

**MINUTES
WEST BOYLSTON CONSERVATION COMMISSION
OCTOBER 7, 2009 MEETING**

MEMBERS PRESENT: William Chase, Chair, Leonardo Angiulo, Colin Cahill, John Hadley, Mark Meola, and Toby Goldstein, Clerk.

MEMBERS ABSENT: Charlene Hopkins, Vice-Chair, and David Eckhardt.

Mr. Hadley made a motion at 7:07 p.m. to open the meeting. Mr. Angiulo seconded. All in favor.

Minutes of 9/9/09 Meeting:

Mr. Hadley motioned to accept the minutes as submitted. Mr. Angiulo seconded. All in favor.

Amendment of August 5, 2009 Meeting Minutes:

In discussion of the Baldarelli Notices of Intent, it was pointed out to the Clerk after the minutes were accepted and distributed to the various Town boards, that the Baldarelli address was incorrectly listed as “277 Worcester Street” rather than “277 Worcester Road, aka Sterling Street, aka Route 12.” Mr. Chase motioned that this correction be given in the October minutes. Mr. Meola seconded. All in favor.

Salem Community Corporation, Request for Determination of Applicability, 65 Briarwood Circle:

(Mike Dryden represented). Mr. Dryden showed a map of the site to the Commission and discussed the proposed work. There are two areas of proposed work. In Area 1, the birches, there is overland flow of stormwater which causes flooding and ice formation in the winter. The applicants would like to install a 30” deep French drain. In Area 2, the Town of West Boylston uses this as an emergency access drive. The pavement is breaking apart, and the Fire Department wants this addressed. A rip rap channel is proposed to connect to the existing channel. They want to also lower the catch basin rim. Silt fence would delineate the work area. Mr. Angiulo motioned to issue a negative determination with the condition of silt fence in both areas, as shown on Plan #0719002A, dated 9/25/09. Mr. Cahill seconded. All in favor.

Baldarelli Brothers, Inc., Orders of Conditions, 277 Worcester Road, aka Sterling Street, aka Route 12, DEP File #327-0236:

(John Farnsworth represented). Mr. Farnsworth showed the Commission a plan of the site, showing the work that has been done and is proposed. He explained that Western Avenue drains through 2-15" pipes. Water is being discharged onto the Baldarelli property. The Baldarelli's have worked to sheet off the water into other directions, further into wetlands. Much erosion has taken place at the outfall of the pipes as well. There is a 60-70 foot elevation difference between this area and Route 12 itself. There is also sediment and turbid water running into the Wachusett Reservoir. The applicants would like to add 2 more manholes and a 36" culvert, and tie in the previously mentioned pipes and remove the flow from the hill. One possibility, mentioned by Mr. Chase, is to set the flow on the side of the hill and put in a meadow to help absorb the water. At the easement, it can be tied in with the piping installed by the State. MDC must approve of this. The Commission agreed to continue this discussion to the November 4 meeting. In the meantime, Mr. Chase will meet with Ed and Richard Baldarelli, Mr. Farnsworth, and MDC to discuss this.

Mr. Angiulo moved that the Commission approve the allocation of funds to pay the bill identified as the invoice dated 7/16/09 from vendor Malcolm Speicher. In approving such allocation, this Commission states the expenditure was made to serve a purpose within the scope of this Commission's authority. Furthermore, we view the facts of this situation, including the public health and welfare concerns, to uniquely justify the expenditure. Mr. Hadley seconded. All in favor.

Other Business:

FWC Charitable Enterprises, Request for Extension of Order of Conditions, DEP File #327-0231:

(Mark Beaudry represented). Mr. Beaudry showed the final site plan to the Commission. The Order of Conditions for this work is due to expire 10/20/09. The applicants ran into problems with financing, which prevented them from completing the proposed work. Due to the financing problems, which they anticipate will be worked out by late fall to early spring, they need to extend the Order of Conditions in order for the project to move forward. According to the original Order of Conditions, Joseph Evangelista is the owner of the property, and Mr. Chase stated that the actual owner may have to be the one to submit the request for the extension. Mr. Meola moved to continue this discussion to the November meeting. Mr. Chase seconded. All in favor. Meanwhile, Mr. Beaudry will verify ownership of the property.

Brian and Lisa Murphy, 18 Olde Century Farm Drive, Lot #3:

The Murphy's brought to the meeting the plot plan from their builder, as was requested by the Commission. They want to extend the cleared area in their back yard by clearing out more brush. Mr. Chase requested that they flag the area where the clearing would take place and the Board will visit the site, then will send them a letter with their decision.

Mr. Meola motioned to adjourn the meeting at 8:20 p.m. Mr. Hadley seconded. All in favor.

Submitted by: _____

Date accepted: _____