



Town of Boylston Conservation Commission conservation@boylston-ma.gov
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REGULAR MEETING MINUTES NOVEMBER 18, 2019

Members Present: Joe McGrath, Chip Burkhardt, Mark Coakley, Dan Duffy, Jeffrey Walsh

Members Absent: None

Others Present: See Attached Sign-In Sheet

Recorder: Melanie Rich

Compass Pointe Update – Jeff Walsh recused himself from the matter. Matthew Marro (Environmental Consultant) was in attendance. Mr. Marro visited the site with Paul McManus (EcoTec) and Mr. Haynes. He submitted a Stabilization Plan for Cheryl's Way and Compass Circle dated November 18, 2019. At the last meeting, the Commission was requiring a detailed stabilization plan, e.g., how Mr. Haynes will access the property, how he will start, what he has done, how he will finish, and reports provided to the Commission every two weeks. With the exception of the reports, the Stabilization Plan presented did not address those requirements. The Commission also specifically said to coordinate with John Grenier since he is the engineer of record for the project. Dan Duffy would like to see an overall site plan showing the specific areas delineated that are not stable and what they are proposing to do. He would like to see the details of what the slopes are, what methods will be used based on the site conditions, how thick a layer of topsoil is proposed, what are the minimum specifications, the materials used for the topsoil, will they use some type of temporary erosion on the topsoil (hydroseed and spray mulch), will an erosion control fabric be used. There was an issue with the houses on Compass Circle around the pond that had substantial replanting associated with the areas of buffer zone that were disturbed that were unpermitted. The pine trees still need to be established. The major concern the Commission had is Mr. Haynes' ability to do work on the property since they have been transferred to new owners; he has to have legal permission from the homeowner to access and do the work. Mark Coakley said there is one area where he will have an issue getting access with equipment. Mr. Duffy said what was submitted was not a plan; it was a component of the plan. Mr. Coakley suggested having a graphic representation of the different zones and the status so the Commission can refer to it when reports are received. Mr. Burkhardt also suggested including a performance monitoring period detail. Mr. McGrath said we will want our engineer to continue inspections. Mark Coakley made a motion to authorize Melanie to contact Mr. Haynes and request that \$4,000 be deposited into his 53G account; Mr. Burkhardt seconded; all voted in favor; motion approved. EcoTec will be asked to set up a monitoring schedule for the winter. Mr. Marro was again asked to make it graphically so it will be easy to follow and have it ready for our December meeting. Mr. Haynes and Mr. Grenier will be requested to attend the next meeting; Mr. Marro will inform them.

Onni Wirtanen (5B Cheryl's Way) asked if the builder would be liable for any damage to the backyards while seeding and mulching the slopes. The Commission is asking whether Mr. Haynes has legal access, but it is up to the homeowner to work out the details with the builder; it is not within the Commission's jurisdiction (unless the area is unstable). Mark Anttila (46B Compass Circle) commented that Mr. Haynes may have legal access as the Trustee of the Condominiums/Homeowners Association. He also asked about the slopes/stabilization; Mr. Duffy explained it to him. It was not sure if the plan submitted to the Commission had grading of all the lots; Mr. Marro will ask Mr. Grenier; he should be able to do a pro forma as-built for every lot that has been sodded to date; we need to know what the edge of the lots look like. Peter Garry (3B Cheryl's Way) said his lot required stabilization but it was not listed in the Stabilization Plan; he asked that it be included. It will be discussed further at 7:30 p.m. on December 16th.

Steve Venincasa to discuss the bond for Brookside Apartments (85 Sewall Street) – Mr. Walsh recused himself from the matter. The Commission received a revised Site Stabilization Estimate from Michael Andrade (Graves Engineering) dated November 18, 2019 (\$166,978) for 85 Sewall Street. Also received was a letter from James Tetreault (Thompson-Liston) dated November 13, 2019. Mr. McGrath asked about the plan from MJG for the culvert that was submitted. Mr. Venincasa said it was sent informally to the Commission. Mr. McGrath said the Commission's concern is that it is the same dimensions as what was proposed in the original plan; he will email MJG. Chip Burkhardt asked if there was a sufficient amount of loam on site to spread 25K+ yards; Mr. Venincasa said there was far in excess of that. Mark Coakley commented that there is no Earth Removal Permit; no trucks should be leaving the site with loam. Mr. Venincasa said they plan to pave next week and it will be stabilized. Dan Duffy wanted to see an overall plan as discussed at the last meeting, i.e., construction schedule, activities that will occur throughout this time period, portions of the site that will be disturbed at any point in time. Mr. Venincasa said at the last meeting that the stormwater system is not necessary until there was occupancy. Mr. Duffy said there is a point where stabilizing the site is not going to be sufficient because there will be enough impervious area that that the stormwater system is needed. The Commission requested a construction sequence. Mr. Venincasa said when the road is paved the infiltrator will be done. The Commission needs something from him beyond our engineer saying this is what it will cost to stabilize the site. Chip Burkhardt felt we have a reasonable estimate from Graves Engineering to stabilize the site should something happen. Mr. Venincasa will start working on the bond Tuesday; it should be done within a week. It will need to be reviewed by Town Counsel. He will send a draft to the office to be forwarded to Stephen Madaus.

PUBLIC HEARING – 11 French Drive (Tower Hill Botanic Garden) – Notice of Intent Application and Stormwater Control Permit Application to redevelop the Tower Hill Botanic Garden main entrance off French Drive

A letter from Samiotes Consulting, Inc. was received asking for a continuance to the December 16th meeting. Mark Coakley made a motion to accept the request for continuance; Chip Burkhardt seconded; all voted in favor; motion approved. Mark Coakley made a motion to continue the hearing to 7:00 p.m. on December 16th; Chip Burkhardt seconded; all voted in favor; motion approved.

Jeff Walsh signed certification (as part of the Mullin Rule procedure) that he reviewed all the material (video & draft minutes) pertaining to the Tower Hill matter in order to be able to take part in the upcoming hearing.

COMMISSION BUSINESS

Worcester Sand & Gravel Update – Mr. Trotto was not present. He will be asked to attend the December meeting based on the inspection reports.

Consider Certificate of Compliance Request for Ken Rondeau (114 Nicholas Avenue) DEP#115-383 – The documentation was reviewed. After discussions, Jeff Walsh made a motion to issue a Certificate of Compliance for 114 Nicholas Avenue, DEP #115-383; Chip Burkhardt seconded; all voted in favor; motion approved.

Consider Extension Permit Request for Order of Conditions DEP#115-382 (255 Sewall Street) Worcester Pistol and Rifle Club – Al Bonofiglio and Tom LaRoche were present. Mr. Bonofiglio said the project involves two companies; one from Idaho, the other from Colorado. There was a scheduling issue. They are hoping to have the work done in the spring. The members had questions about the outdoor bullet containment system to be used, specifically the integrated stormwater filtration system and also the operation and maintenance requirements. Mark Coakley made a motion to extend Order of Conditions DEP #115-382 for one year (to 1/18/2021); Dan Duffy seconded; all voted in favor; motion approved. Dan Duffy will contact the company for more information.

Consider Extension Permit Requests for Orders of Condition DEP#115-391 and DEP#115-392 (Lot 7A and Lot 7B Gulf Street) Ball Hill Property Management (Tom Beals) – Chip Burkhardt recused himself from the matter. Tom and Cindy Beals emailed a request asking to extend the two Orders for three years. The members want to visit the site for erosion controls compliance before extending the Orders. The Beals will be asked to attend the December meeting.

Vouchers were approved.

Correspondence and emails were reviewed. A courtesy notification letter was received from SWCA Consultants on behalf of Eversource Energy regarding exempt work on Sewall Street (two temporary geotechnical borings within the existing pavement of Sewall Street located within the 100-foot buffer and Riverfront Area). They will submit an RDA for the gas line extension work.

Dan Duffy made a motion to approve the Meeting Minutes dated October 21, 2019; Chip Burkhardt seconded; all voted in favor; motion approved.

December 16th was confirmed as the next meeting date.

Action items from tonight's meeting: (1) Dan Duffy will contact the range repair company for Worcester Pistol & Rifle to see what the process is for stormwater retention, (2) Joe McGrath

will email MJG about the culvert for 85 Sewall Street, (3) members will visit lots 7A & 7B on Gulf Street.

Dan Duffy went to Barnard Hill. He said the site Mr. May discussed has had some riprap boulders put along the slope with wood chips at the toe of slope and some very limited amounts of wood chips on the unstabilized flat area; looked better than at the last meeting. We asked Rich Chehade to put the rock mat at the location where the paved section meets the dirt section. He will also be reminded to provide an update and to install the construction mat where the current road terminates.

Mike May will be asked for an update and when the Commission can expect the filing discussed last month. The Commission would like to see a filing in December.

Mark Coakley made a motion to adjourn; Jeff Walsh seconded; all voted in favor; motion approved. The meeting adjourned at 8:27 p.m.