roadway and mentions that these 2 lots need to come before the commission to get an order of conditions. The house is within the 100 ft. buffer and the septic system is located in the rear of the house. There is a walk-out basement on the left-hand side and a retaining wall off the corner. This and the porch are at grade. The back yard is flat and the garage is at-grade. He states that no work will be within 25ft buffer

of the wetlands. The wet line associated with the roadway was approved under an earlier order.

Mr. Travalini states that a site walk was done last year (2012) and that there were some issues with the lines. He asks if the lines have been re-evaluated or re-flagged.

Mr. Truax states that the Commission has moved the lines and those lines have to be walked again. He states his interest to be present when the committee makes the visit.

Attorney Deborah Batog is representing Gio Panella Family,

Asked the Commission if the septic design had been approved by the Board of Health. She states that it is not in the 10 ft. setback and that her client's right-of-way will be encroached. She expresses concern that the structure of the house and the septic system are closer than 10 feet from the right-of-way. She states that the system might fail in the future. She asks if the trees will be cut in the area and if the matter will come in front of the Commission if there is a failure within the 100ft buffer.

Mr. Travalini states that as long as the property owner's work is outside the 25ft buffer and has approval from the Commission the trees can be removed.

Mr. McKay states that the design of the septic system falls under the jurisdiction of the Board of Health.

Mr. Truax states that there is no setback requirement of 10ft. for the septic system and that it is not located in the right-of-way. The 10ft requirement in Title V is from the property line. He reiterates that the house and septic system are close to it but not within it and that the grading is within the right-of-way. The septic system can be put under the driveway as far as the impervious material issue goes. There is no venting and pavement is not proposed now or in the future.

Mr. Biocchi states that Board of Health has the authority to OK anything about the septic system. Mr. Travalini seconds that and states that the conservation commission conserves the wetlands but not structures.

The Commission decides to make a site visit on Monday July 22nd at 6:30 p.m. The applicant requested a continuance to August 1st, 2013. **Motion made by Mr. Travalini, seconded by Mr. Biocchi to continue to the next meeting on August 1st. Unanimous.**

- NOI – Lot 2 and 4 Fern Path – Narducci Corporation– Present is Mr. **Steve Poole, representing Narducci Corporation** – Mr. Poole states that he is here to discuss Lot 2 and 4 Fern Path. Mr. Poole shows a map and mentions that the 2 lots were subdivided in the 90's. He has proposed the construction of 2 single family houses. He states that the 100ft buffer cuts through the middle of the houses and the basement elevation will be 3ft above the wetland. Sewer, water and gas are readily available.

Ms. Catrone states that she made a visit to the site and that there is some work going on in the front of the property which probably is in the buffer zone.

Mr. Biocchi does not approve of this work being done since there is a Vernal Pool on the lot. Ms. Catrone assures that the ongoing work is close to the street and accurate. She also mentions that the wetland line is accurate.

A site walk is scheduled for 6:30p.m on Wednesday July 24, 2013.

Motion made by Mr. Travalini for DEP # 216-826 and DEP # 216-825 to continue to the next meeting, seconded by Mr. McKay. Unanimous.

John Greene, Medway Mills - Ms. Catrone states that she made a site visit and that Mr. Greene wants to cut some trees to put solar panels at the medway mills. Mr. Greene presents the plan and states that there are 2 large Oak trees close to the mill structure and the river. He states that these trees have to be cut at least 15 – 20 ft.

Mr. McKay expresses doubt about the site visit since this has not been advertised. He suggests that Mr. Greene should file a Request for Determination.

Mr. Biocchi mentions in order for Mr. Greene to get the Commission's opinion about the matter, it is a good idea to file with the town so that consensus can be provided on behalf of the board rather than from an individual.

Ms. Catrone offers help to file the RDA with the town.

Mr. Travalini states that once the approval is given to cut the trees then the applicant is expected to maintain the trees with the required height, he is not expected to come back every time it has to be pruned.

Mr. Greene states that one of the trees might be in the wetlands and that he is not sure how to go about it. Ms. Catrone suggests that he include this in the RDA.

Mr. Travalini states once the RDA is set up then a site walk can be scheduled at the next meeting and that a determination can be made.

Discussion Items –

Motion made by Mr. Travalini, seconded by Mr. Murphy to approve the inspection made by Ms. Catrone for Certificate of Compliance for Charles River Pollution Control – 216-0789. Unanimous.

Motion made by Mr. McKay, seconded by Mr. Travalini to adjourn the meeting. Unanimous.