

## **WEST BOYLSTON CONSERVATION COMMISSION**

### **NOVEMBER 1, 2006 MEETING**

**MEMBERS PRESENT:** Chairman David Eckhardt, William Chase, Barry Esteves, Carolyn Padden, and Clerk Toby Goldstein.

Mr. Eckhardt opened the meeting at 7:06 p.m.

#### **Minutes of September 13 and October 4 Meetings:**

Mr. Chase motioned to move the review the above minutes to the end of the meeting. Mr. Esteves seconded. All in favor.

#### **Request for Certificate of Compliance, Pheasant Hill Estates:**

Todd Brodeur from Fletcher, Tilton and Whipple represented. Ms. Padden moved to issue the Certificate of Compliance, pending DEP notification, if this falls under their approval. Mr. Esteves seconded. All in favor.

#### **Bergeron Builders, 24 Shrewsbury Street, Certificate of Compliance:**

Mr. Eckhardt said that it is premature to issue one at this time, due to the back and side areas of the property not being stable. The Commission wants a full growing season to pass first. They are willing to issue a bank letter stating this. Mr. Chase motioned to continue the Public Hearing to July 2007, and if requested by the owner, the Commission will issue a bank letter. Mr. Esteves seconded the motion. All in favor.

#### **Continued Public Hearing, Flagg Realty, LLC, Notice of Intent, DEP File # 3327-0229:**

Doug Andrysick represented. He showed the Commission their item by item response to VHB's findings given in letter dated September 28, 2006. Mr. Chase motioned to continue the Public Hearing to the December 6 meeting, at 7:15 p.m. Mr. Esteves seconded. All in favor.

#### **Certificate of Compliance, Magnolia Apartments, 37 State Road, Worcester:**

The parking lot is located in Worcester except for part of it, and a corner of the parking lot is within the buffer zone. Mr. Esteves motioned to issue a Certificate of Compliance. Mr. Chase seconded. All in favor.

**Certificate of Compliance, 517 Prospect Street:**

Work done involving this property was part of the MDC Fast Track Sewer Project. Ms. Padden said that, since the Order of Conditions for the MDC Fast Track Sewer project was issued to the town, it is a blanket Order of Conditions and the Certificate of Compliance covers all of the property in that area. Before the 517 Prospect Street property can be sold, the owners must get verification that the Certificate covered that property. Mr. Esteves motioned to issue a Certificate of Compliance to 517 Prospect Street, pending verification of sewer hookup for that property. Ms. Padden seconded. All in favor.

**R & H Realty Trust, Notice of Intent:**

For a 500 square foot addition at Surfside Pool, 33 West Boylston Street. Jeff Kemp of Surfside Pool and Jamie Rheault of Whitman & Bingham Associates represented. They showed the Commission the plan of the property. The representatives and a botanist pulled ties to identify the wetland boundaries. No flagging was done. The addition would be 75 ft. from the edge of the wetland. They would place haybales and a silt fence at the edges. There are no sewer or water issues. Concerning stormwater quality, they would collect roof water, which would not be contaminated, and would discharge into the buffer zone. No other changes, such as in grade, will take place. There will be a walk-out foundation, a basement will result from the addition, and the foundation walls will act as retaining walls. Mr. Kemp said that they will still use outside storage for palettes of sand, and will store chlorine in containers. The addition will be going where there is some pavement, some dirt. An existing wall, which is falling apart, will be taken out. The Commission agreed that all members have seen the property, and told the representatives that they must follow these dated plans. Mr. Esteves motioned to close the public hearing and issue an Order of Conditions, based on the plan dated 9/25/06. Ms. Padden seconded. All in favor.

**Hillside Village Conservation Restriction:**

Mr. Eckhardt said that the Commission needs to look at the property. He will recuse himself if there is a quorum. They scheduled a site visit at the Hillside Village Clubhouse for Sunday, November 5, time to be decided later. There was no need to post this visit.

**Trenton Lane:**

Ms. Padden discussed drainage to the swale which is in back of two houses on that street. Neighbors are concerned about stagnant water. VHB visited the site to see if there would be any conservation problems in cleaning it out. Mr. Titus at 55 Fairbanks

Street put in an additional catch basin and a sump, and it should catch silt going down to the wetland area. The Commission requested an "as built" drawing from DPW.

**Minutes of September 13, 2006:**

Mr. Chase made corrections to information from the Norton Public Hearing. The Commission is still not clear on the total acreage of the property. Mr. Chase will submit two tax bills, comprising the property in its entirety, and will also submit a plan showing the actual acreage. Another correction is that there is a 25 ft. setback from the dam, running the entire length of the property, to Prospect Street. Mr. Eckhardt motioned to accept the minutes as corrected. Mr. Esteves seconded. All in favor.

**Minutes of October 4, 2006:**

(Mr. Chase abstained, as he did not attend the meeting.) Ms. Padden motioned to accept the minutes as amended. Mr. Esteves seconded. All in favor.

Mr. Chase motioned to adjourn the meeting at 9:00 p.m. Mr. Esteves seconded. All in favor.

Submitted By: \_\_\_\_\_  
Date Accepted: \_\_\_\_\_