

WAYLAND CONSERVATION COMMISSION

Minutes, Thursday, March 2, 2017 7:05 – 9:33PM

Approved: March 23, 2017

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

Present: Barbara Howell, Sean Fair, Joanne Barnett, Tom Davidson Chairperson: Sherre Greenbaum, Conservation Administrator: Linda Hansen

Not present: John Sullivan, Roger Backman

Minutes: Nicole Thomson

S.Greenbaum opened the meeting at 7:05 PM noting that a quorum was present.

1. Citizens Time: This is a time for input to the Commission regarding items that are *not* on the agenda.

No comments were offered

2. Land Management Update

Community Garden applications were mailed out in late February; with a number of gardeners already returning their applications for their plots. L. Hansen raised a question regarding the amount of time and money spent on the tilled garden plots for only a small number of gardeners. The cost is about \$800-900 for tilling, and with only \$16 per plot money is being lost.

L. Hansen would also like to create a separate fund for community garden plot fees as the money currently goes into the general fund.

3. 7:15 pm – Continued Public Hearing, 266 Old Connecticut Path and 0 Anthony Road, Department of Public Works, Applicant, DEP File No. 322-883: Notice of Intent and Wetlands and Water Resources Protection application pursuant to the Wetlands Protection Act and Wayland's Wetlands and Water Resources Protection Bylaw, Chapter 194 filed by Department of Public Works to furnish and install a water main from the Happy Hollow Well Site that will connect to the existing water main on Stonebridge Road and construct a newly paved access road from Stonebridge Road to the existing chemical injection facility. Property is shown on Assessor's Map 37, Parcel 32 & 33.

Amanda Cavaliere, Tata and Howard, and Mickel Myers, TEC, presented. M. Myers spoke on the proposed access road design. There would be 18 feet of paved access road, with 5 feet stone dust on one shoulder for cross-country runners, and the other shoulder would be comprised of a treatment swale; totaling 28 feet. L. Hansen asked if the road could be narrower to reduce the amount of tree loss. The proposed design has approximately 24 large sized trees to be removed, with the potential for more. M. Myers spoke on having a tree arborist present during flagging and staking to determine which trees require removal.

Many of the Commission members felt that a 5 foot wide stone dust path for the cross-country runners was unnecessary as they are currently running on the existing unpaved access road. With the water department only accessing the road twice daily, and during normal business hours, the Commission members could not understand why a new stone dust pathway was necessary for the cross-country runners.

A. Cavaliere said the exact number of proposed trees being removed would only be finalized when the contractor visited the site. L. Hansen said she would not issue a permit until the exact number of trees being removed was known to the Commission; a tree inventory would be necessary before approval to determine if it is even possible to replant trees or shrubs for all of the proposed trees being removed.

M. Myers asked for an alternative to the proposed woods chips being reused from the trees removed, and the Commission members thought it depended on the slope. Wood chips will wash away if it is too steep of a slope. A site walk will help visualize alternatives to wood chips depending on the slope and to see the proposed trees being removed. L. Hansen will coordinate with A. Cavaliere and M. Myers to have a site visit of the proposed work.

Motion to continue the hearing with agreement of the Applicant to March 23, 2017 at 7:15pm under the Wetlands Protection Act; Seconded 5-0

Motion to continue the hearing to March 23, 2017 at 7:15pm under the Chapter 194 Bylaw; Seconded 5-0

4. **7:30 pm – Continued Public Hearing, Eversource and DCR, Applicants, MBTA Right of Way, DEP File No. 322-879:** Notice of Intent and a Wetlands and Water Resources Protection application (Wayland's Chapter 194) filed by Eversource to construct access roads to existing electric transmission structures along a MBTA Railroad Right of Way. The subject of these applications is the portion of the project within the town of Wayland from Route 27 East Wayland-Weston town line. Property is shown on Wayland Assessor's Maps 23, 24, 25, 19, and 20.

Motion to continue the hearing upon the request of the Applicant to April 13, 2017 at 7:15pm under the Wetlands Protection Act; Seconded 5-0

Motion to continue the hearing upon the request of the Applicant to April 13, 2017 at 7:15pm under the Chapter 194 Bylaw; Seconded 5-0

5. **7:45 pm - Public Meeting, Sarkis Sarkisian, Planning Department, Applicant, Right of Way Plain Road Crossing Rail Trail, File No. D-901:** Request for Determination of Applicability filed by Sarkis Sarkisian, Planning Department to install safety fencing and a handicapped concrete ramp at the Right of Way Plain Road Crossing Rail Trail. Property is shown on Assessor's Map 99, Parcel 001F.

Sarkis Sarkisian, Town Planner, was here to present after the fact application. An existing crossing was completed without permitting from the Conservation Commission and notification given to Eversource. S. Sarkisian spoke that the Rail Trail needed a crossing for safety reasons. The existing cross walk was approved by MBTA to work within their Right-of-Way; but he failed to file as it was within the 100 foot buffer zone and flood plain. The existing crossing, paid for with CPA funds, may have to be completely redone as the Eversource Engineer does not think it is ADA compliant.

6. **7:50 pm - Public Meeting, Caley landiorio, Applicant, 29 Claypit Hill Road, File No. SMLD-11:** Wayland's Chapter 193 Stormwater and Land Disturbance application filed by Caley landiorio, 29 Claypit Hill Road to construct a single family dwelling; with roof runoff directed to drywells and a driveway pitched to an infiltration trench. The open space and woods behind the proposed dwelling will be pitched to a second infiltration trench. Property is shown on Assessor's Map 19, Parcel 034.

Daniel Carr, Stamsky and McNary, was here to present. The homeowner is planning to sell the existing home and would like to separate a parcel of the existing lot into a separate lot. The proposed home caused concern based on its location atop the ridge. The footprint of the new house will be 70 x 40.

The erosion control was an issue due to the runoff from the steep slope. A trench would be placed; only about a foot wide, to catch the runoff. D. Carr mentioned an issue with numbers when converting some of the existing woods into lawn.

The infiltration trench can capture runoff that will otherwise go into the wetlands; the only way to access the maintenance trench is to go down the steep slope and remove any debris over the filter fabric cover.

Commission recommendations were to create a smaller house footprint and convert less woods to lawn. D. Carr said all the stormwater from the house and driveway will be captured, so the only issue is the lawn to woods conversion. A peer review will be performed based on proposed site plan calculations.

Motion to continue the hearing with agreement of the Applicant to March 23, 2017 under the Chapter 193 Bylaw; Seconded 5-0

7. **8:00 pm – Public Meeting, Norton and Ellen Greenfeld, Applicant, 6 Brook Trail Road, File No. D-896:** Request for Determination of Applicability filed pursuant to the Wetlands Protection Act and a Chapter 194 application filed pursuant to Wayland's Wetlands and Water Resource Protection Bylaw by Norton and Ellen Greenfeld, 6 Brook Trail Road to construct a deck and hot tub. Property is shown on Assessor's Map 44, Parcel 130.

Norton and Ellen Greenfeld, homeowners, were here to present. In the northeast corner of the house, the homeowners would like to create a new deck and a hot tub next to it. The previous issue when the homeowners appeared before the Commission was that the hot tub would discharge into the small brook behind the house. The homeowners found a new hot tub design that does not use any chlorine in it; instead it uses a salt oxidizer that will have minimal impact on the brook. A pump will be created to discharge to the front yard. The deck will be raised three feet and a minimum of 6 inches of crushed stone placed beneath.

Motion to issue a Negative Determination w/conditions under the Wetlands Protection Act; Seconded 5-0

Motion to issue a Permit w/conditions under the Chapter 194 Bylaw; Seconded 5-0

8. **8:10 pm – Public Meeting, Juan Wan and Hui Liu, Applicant, 11 Gregory Lane, File No. D-900:** Chapter 194 application filed pursuant to Wayland's Wetlands and Water Resource Protection

Bylaw by Juan Wan and Hui Liu, 11 Gregory Lane to construct a two-story addition over part of the existing driveway. Property is shown on Assessor's Map 48, Parcel 156.

Kevin Wong, Wong and Associates, was here to present. There is currently a drainage ditch on the property, which falls under the Chapter 193 Stormwater and Land Management bylaw. The majority of the addition will be over the existing driveway. Plantings along the driveway will be added and roof run-off will be collected in rain barrels.

Motion to issue a Permit w/conditions under the Chapter 194 Bylaw; Seconded 5-0

9. **8:20 pm – Continued Public Hearing, 45 Waltham Road, The Carroll School, Applicant, File No. SMLD-10:** Wayland's Chapter 193 Stormwater and Land Disturbance application, filed by The Carroll School for 45 Waltham Road, to expand the existing driveway and parking area. Property is shown on Assessor's Map 05, Parcel 014.

L. Hansen expressed concerns over the capacity for the bioretention swale as it may not capture the run-off. There is a proposed pipe with perforations that will increase stormwater capacity but it may cause point source discharge as a large storm will create a build-up of water. L. Hansen is currently speaking with The Carroll School about these concerns.

10. Other

- a. **Update on 90 Dudley Road, File No. D-895-** Peer Review check from the homeowner for \$1,500 was provided for an engineering inspection on an unpermitted retaining wall.
- b. **Comment Letter for Amended Subdivision Plan at Whittemore Place-** Located at 209 and 213 Old Connecticut Path. There are 2 existing houses in the front and a proposal for 3 new houses behind. A comment letter from the Commission will be created to include the preservation of the existing conditions and to have minimal impact on the land.
- c. **Heard Pond OOC extension for water chestnut harvesting, File No. 322- 678-** Tom Largy, Wayland Surface Water Quality Committee, was here to present. Mr. Largy has been working on Heard Pond since 2001 for water chestnut removal. There was previously an Order of Conditions issued in 2007 and would like an extension, which would extend it to July 2017. Mr. Largy said the conditions would be the same as previously.

**Motion to extend the Order of Conditions for hand pulling and mechanical usage;
Seconded 5-0**

- d. **Approval to accept land donation instead of CR for Town Center project-** Pursuant to the closure of the Town Center project, the Commission has been requested to vote whether to have the land donated in lieu of a Conservation Restriction on 10 acres of the property, which is Condition 58 of the Chapter 194 Permit. S. Greenbaum spoke that an easement to Cow Common and Meadow Management Area protection were still needed as well.

Motion to accept donation of land in lieu of a Conservation Restriction on 10 acres of land as required in Condition 58 of the Chapter 194 permit; Seconded 5-0

- e. **Our relationship with SVT-** S. Fair has just recently been appointed to a board position with SVT and he would like to repair the relationship between Wayland's Conservation Commission and SVT. As there are many joint properties between the two, including Greenways, Upper Mill Brook, and Hamlen Woods, forging a better partnership will only help for future projects and collaborations.
- f. **Coordinating with Recreation Commission (find spot for a field)** - S. Fair met with Heidi Seaborg, Commission Member for the Recreation Department, to discuss the placement of a new playing field. H. Seaborg would like a field in the middle of Greenways. A few of the Commission members discussed the need to be proactive and create a plan on where a new field location could work. The Commission would like to work with the Recreation Department to find an appropriate place for the field. S. Greenbaum suggested a potential site off of Pelham Island Road which the landowner has proposed selling to the Commission.
- g. **Other**

Pet Waste Station Update- Super Scoopers will be used to place waste stations at two of the conservation properties to help alleviate the dog waste problems.

246 Stonebridge Update- The contract was awarded and the only outstanding issue, abandonment of the cesspool on the property, will be included. The demolition cost is roughly \$30,000.

11 Training Field Road- 15 trees have been removed from the site, and no permit was ever issued for the Chapter 193 Bylaw. An application was received in November 2016 but was never acted on. The neighbor spoke with L. Hansen and said 8-10 ft. of fill will be brought in and 35 ft. in height will be based on final grade and not existing grade. This will be discussed further at the March 23 meeting.

11. Request for Certificate of Compliance

- a. **7 York Road; File No. D- 879-** The homeowner constructed a deck and in the near future the rear yard will need to be addressed as there is a falling fence that could damage the wetland.

Motion to Issue a Complete Certificate of Compliance under the Wetlands Protection Act; Seconded 4-0

Motion to Issue a Partial Certificate of Compliance under the Chapter 194 Bylaw; Seconded 4-0

12. Request for Return of Performance Guarantee

- a. **4 Shore Drive; DEP File No. 322-863 (\$1,200)**
Motion to return \$1,200 performance guarantee; Seconded 4-0
- b. **9 Sylvan Way; DEP File No. 322-767 (\$1,200)**
Motion to return \$1,200 performance guarantee; Seconded 4-0
- c. **7 York Road, File No. D-879 (\$500)**
Motion to return \$500 performance guarantee; Seconded 4-0

d. 163 Concord Road; DEP File No. 322-862 (\$1,200)
Motion to return \$1,200 performance guarantee; Seconded 4-0

e. 9 Reservoir Road; DEP File No. 322- 804 (\$2,500)- The partial performance guarantee for \$1,200 was signed in July 2016 and never returned; homeowner requested the full return, but it had not been two growing seasons. The remaining performance guarantee can be reconsidered at the end of this year's growing season.

13. Approve Minutes: Feb. 16

Motion to approve the Minutes of February 16, 2017; Seconded 4-0

14. Adjournment 9:33pm

Motion to adjourn at 9:33 pm; Seconded 4-0

The next **Scheduled** Conservation Commission Meeting is March 23, 2017 and will be held 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.