

WAYLAND CONSERVATION COMMISSION

Minutes Thursday, May 30, 2013 7:30 – 9:43PM

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

Present: Commissioners: Roger Backman, Markey Burke, Ted Harding, John Sullivan (7:50pm), Larry Kiernan (7:50pm), Chairman: Andy Irwin, Conservation Administrator: Brian Monahan

Minutes: Brian Monahan

Not present: Barbara Howell

A.Irwin opened the meeting at 7:36PM noting that a quorum was present.

1. **7:36 pm – Citizens Time**
No comments were offered.
2. **Minutes – May 16, 2013**
Motion to approve the Minutes of the May 16, 2013 meeting as edited; Seconded 4-0
3. **7:38 pm – Public Meeting, Robert Anderson, Applicant, 16 Sedge Meadow Road, File D-820:** Request for Determination of Applicability filed pursuant to the Wetlands Protection Act and an application filed pursuant to Wayland's Wetlands and Water Resources Protection Bylaw, Chapter 194, by Robert Anderson, proposing a 12' x 14' shed at 16 Sedge Meadow Road, Wayland MA, Assessor's Map 10, Parcel 42.

Bob Anderson, Applicant, was present for the discussion. Mr. Anderson reviewed the proposed project to install a "Reeds Ferry" shed on the property 152 feet from the stream in the outer riparian zone. Mr. Anderson explained that six cement blocks will be used. There is an 18" drain pipe along the side of the property. The location of the wetlands needs to be field verified. Mr. Anderson stated that no trees will be cut to install the shed. Drainage mitigation was mentioned. The use of mulch was discussed. It was noted that there will be a condition in the Permit that there shall be no work done in the wetlands.

Motion to issue a Negative Determination w/conditions under the Wetlands Protection Act;
Seconded 4-0

Motion to issue a Permit under the Chapter 194 Bylaw; Seconded 4-0

Motion to require a \$350 Performance Guarantee; Seconded 4-0

4. **7:50 pm – Public Meeting, John Evangelista, Applicant, 61 Highland Circle, File D-821:** Request for Determination of Applicability filed pursuant to the Wetlands Protection Act and an application filed pursuant to Wayland's Wetlands and Water Resources Protection Bylaw, Chapter 194, by John Evangelista, proposing a ten-foot expansion of an existing outdoor deck at 61 Highland Circle, Wayland MA, Assessor's Map 12, Parcel 8.

John Evangelista was present for the discussion. The deck expansion project was reviewed. Mr. Evangelista confirmed that holes will be hand dug and concrete will be mixed by hand with six inches of stone under the deck. There was a discussion of what was going to be used to mitigate the runoff associated with the expanded deck. Two options were mentioned: six inches of stone underneath the deck or a drip line along the edge of the deck for which there are specifications based upon the State of Maine requirements. There was discussion of what to do with excess material for both the area where the stone under the deck would be placed and the holes for the footings.

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Motion to issue a Negative Determination w/conditions under the Wetlands Protection Act; Seconded 6-0

Motion to issue a Permit under the Chapter 194 Bylaw; Seconded 6-0

Motion to require \$500 Performance Guarantee; Seconded 6-0

5. **8:00 pm – Public Hearing, Fred Mannix, Applicant, 122 Lakeshore Drive, DEP File No. 322-803:** Notice of Intent filed pursuant to the Wetlands Protection Act and an application filed pursuant to Wayland's Wetlands and Water Resources Protection Bylaw, Chapter 194, by Fred Mannix, proposing the construction of a second story addition to the existing house and repair of existing wooden decks and retaining walls along with site grading and landscaping, at 122 Lakeshore Drive, Wayland MA, Assessor's Map 46B, Parcel 32.
6. **8:00 pm – Public Hearing, Fred Mannix, Applicant, 124 Lakeshore Drive, DEP File No. 322-802:** Notice of Intent filed pursuant to the Wetlands Protection Act and an application filed pursuant to Wayland's Wetlands and Water Resources Protection Bylaw, Chapter 194, by Fred Mannix, proposing the construction of a replacement septic system for the existing house and abutting house as a shared septic system, including site grading, landscaping and retaining walls and repair of wooden decks and retaining walls on the site, at 124 Lakeshore Drive, Wayland MA, Assessor's Map 46B, Parcel 31.

A.Irwin introduced agenda items 5 and 6 to be discussed in tandem. Comment was made that no work has been done under the other existing permits for this property. Septic re-grading beyond that originally approved by the Commission was noted and a new Plan was presented at the meeting dated 4/30/13, revised 5/30/13.

Discussion ensued of Board of Appeals meeting to be held June 18, 2013 where a Permit will be sought by the applicant.

A Cul Tech system for parking and stormwater was discussed. The retaining wall is 6" higher than proposed parking. The inventory of existing and proposed impervious surface was reviewed generally and it was noted that both existing and proposed data must be on the plan. Discussion ensued of trees on the property, including a 42" Sycamore projected to be removed. Excavation and stockpiling was discussed. Total acreage on the site is 5,200 square feet. It was confirmed that these applications are intended to supersede the past applications. Question was raised as to whether all facets of the past applications are included with these new applications.

There are two new parking areas being created. The applicant is proposing to use a Cul Tech system for the parking and storm water. The need for a specification on the pavers was noted.

There is a new 8' retaining wall proposed on the property of 122 Lakeshore where the drip irrigation system is to be installed. Work is proposed to repair the deck at 124 which is overhanging Dudley Pond and that the deck will no longer overhang the water. New steps are also proposed.

The Commission requested a narrative on sequencing. A.Irwin asked about the re-use of material (concrete) on the site, and they confirmed they are not re-using it. It was also confirmed that railings will be used on both retaining walls.

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The Commission closed the discussion requesting permission to continue the hearing, which was granted, and adding that they would like to have the applicant cover the cost for the Commission to get a peer review of drainage calculations on the project. The Commission wishes to see the planting plan before the public hearing is closed. The presentation represented that this application was intended to supersede all of the previous applications. Discussions of planting plans and construction sequencing will be discussed at the next meeting.

**Motion to continue the hearing to June 27, 2013 at 7:35pm under the Wetlands Protection Act;
Seconded 5-0**

**Motion to continue the hearing to June 27, 2013 at 7:35 pm under the Chapter 194 Bylaw;
Seconded 5-0**

7. **8:25 pm – Public Meeting, Conservation Commission, Applicant, Consideration to Amend Generic Tree Cutting Permit, File D-768:** The Commission will consider amending the Generic Tree Permit issued pursuant to Wayland's Wetlands and Water Resources Protection Bylaw, Chapter 194, by expanding the table of tree calipers and replacement plantings. This is a town-wide permit issued by the Conservation Commission.

This item was discussed briefly and deferred to the next meeting.

8. **8:35 pm – Continued Public Hearing, Jim Williamson, Barberrry Homes, Applicant, DEP File 322-801:** Notice of Intent filed pursuant to the Wetlands Protection Act and an application filed pursuant to Wayland's Wetlands and Water Resources Protection Bylaw, Chapter 194, by Jim Williamson, proposing the construction of a single-family home, bituminous concrete driveway, roof infiltration system, septic system, and association grading and utilities for Lots 4, 5, 6, & 7 of the Michael Road Conservation Cluster subdivision at 28 Michael Road, Assessor's Map 24, Parcel 151. Portions of the work are within areas regulated by the Commission.

Joey Fonseca of Metrowest Engineering and Jim Williamson of Barberrry Homes were present for the discussion.

There was a discussion of the riverfront area and a presentation of the amount of riverfront altered based upon the total area of riverfront for the parcel before it was subdivided. There is 220,250 square feet of riverfront on the land. The grading in the riverfront area is 4,850 square feet, 2% of the riverfront area on the larger piece of land. The applicant's engineer was requested to prepare a summary of that presentation as the Commission wants to have a formal record of having gone through the incremental analysis required by the regulations adopted pursuant to the Wetlands and Water Resources Protection Bylaw – Chapter 194.

There was a discussion of the need to have acquired an EPA construction general permit which was obtained after work started at the site. A. Irwin mentioned that there had been conversations with EPA Staff regarding the timing of the permit application after the start of work. It was noted that the permit has a 14-day waiting period before it is effective. There was a comment of the need to be sure Construction SWPPP is available on-site and the permit in effect prior to commencing work.

There was a peer review done of the project and a suggestion that some of the comments were related to drainage which had been previously reviewed by the Board of Health consultant. It was

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noted that if there are items still outstanding with respect to the comments received these could be addressed prior to the next meeting. J. Williamson gave a summary of the permit history of the property and the different development scenarios that had been considered before proposing the conservation cluster.

At the request of the applicant, the hearing will be continued.

**Motion to continue the hearing to June 13, 2013 at 7:35pm under the Wetlands Protection Act;
Seconded 5-0**

**Motion to continue the hearing to June 13, 2013 at 7:35 pm under the Chapter 194 Bylaw;
Seconded 5-0**

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

- a. Discussion – 57 Concord Road; DEP File 322-374

Paul Finger of Finger Associates and Jeff Fogg, current owner of the property were present for the discussion. Mr. Finger discussed the status and reviewed items not complete to close out the old file. Friendly enforcement for swing set was discussed. The paved skating rink enforcement was discussed as removal or installation of an area drain with recharge. The owner (Jeff Fogg) wanted to move the play set. The location would need to be approved. Drainage mitigation was discussed and A. Irwin mentioned UIC registration and question how the area drain would be sized. Agreement was reached on the approach and will be formalized at the next meeting.

- b. Other – 20 Concord Road; File D-76: Old file. Noted the purpose of vote was to close file and that the word “satisfactorily” was crossed out on the form as it was not possible to make that statement.

Motion to issue a Certificate of Compliance under the Wetlands Protection Act; Seconded 6-0

10. Other

- a. Field at Mainstone – Changes: DEP File 322-583

Steve Garvin of Samiotes Consultants reviewed work to be done and explained that the new owners want a different configuration of the turn-around which that increases the pervious surface over what was originally approved. Wants the Commission to have a record as having been approved. It was noted the change was not significant and an amendment to the existing Order of Conditions would be the proper way to formalize the change.

- b. 237 Rice Road – Discussion of proposed change; D-821

The Commission discussed proposed lavatory facilities at the property which will be on the June 13, 2013 agenda.

J.Sullivan left the meeting at 9:39pm.

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c. Other

- a. A. Irwin report on the request for the status of expenditures of capital items sought by F. Turkington. The approach for implementing work for the dam at Rice Road as well as the status of monies appropriated to complete the drainage mapping was mentioned.
- b. Mentioned letter sent to DEP with comments on proposed regulatory changes.

11. Land Management

- a. Rice Road Dam
A.Irwin discussed the work at the dam, which involved the televising of pipes at the gatehouse.
- b. Other – A.Irwin reported out on land management matters and discussion ensued of land clearing bylaw and Chapter 193 priority.

12. Correspondence/Expenditures

13. Adjournment

Motion to adjourn at 9:43pm; Seconded 5-0

The next Conservation Commission Meeting is scheduled for **Thursday, June 13, 2013** in the Wayland Town Building.

**TOWN OF WAYLAND
MASSACHUSETTS
CONSERVATION COMMISSION**

**LIST OF PUBLIC DOCUMENTS PROVIDED TO THE CONSERVATION COMMISSION
May 16, 2013 to May 30, 2013**

May 16, 2013 (cont'd)

D-812 Request for Amendment for pool project at 237 Rice Road from Samiotes
322-770 Memo re: pervious pavers, Lot 3, Covered Bridge, from Samiotes
322-583 Letter re: pervious pavers at The Field at Mainstone from Samiotes

May 17, 2013

ZBA Decision for 3 Chestnut Road
322-759 Inspection Report for Carriage House at Lee's Farm from EBI Consulting
322-665 Inspection Report for 137 Boston Post Road from Hayes Engineering
322-795 Construction Schedule for 11 Barney Hill Road from Buildingform LLC

May 20, 2013

ZBA continued hearing notice for Russell's Garden Center on 5/28/13
ZBA continued hearing notice for Watkins/63 Edgewood Road, 6/18/13
Vernal Pool procedure update letter from Division of Fisheries & Wildlife

May 22, 2013

322-791 Inspection Report on 9 Old Farm Circle from Thomas Land Surveyors
322-792 Inspection Report on Lundy Lane Lot 3 from Thomas Land Surveyors
322-624 Inspection Report on Wayland Commons from Sullivan Connors

May 24, 2013

ZBA Hearing Notice 6/11/13 – 275 Commonwealth Rd., 387 Commonwealth Rd., 12 Snakebrook Rd.
Letter to Mass DEO from ERM re: Remedy Operation Status Submittal for former Raytheon facility

May 28, 2013

322-799 Notice to Start Work at 20 Forty Acres Drive from David Watkins

May 30, 2013

322-759 Inspection Report for Carriage House at Lee's Farm from EBI Consulting
322-710 Inspection Report for Fieldstone Estates from H2O Engineering
Existing Conditions Overlay for 27 York Road from The Jillson Company, Inc.

LIST OF EXPENDITURES May 17, 2013 to May 30, 2013

5/23/13	Forestry Suppliers	\$397.65 (<i>misc. field tools/supplies</i>) 146.90 (<i>brush grubber, pruner</i>) 29.63 (<i>flag markers for Community Gardens</i>)
5/29/13	UNH Stormwater Center	\$225.00 (<i>6/18/13 Porous Pavement Workshop</i>)