

WAYLAND CONSERVATION COMMISSION

Minutes Thursday, October 25, 2012 7:32 – 9:05PM

Location: Senior Center, Town Building, 41 Cochituate Road, Wayland, MA

Present: Commissioners: Roger Backman, Markey Burke, Barbara Howell, Larry Kiernan (7:34),
Chairman: Andy Irwin, Conservation Administrator: Brian Monahan

Minutes: Andrea Upham

Not present: Ted Harding; John Sullivan

A.Irwin opened the meeting at 7:32 PM noting that a quorum was present.

1. **7:32 pm – Citizens Time**
No comments were offered.

2. **Minutes – October 10, 2012**

Motion to approve the October 12, 2012 Minutes as edited; Seconded 4-0

3. **Other**

- a. Commission members signed the Conservation Restriction for 137 Boston Post Road voted at the September 27, 2012 Conservation Commission meeting.
- b. A.Irwin reported positive discussions for the Commission to receive funding from the CPC for appraisals for parcels of land being pursued for acquisition.

4. **7:35 pm – Wayland High School Compliance Review and Update**

Lea Anderson, Chairman, and members of the High School Building Committee were present, along with John Moynihan, Public Buildings Director, Aaron Gallagher of Nitsch Engineering, Lauren Slavin and Michael O'Connell of Shawmut Construction, and David Saindon of KVA.

A.Irwin explained that the Commission had questions on the site inspections being done on the work permitted. Some reports were done and then there was a stoppage, after which there was an update and then there appeared to be a gap in communication. A.Irwin summarized that the Commission would like to understand where we are with the work covered by the permit and would like to receive notice when that stops for a period of time. Mr. Gallagher explained that inspections were done and provided to Conservation from the beginning of the project to the first winter because it was agreed that winter inspections weren't required as the site was stabilized. Inspections picked back up again in March when snow subsided and continued through November, and then occurred again this recent spring season until the end of June. Mr. Gallagher confirmed that this past June the final paving for the site was done, and he was out on a weekly basis through July and August doing informal inspections (he noted that emails were included in the recent package but were not originally forwarded to B.Monahan). Mr. Gallagher explained that In June there were really no more site reports to make.

A.Irwin inquired about the restoration work following washout of the berm on the storm drainage basin, and Mr. Gallagher confirmed that it took place on May 14, and added that his

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June 6 report covered corrective actions recommended. B.Monahan commented that the permit wording for corrective action activity was not written in the normal manner.

A.Irwin raised the issue of retainage on the project, looking for assurance that we are in communication on full site stabilization before those monies get released. J.Moynihan delivered a binder of information pertaining to the project in support of a request for certificate of compliance. A. Irwin reacted that there would be no discussion or immediate response to a document submitted at the meeting. Submittals at meetings are discouraged by the Commission. A.Irwin reported that he walked the site with B.Monahan and had made a few observations at the outfalls. There was standing water in the basins yet none in the stream. Mr. Gallagher responded that the only outlet for basins is overflow. A.Irwin asked if at the third outfall the drain lines were cleaned, and Mr. Gallagher said they were cleaned multiple times. A.Irwin explained that the outlet appeared to be full of sediment, which suggests that the drain seems to be underperforming, and there is also accumulation in the first one of one half to one inch.

A.Irwin commented that the meadow recently seeded appeared as mostly grass rather than wildflowers. Mr. O'Connell responded that they will be monitoring and have retainage on that, though he recalled it being a "wild harvest" mix as opposed to wildflower.

A.Irwin inquired about the planned timing for the removal of the construction fence along the river. Mr. O'Connell explained that it is a galvanized construction fence containing a silt fence which can't come down until the site is stabilized. A.Irwin mentioned that at the driveway near the well entrance there was a rill that should be graded and seeded/stabilized. B.Monahan mentioned a tank by the large outfall that still remains. Mr. Gallagher responded that the tank is within the actual resource area itself. A.Irwin responded that he can give direction on that. J.Moynihan expressed that the tank is beyond the limit of work.

B.Monahan reported that he clarified with Lisa Eggleston that the third outfall is going to be wet. Mr. Gallagher said it was a design decision by peer review. He explained that rock on the slope to the wetlands was added and when a pipe came out, the soil put back in its place was a weak spot in the wall, so filter fabric was added with pea stone and riprap on top so it is no longer a weak spot. It was noted that the O&M plan is included in the binder given to A.Irwin. It was discussed that they are holding \$225K with Shawmut but MGL required to reduce that as things get completed. Communication plan was discussed, and A.Irwin said the process is keyed to the Partial Certificate of Compliance, adding that the status of other BMPs is of concern and asked Mr. Gallagher to get back to us with what he finds. Discussion ensued of runoff beyond the buffer zone, catch basins, etc. Mr. O'Connell commented that the basins are on the field side of the fence where there is silt protection. J.Moynihan said they will look into it.

R.Backman recalled the Permit containing certain milestones for the release of retainage. A.Irwin read from that area of the decision concerning final grading, seeding and plantings, noting that the retainage can be modified. A.Irwin asked how much they are ready to release, and Mr. O'Connell said \$125K. A.Irwin asked if any other site civil work remained to be done other than reseeding. Mr. O'Connell mentioned weeding, reseeding and mowing. A. Irwin indicated that the Commission would review the request for a COC in considering what amount of retainage we would want for our purposes from the \$125K that would otherwise be released.

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Mr. Gallagher asked the Commission if they will allow the fence to remain through the winter, and A.Irwin responded that spring removal is acceptable. Mr. O'Connell suggested removal of the wattle before snowfall based on snowplowing potentially creating a mess. A.Irwin responded that snow management aspects of the project should be made clear from the Operations and Maintenance Plan. A. Irwin noted that removal of erosion controls in certain areas would be possible but should first be reviewed with B. Monahan.

J.Moynihan shared that he had received a request from Fire and Public Safety officials to do something for ambulance passage through the field considering a portion is very soft, and they are investigating a 3,000 square-foot grass paved reinforced turf product. Information will be given to B.Monahan for the Commission. A.Irwin explained that work creating no greater impact can be included in the current order rather than closing it out and needing additional work done. A.Irwin asked about the planned timing of additional work, and Mr. O'Connell responded that they planned to do it soon.

5. **8:20 pm – Comments – Habitat for Humanity Project (Aquifer Protection District)**

A.Irwin recused himself from the discussion. B.Monahan explained to Commissioners that he will work aquifer protection wording into the Commission's response. B.Monahan said that their application was actually advertised with incorrect wording.

6. **Request for Certificate of Compliance [310 CMR 10.05 (9)]**

- a. 7 Lingley Lane, File D-796

B.Monahan explained that planting data is not complete and the item will be discussed at a later date.

7. **Request for Return of Performance Guarantee**

- a. 8 Sandy Hill Road; File D-725

Motion to release the \$5,000 Performance Guarantee; Seconded 4-0
(A.Irwin was not present for the vote.)

- b. 268 Boston Post Road; File D-760

Motion to release the \$500 Performance Guarantee; Seconded 5-0

8. **FY 2014 Budget Items**

- a. Capital Budget

A.Irwin reported that he and B.Monahan had a very good meeting with the CPC. Discussion ensued of properties of interest to be pursued. B.Monahan reported that the budget will be the same as last year with the addition of the Snake Brook Dam item.

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b. Operating Budget/10% O.B.

A.Irwin reported that the budget is tight as far as labor is concerned and shared with the Commission that in light of the \$30K+ savings Conservation has provided to the Town for the Happy Hollow Wells water level monitoring and data collection, perhaps the DPW could provide a larger budget cut to make up the difference.

9. Land Management

a. Update on Rice Road Dam

B.Monahan referenced the recent report, sharing that R.Backman made a copy and the report is available to Commissioners. A.Irwin explained that the dam and the matter of the gatehouse expense were discussed at the CPC meeting and they said to bring a proposal in to take the gate house issue to the Historic Commission and perhaps get funding.

B.Monahan will put the gate house on the Conservation web page.

10. Compliance Updates/Complaints

a. 55 Knollwood Lane

B.Monahan reported that a site visit was conducted with some of the Commissioners and work was completed at the bottom of the slope. B.Monahan will communicate to the property owner that a planting plan is needed.

b. 50 Rich Valley Road

B.Monahan reported no status update.

c. 89 Lakeshore Drive

B.Monahan reported that a different engineering firm has been contacted about the project.

d. 50 Sherman Bridge Road

B.Monahan confirmed that no work has been done per the Board of Health. Once ownership is determined, he will communicate with the property owner.

e. Public Safety Building

B.Monahan shared that a report was sent to Commissioners from Linden Engineering on 10/17/12 after the Commission expressed concern to J.Moynihan concerning dewatering in the area of Millbrook. A.Irwin expressed that the Commission is making a point with our public projects that we expect inspection reports as outlined in the permit. A.Irwin wondered whether or not discharge was under the MS4 permit. Linda Segal commented that there is a Public Safety Advisory Committee listed on the town website. A.Irwin said he will address the issue to the committee members.

f. Town Center

B.Monahan reported that he had visited the Town Center offsite area in the morning with Commissioners. M.Burke commented that the people on site were very helpful explaining

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what they were doing. A.Irwin commented on a sediment issue with the wetland and water quality improvement is needed for treating drainage that would otherwise go into wetland – a grit separator. A.Irwin added that another inspection report did not include the filling of the wetland from the existing storm drain. A.Irwin raised the issue of the certificate of occupancy, inquiring whether discharging to permanent or temporary BMPs.

Other

A.Irwin reported a conversation with S.Sarkisian regarding the access road to the sanitary landfill. A.Irwin reminded the Commission that the land is referenced in the 1978 town meeting and states that it “shall be transferred back to the Conservation Commission when no longer needed for that purpose.” B.Howell stated that the Commission may need to go to Town Meeting.

11. Correspondence/Expenditures

12. Adjournment

Motion to adjourn at 9:05pm; Seconded 5-0

The next Conservation Commission Meeting is scheduled for **Thursday, November 15, 2012** in the Wayland Town Building.

NOTE: Per changes to the Open Meeting Law, notice of any meeting of a public body shall include “A listing of topics that the chair reasonably anticipates will be discussed at the meeting”. AG’s Office guidelines state that the list of topics shall have sufficient specificity to reasonably advise the public of the issue to be discussed.

**TOWN OF WAYLAND
MASSACHUSETTS
CONSERVATION COMMISSION**

LIST OF PUBLIC DOCUMENTS PROVIDED TO THE CONSERVATION COMMISSION

October 11, 2012 to October 25, 2012

October 11, 2012

D-798 Roof runoff/drainage calculations for 55 Rice Road from Matt Roman
322-701 Town Center revised planting plan/summary of plant list from EMJ

October 15, 2012

322-665 Inspection Report and Extension Permit recorded filing for 137 Boston Post Road from Hayes Engineering
322-778 Notice to start work, etc. for 15 Sylvan Way from Goddard Consulting

October 16, 2012

RDA for southern area monitoring wells at 430 Boston Post Road from Raytheon Company/ERM
D-760 Notice of project completion and request for site inspection at 268 Boston Post Road from Mark Shepard

October 18, 2012

ANRAD for 11 Barney Hill Road from John Bartick, Building Form LLC
322-784 Performance Guarantee for 104 East Plain Street from Wayland Housing Authority
322-701 Tree Replacement letter from arborist and Hancock wetland monitoring report from EMJ

October 19, 2012

D-776/777 CoC Filing confirmations for 205 Rice Road
322-779 Inspection Report for 103 East Plain from David Schofield
Letter re: protection of groundwater drinking supply from Bob Olshansky
322-701/744 Town Center Inspection Reports from RJ O'Connell

October 22, 2012

Filing fee for 430 Boston Post Road following recent RDA filing
D-725 Request for Return of Performance Guarantee for 8 Sandy Hill Road from Kane Built, Inc.
Letter noting correction of meeting date for Raytheon RDA from ERM

October 23, 2012

Response letter/package to ConCom re: High School Building Project from J.Moynihan

October 24, 2012

322-779 As-Built Plan for 103 E.Plain Street from Schofield Engineering
ZBA Hearing Notice for construction addition at 21 South Street
ZBA decision granting addition at 9 Old Farm Circle
Conservation Restriction documents for 137 Boston Post Road from Latham Law office

LIST OF EXPENDITURES October 11 to October 25, 2012

10/17/12	Bay Circuit Alliance	\$50.00	<i>Dues</i>
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