



TOWN OF NORTHBOROUGH

Conservation Commission

Thursday, May 14, 2012

Conference Room B

Town Offices, 63 Main Street, Northborough, MA 01532

Conservation
Commission
Approved
6/11/12

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- Present:** Wayne Baldelli, Greg Young, Diane Guldner, Chelsea Christenson, Todd Helwig and Tom Beals
- Absent:** Mo Tougas
- Others Present:** Fred Litchfield – Town Engineer; Eileen Dawson – Recording Secretary; Paul DeSimone – Colonial Engineering, Inc.; Bob Retzke – Premier Design; John Ols – 65 Oak Avenue; Todd Chapin – 8 Moore Lane; Scott Wellman – 67 Coolidge Circle; David Backus – 58 Coolidge Circle; Pete Wolski – G. Lopes Construction; Jason Houle - G. Lopes Construction ; Rob Bradbury - G. Lopes Construction; John Horton - G. Lopes Construction; Glenn Krevosky – EBT, Inc.– Bret Matthew – The Daily Northborough; Bob Mihalek –Chairperson of Trails Committee; Mark Farrell – Green Hill Engineering; and Luanne Lemieux – 270 School Street.

Mr. Baldelli opened the Conservation Commission meeting at 7:06 p.m.

Informal Discussion with Luanne Lemieux, property owner at 270 School Street regarding compost material near riverfront area -

Mr. Baldelli explained the regulations requiring compost material to be at least 15’ from resource areas and expressed concerns with the compost material that could wash into the river area and attract unwanted animals. Commissioners suggested dropping off materials at the DPW garage during the week. Mr. Litchfield recommended that Ms. Lemieux give him a call in 3-4 weeks to give an update on the removal process.

Discussion with Bob Mihalek regarding trail construction at Schunder Property on Green Street –

Mr. Mihalek, Trails Chairperson, gave an update on the Schunder property (55.6 acres with half meadow and half forest) and interest in building a trail over 160 feet of marsh on the southern edge. Commissioners discussed an interest in having the trail put through the property. Mr. Mihalek explained the concerns with cows and barb wire fence. Mr. Baldelli asked for alternative plans to be explored that would be less impact on the wetlands than the proposed trail area. Commissioners agreed that they would like no boardwalk if possible except a small one that would need to be placed over the stream area. Mr. Mihalek agreed to explore more options and file a Notice of Intent for the proposed trail.

Public Hearings:

Ms. Guldner read the legal advertisement for the following public hearings:

Notice of Intent filed by John Ols for 65 Oak Avenue for construction of an addition, porch, and sunroom on existing deck within 200' riverfront area.

Notice of Intent filed by William & Marion Quinn for 71 Newton Street for repair of septic system and associated grading within 200' riverfront area.

Notice of Intent filed by the Northborough Engineering Department for the repair and maintenance of the fisherman's access to Little Chauncey Pond of Lyman Street within the 100 foot buffer zone to a bordering vegetated wetland. The parcel is shown the Northborough's Assessor's Map 86 parcel 1.

7:06 pm Notice of Intent, 65 Oak Avenue, Map 76, Parcel 25, DEP # 247-1033

Construction of a 12' x 18' addition to front of house, farmer's porch to front of house, and sun room on existing deck within 200' riverfront area

Applicant: John Ols

Representative: Paul DeSimone, Colonial Engineering, Inc.

Mr. DeSimone, engineer from Colonial Engineering, gave the abutter list and signature cards to Mr. Litchfield. Mr. DeSimone explained the plans including: changes to the existing deck, addition of a sun room, three sonar tubes dug for footings, impervious area expanded 18.1%, straw wattles and silt fencing installation, and disturbance within 100' of wetland line and inner riparian zone. Commissioners asked about equipment to be used; Mr. DeSimone explained a bobcat with an 8" bucket would enter and exit on the northerly side entrance.

Mr. DeSimone explained that he has notified National Heritage, but has not received feedback yet. Mr. Litchfield reminded the Commission that without National Heritage's approval indicating that no long term adverse impacts exist, the commission should not issue an Order of Conditions; but rather, continue the public hearing until next month.

Mr. Baldelli asked for audience comment; no one responded. Mr. Baldelli requested action.

Mr. Beals motioned, Mr. Young seconded, and it was unanimously voted, "To continue the public hearing for 65 Oak Avenue Map 76, Parcel 25, DEP # 247-1033 until June 11, 2012 at 7:15 pm."

7:32 pm Notice of Intent, 71 Newton Street, Map 14, Parcel 15, DEP# 247-1032

Repair and associated grading of septic system within 200' riverfront area

Applicant: William and Marion Quinn

Representative: Mark Farrell, Green Hill Engineering, Inc.

Mr. Farrell, representative from Green Hill Engineering, gave the abutter list and signature cards to Mr. Litchfield. Mr. Farrell explained the proposed plans including: septic system installation with a Presby System (provides a smaller footprint), location of the well, ledge exists in back of property, silt fence and straw wattles proposed, and the Board of Health contacted.

Commissioners asked about alternative locations. Mr. Farrell explained that the site is very tight and limited on where the system could be installed. Commissioners asked about the equipment to be used. Mr. Farrell explained

that the equipment would be brought up the driveway entering and angling toward the property line (corner of the driveway and 25' buffer zone).

Mr. Farrell explained that the Board of Health has not communicated any problems at this point. Mr. Litchfield commented that the Board of Health needs to give approval for the septic location as it relates to the well location before work could begin.

Mr. Baldelli asked for audience comment; no one responded. Mr. Baldelli requested action.

Mr. Helwig motioned, Ms. Guldner seconded, and it was unanimously voted, "To issue an Order of Conditions to William and Marion Quinn for property at 71 Newton Street, Map 14, Parcel 15, DEP# 247-1032 contingent on the Board of Health approval of the plans."

7:40 pm

Notice of Intent, Lyman Street, Map 86, Parcel 1, DEP # 247-1034

Maintenance on driveway consisting of filling a large depression in the unpaved driveway with gravel within the floodplain

Applicant: Fred Litchfield

Representative: Fred Litchfield, Town of Northborough Engineering Department

Mr. Litchfield, Town Engineer, explained the details including: history of the access driveway, proposed filling for a large depression (2'-3' sized boulders on the sides of the 160 foot driveway section, and gravel to fill the depression), and contacted National Heritage for endangered species and waiting for a response (hope for an exemption). Commissioners discussed keeping Lyman Street driveway access accessible for drivers - the current status is that during 6-8 months per year the driveway is impassible, and we need to wait for National Heritage to respond before voting on the project. Mr. Baldelli recommended adding large stones at the entrance to keep drivers on the driveway to help maintain the driveway integrity. Commissioners discussed the possible location move for the parking area to across the street. The new parking area would abut the trail.

Mr. Baldelli asked for audience comment; no one responded. Mr. Baldelli requested action to continue the public hearing.

Mr. Helwig motioned, Mr. Young seconded, and it was unanimously voted, "To continue the Public Hearing for property at Lyman Street, Map 86, Parcel 1, DEP # 247-1034 until June 11, 2012 at 7:15 pm."

7:51 pm

Notice of Intent, 432 Whitney Street, Map , Parcel DEP # 247-1028

Construction of an access driveway and re-grading within the 100' buffer zone

Applicant: S.A.Farms, LLC

Representative: Andrew Liston, Thompson-Liston Associates, Inc.

Mr. Litchfield explained that Mr. Liston, representative from Thompson-Liston, sent a written request asking for a withdrawal of the Notice of Intent filing without prejudice and asking the Commission to hold the filing fees.

Commissioners and Mr. Litchfield discussed options of requesting the applicant file a new Notice of Intent at a later time or giving a certain timeframe for the applicant under the current filing. Commissioners discussed the filing fees and having the applicant reapply.

Mr. Baldelli asked for audience comment; no one responded. Mr. Baldelli asked for a motion from the Commission.

Mr. Beals motioned, Ms. Christenson seconded, and it was voted 5, 0, 1 (Mr. Helwig recused himself from voting), "To withdraw without prejudice the Notice of Intent filing for SA Farms, LLC for property at 432 Whitney Street and have the applicant re-file a new Notice of Intent."

New Business:

- The next meeting is scheduled for Monday, June 11, 2012; all agreed to meet.

Old Business:

- 31 Jethro Peters Lane – Mr. Litchfield explained the wetland disturbance and private property issues. Commissioners discussed and recommended sending a letter to abutters requesting that the wetlands should not be disturbed (kids playing and running), the Wetland Protection Act needs to be followed, and the wetlands are on private property.
- 21 Fernbrook Road – Mr. Litchfield explained that DEP's Joe Belino has been involved, has not received a filing from the resident, and infractions/penalties are the next step. Commissioners discussed various types of penalties that the DEP could implement.
- 8 Moore Lane – Mr. Litchfield explained that Mr. Chapin, resident, was present this evening to explain the update on the property. Mr. Chapin explained that he took out the docks and he agrees to file a Notice of Intent for the remediation of the wetlands on his property. Mr. Baldelli commented that he looks forward to working together to get the wetlands restored.
- 300 Bartlett Street – Mr. Litchfield noted that FEDEX, the tenant whom will occupy the property, has no involvement or responsibility with the wetland erosion and site stabilization issues to date. Glen Krevosky, consultant for the project, explained the recent efforts to stabilize the property including: silt fencing installed around the detention basin outlet on the A. Duie Pile property; infiltration basin and emergency detention basins installed; inspections – this past Friday 5/4 with Mr. Litchfield; explained details on the erosion control plans for abutting properties; repaired berm in the Southwest corner completed on April 23rd; and rip rap near detention basin #2.

Mr. Wowski, project manager, explained the plans including: cuts and fills on the site, inlets along Bartlett Street, fabric held down with stone, outfall of A. Duie Pile, and the lower and upper outlet structures.

Commissioners discussed concerns with water and silt going into the woodland areas, need for more erosion control on the southwest corner (higher berm 18" to 24" taller), silt fence needs to be installed at roadside swales to keep sediment on the site, the pipe joint needs to be sealed in the northwest outlet structure, floc logs needed to be placed inside the upper and lower detention basins #1 and #2, silt fence needed to be installed in outflows along Bartlett Street, and silt fence needs to be installed at

outflow of A. Duie Pile, Inc. Commissioners requested straw wattles be installed along the construction entrance and stone added to refresh the tracking pad at the entrance.

Mr. Baldelli, as Chairperson of the Commission, expressed his disappointment and frustration that the site was not pro-actively managed and properly stabilized over the mild winter that we just had.

Mr. Litchfield requested that Mr. Krevosky or Mr. Houle send an email daily with progress on the Commissioners' requests as discussed this evening.

Certificates of Compliance:

- **Certificates of Compliance for 109 Maynard Street, Map 20, Parcel 18, DEP # 247-313, DEP # 247-394, and DEP # 247-403**

Mr. Litchfield gave an update on the property stabilization and readiness for certificates to be issued.

Commissioners unanimously approved and signed the three Certificates of Compliance for 109 Maynard Street, #247-313, DEP # 247-394, and DEP # 247-403

Review Minutes of April 19, 2012:

Commissioners discussed the minutes and had no changes. Mr. Baldelli requested action.

Mr. Helwig motioned, Mr. Young seconded, and it was unanimously voted, "To approve the April 19, 2012 minutes of the Conservation Commission."

New Business:

- Election of Officers – Mr. Baldelli expressed interest in stepping down as chairperson and Mr. Young expressed interest in taking over as chairperson. Mr. Litchfield suggested putting this item on the agenda for next month. All agreed to vote at next month's meeting.

Adjourn:

Commissioners had no further business to discuss. Mr. Baldelli requested action.

Ms. Guldner motioned, Mr. Young seconded, and it was unanimously voted, "To adjourn the Conservation Commission meeting."

The Conservation Commission meeting ended at 9:47 p.m.

Respectfully submitted,

Eileen Dawson

Commission Secretary