



TOWN OF NORTHBOROUGH Conservation Commission

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Approved March 13, 2017

Conservation Commission Meeting Minutes January 9, 2017

Members Present: Greg Young, Diane Guldner, Todd Helwig, Wayne Baldelli, Tom Beals, Maurice Tougas

Others Present: Kale Kalloch-Getman, Conservation Agent; Kathy Joubert, Town Planner; Mark Arnold, Goddard Consulting; Steve Stone, 152 Bartlett Street ; Anne Stone, 152 Bartlett Street; Melvin Chan, 216 Davis Street, Mike Sullivan, Connorstone Engineering.

Approval of Minutes: Mr. Helwig motioned to approve the minutes of November 2016 as annotated. Ms. Guldner seconded the motion and the vote was unanimously in favor of approval.

Abbreviated Notice of Resource Delineation, 1 Lyman Street, 29 Lyman Street and 0 Bartlett Street, Map 66 , Parcel 9, 10, 11 , DEP file # 247- 1129

- Representative: Mark Arnold, Goddard Consulting LLC
- Applicant: Ian Gow, Mayfare Properties
- Request: Review boundary of Bordering Vegetated Wetland.
- Jurisdiction: Bordering Vegetated Wetlands

Mr. Arnold stated that an Abbreviated Notice of Resource Area had previously been filed and the Commission issued an Order of Resource Area Delineation that affirmed all resource areas except for the location of the Bordering Vegetated Wetland. A Request for Departmental Review was filed with the Department of Environmental Protection (DEP) by Mr. Gow. The DEP issued a finding that concurred with the Conservation Commission's findings and stated that the Commission's request for peer review was reasonable.

Todd Helwig stated that there seemed to be a discrepancy in the review of the soils and stated that was why the Commission had asked for a peer review. Mr. Young stated that Mr. Gow was thinking about developing industrial condos. Mr. Young stated that he wasn't sure what that meant he's not sure what they are. Ms. Guldner stated that she wasn't sure the Commission was comfortable with the delineation. Mr. Arnold stated he did not know if the DEP data sheets had been used.

Mr. Young asked if there were any abutters present. Ms. Stone asked if the soils had been evaluated at each flag location and if the characteristics change by season. Mr. Arnold described how the soils had been reviewed. Mr. Stone stated that vegetation has been dumped in the area for many years and there used to be a pond in the area that was filled.

Mr. Young stated that if there was some disagreement about the wetland location it should be peer reviewed. Mr. Beals stated that soils should be used for the peer review. Ms. Guldner stated she would like the peer review to be conducted in the spring. Mr. Arnold suggested that a delineation could be done as long as the ground isn't frozen. Mr. Arnold stated that the applicant would like the peer review requests and estimated be submitted to him. Mr. Young requested action.

Mr. Helwig motioned to continue the hearing until after a peer review had been conducted. Mr. Beals seconded the motion and the vote was unanimously in favor of the motion.

Public Meetings

Request for Determination of Applicability, 216 Davis Street, Map 100, Parcel 130

- Applicant: Melvin Chan
- Request: Remove and Prune Trees
- Jurisdiction: Bordering Vegetated Wetland, Buffer Zone to a Bordering Vegetated Wetland

Mr. Chan stated that there were a number of trees on his property that were in poor condition and could damage power lines and structures on his property if they were to fall. Ms. Joubert stated that the property had been reviewed by the Commission in 2014. Mr. Chan stated that Bartlett Tree Company did the work before and he will be calling them again.

Mr. Young stated that he considered the tree removal to be eligible for administrative approval review. Mr. Young requested action.

Mr. Baldelli motioned Mr. Beals seconded and it was unanimously voted to issue an Administrative Approval for the tree removal.

Request for Certificate of Compliance, 220 Church Street, Map 43, Parcel 46, DEP file # 247- 456

- Applicant: James Chapdelain
- Request: Certification that the work regulated by the above referenced Order of Conditions has been satisfactorily completed

Ms. Kalloch-Getman stated that she had reviewed the property and found that the work had been completed in compliance with the Order of Conditions. Mr. Young requested action.

Mr. Baldelli moved that the Commission issue a Certificate of Compliance. Mr. Beals seconded the motion and the vote was unanimously in favor of the motion.

Request for Certificate of Compliance, 212 Green Street , Map 21, Parcel 17, DEP file # 247- 726

- Applicant: Thomas J. Sullivan
- Request: Certification that the work regulated by the above referenced Order of Conditions has been satisfactorily completed

Ms. Kalloch-Getman stated that she had reviewed the property and found that the work had been completed in compliance with the Order of Conditions. Mr. Young asked the Commissioners opinion regarding the requirement for on-going maintenance of stormwater management structures on private property. Mr. Helwig stated that it was not possible to enforce the requirement. Mr. Young requested action.

Mr. Baldelli moved that the Commission issue a Certificate of Compliance. Mr. Beals seconded the motion and the vote was unanimously in favor of the motion.

Request for Certificate of Compliance, 124 Hudson Street, Map 53, Parcel 14, DEP file # 247- 846

- Applicant: Jeffrey Tucci
- Request: Certification that the work regulated by the above referenced Order of Conditions has been satisfactorily completed

Ms. Kalloch-Getman stated that she had reviewed the property and found that the work had been completed in compliance with the Order of Conditions. Mr. Young requested action.

Mr. Baldelli moved that the Commission issue a Certificate of Compliance. Mr. Beals seconded the motion and the vote was unanimously in favor of the motion.

Old Business

Public Hearings:

Notice of Intent continued, 249 Green Street, Map 21, Parcel 2 , DEP file# 247- 1126

- Representative: Vito Colonna, Connorstone Engineering
- Applicant: Ernie Collette
- Request: Construction of a new single family home, septic system, driveway, and retaining wall
- Jurisdiction: Buffer Zone to a Bordering Vegetated Wetland

Mr. Sullivan described the changes that had been made to the proposal and stated that the project would be reviewed by the Planning Board next week. He stated that the Fire Chief asked for changes to the entrance to the driveway. Mr. Sullivan stated that a ditch with berm at 3 locations on the proposed driveway had been added to the plan and that the swale located at the highest elevation highest elevation would direct stormwater run-off into a riprap swale. He stated that an additional erosion control barrier was proposed upgradient of the driveway and that any degraded areas would be loamed, seeded and netted. He stated that a construction sequence had been presented and that septic system should be installed after the ground has dried out in the fall. He stated that the riprap swales will be permanent.

Mr. Baldelli asked if there was going to be a basin to catch water at the bottom of the slope. Mr. Sullivan stated that one could be installed. Mr. Baldelli requested that an additional row of strawbales be placed at elevation 420. Ms. Guldner expressed concern about water coming off the driveway and ending up in the road. Mr Beals stated that as long as the site remains stable the plan was adequate and Mr. Baldelli concurred. Mr. Sullivan stated that the slope would be stabilized immediately after the driveway was roughed in. Mr. Young stated that if the site doesn't remain stable during construction additional requirements will be made. Mr. Young requested action.

Mr. Baldelli moved to issue an Order of Conditions. Mr. Beals seconded the motion and the vote was unanimously in favor of the motion.

39/40 King Street

Ms. Kalloch-Getman stated that the DEP had reviewed the Request for Departmental Action and had issued a response affirming the Conservation Commission's decision.

Ms. Kalloch-Getman stated that she had received a letter from the Massachusetts Association of Conservation Commissioners (MACC) requesting the Commission sign a letter supporting MACC's position on the proposed Dakota Access Pipeline. Mr. Young stated that the pipeline should be reviewed if it is proposed in Northborough.

Adjourn

Commissioners had no further business to discuss. Mr. Helwig motioned. Ms. Guldner seconded, and it was unanimously voted to adjourn the Conservation Commission meeting.

The meeting ended at 8:36 pm

Respectfully submitted,

Kale Kalloch-Getman
Conservation Agent