



Town of Boylston Conservation Commission conservation@boylston-ma.gov
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REGULAR MEETING MINUTES

DECEMBER 15, 2014

Members Present: Mark Coakley, Chip Burkhardt, Shannon Holgate, Joe McGrath (arrived at 7:10 p.m.)

Members Absent: Jeff Walsh

Others Present: See Attached Sign-In Sheet

Recorder: Melanie Rich

PUBLIC HEARING – (Youssef Chehade) Cross Street – *Request to Amend Order of Conditions DEP File #115-373* for the substitution of a 36' wide box culvert in place of the bridge previously approved.

James Tetreault (Thompson-Liston Associates) was present for the applicant. The company that was going to design, fabricate and deliver the bridge changed the original time frame of six weeks to six months. Another company was chosen and in place of the bridge, a 36' span box culvert will be used. Natural Heritage was contacted and agreed to the change per their letter dated November 6, 2014 which has been recorded at the Registry of Deeds. Natural Heritage did require rip rap slopes since they act as a deterrent for salamanders. The inside height will be 7' 604.5 and the inside ceiling will be 611.5 per the requirements of Natural Heritage. The members had no issues. The ad fee of \$34.50 is still outstanding.

Mike May (603 Cross Street abutter) asked for a better understanding of the seasonal water flow and if it would have any impact to his property with the placement of the culvert. Mr. Tetreault said the 604.5 existing grade is higher than the grade to the south and higher than the grade to the north. They conducted a draining divide to chart what is flowing to different abutters. He said it is a divide point so there will not be water going to Vachon's property going south to the wetland or the water from the wetland going to north getting to Vachons. It is a split point. On the ground you will see it being 31' wide and 7' high; there will be no impact. Mr. May also asked for clarification as to the 40 acre parcel (South side of Perry Road) and if it was going to be donated to Conservation and become a tax-exempt parcel or transferred to the Natural Heritage Endangered Species Program. Mr. Tetreault said the NHESP does not take title or responsibility; the property owner would find a steward. Mr. May asked if it was being donated to Conservation and was told the Commission has not been approached. Mark Coakley made a motion to close the Public Hearing; Joe McGrath seconded the motion; all voted in favor; motion approved. Chip Burkhardt made a motion to issue an Amended Order of Conditions to DEP File No. 115-373, with Special Condition #18 stating that this Amended Order of Conditions refers to DEP File Number 115-373 issued on May 22, 2014 to Youssef Chehade and recorded in Book 52414, Page 181 at the Worcester District Registry of Deeds. All previous conditions shall remain in effect. Joe McGrath seconded the motion; all voted in favor; motion approved. Also related to the project, the applicant needed Conservation approval on the Building Permit for the

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retaining wall. Mark Coakley made a motion to approve the Building Permit; Shannon Holgate seconded the motion; all voted in favor; motion approved.

Compass Pointe – An email was received this afternoon from Mr. Venincasa asking to be put on the schedule for next month because they are still waiting for the bond. The reason for the delay is that they are going to be making some changes at Compass Pointe and have been in contact with Ralph Viscomi from the Planning Board. They are going to need one more month to finalize everything at Compass Pointe.

Bill Manter (Tennessee Gas Pipeline Discussion) – Mr. Manter and Lyle Foley were in attendance representing the “Stop the Pipeline Boylston”. Mr. Manter submitted along with drawings, letters from the Townsend Conservation Commission, DEP and the Fisheries and Wildlife Board. The lateral proposed, which is a 12” pipe vs. a 36” pipe, is to be picked up in Bolton flats in Lancaster, then the Hudson to Fitchburg existing lateral, and tap into that and bring it through Lancaster Bolton, Berlin, Boylston, some properties in Northborough by Davidians as well as some properties in Shrewsbury by St. Pierre Cable and Wiring. Information is available for download from MassPLAN.org or Stopthepipeline.org. Documentation is prepared by firms that are helping to stop the pipeline all throughout Massachusetts. Kinder Morgan’s maps that were used are 20+ years old and outdated. Mr. Manter said they are using USGS mapping and overlay that shows housing and subdivisions that were not in existence twenty years ago. Impacted would be Wrack Meadow, Rocky Pond Watershed, Cold Harbor Brook, Stiles Brook, Barnard Hill, Cushing Swamp, the rifle range, Sewall Brook, Fuller property, Worcester Sand and Gravel, Camp Harrington and town property. It is his contention and Representative Naughton’s that because the pipeline lateral taps into an existing lateral in Lancaster and goes to an existing pipeline system in Worcester and never touches the 36” high pressure line (whether it comes through Orange or Townsend or New Hampshire), it should be considered an “intrastate” pipeline connection and not an “interstate” pipeline connection. Therefore, the bypassing of the state DEP 401B should not be allowed and local Conservation Commissions should be consulted along with the National Historic Preservation Act, Clean Water Act, etc. He will keep the Commission updated.

COMMISSION BUSINESS

Vouchers were approved.

Mark Coakley made a motion to approve the Meeting Minutes dated November 17, 2014; Joe McGrath seconded the motion; all voted in favor; motion approved.

Due to the regular meeting date falling on Martin Luther King Day, Tuesday, January 20, 2015 was confirmed as the date for the next meeting.

Pleasant Hill Estates (Stormwater and Drainage Structures Maintenance) – Tabled to next month. The information needed should have been for Pleasant Hill Farms.

30 Stiles Road (Gerald Sarno) – Violation from August Meeting – Because a filing was not submitted, Chip Burkhardt made a motion to issue an Enforcement Order requiring the owner to cease and desist and file a restoration plan for the drainage/construction ditch within 200’ of the

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resource area by January 20, 2015; Mark Coakley seconded the motion; all voted in favor; motion approved.

FY16 Budget – Joe McGrath said the current budget is as follows: Clerical Wages \$16,209; Expenses 750, and Stormwater Management \$10,000. The commission agreed to keep the Expense and Stormwater Management line items as is and request an increase in the Clerical Wages line item. Joe McGrath made a motion to increase the Clerical Wage line item by \$4,540 for FY16 to \$20,750 and will detail the justification; Mark Coakley seconded the motion; all voted in favor; motion approved.

Joe McGrath will respond to a telephone message from Samantha Allen (T&G reporter) regarding Summer Star Wildlife Management.

Certificate of Compliance Request (29 Midland Road, DEP File No. 115-370) – Glenn Krevosky (EBT Environmental) is requesting a Certificate of Compliance. An Order of Conditions was issued January 2, 2014. Mr. Krevosky supplied the BOH approved plan, as-built plan and photos of the site. Having no issues, Joe McGrath made a motion to issue a Certificate of Compliance; Mark Coakley seconded the motion; all voted in favor; motion approved.

Mark Coakley made a motion to adjourn; Chip Burkhardt seconded; all voted in favor; motion approved. The meeting was adjourned by unanimous vote at 8:10 p.m.