



MEDWAY CONSERVATION COMMISSION MEETING
155 Village Street Sanford Hall, Medway, MA 02053
April 25, 2019 – 7:30 P.M.

The Medway Conservation Commission (CONCOM) held its regularly scheduled meeting on April 25, 2019 at Sanford Hall, Medway, MA. In attendance were members, Dave Travalini, Brian Snow, David Blackwell, Dayna Gill, Margery Queenan, Bridget Graziano, ConCom Agent, and Tracy Rozak, Recording Secretary.

Absent: Scott Salvucci, Ken McKay

The meeting was called to order by the Conservation Commission Chairman, Mr. Travalini at 7:40pm.

Mr. Travalini asked the members of the board if there were any additional items that anyone would like to add to the agenda. Ms. Graziano stated she would like to add a discussion about the Climate Change grant she is applying for and would like the Commission to vote on having her write a letter of support for the grant.

Mr. Travalini made a motion to add a discussion about the supporting the Municipal Vulnerability Preparedness grant and directing Ms. Graziano to write a letter of support. Mr. Blackwell seconded the motion and it was voted to approve 5-0-0.

Request for Determination of Applicability

11 Applegate Road (RDA 19-15) proposed removal of 6 white pine trees within the 25' no disturb zone

Mr. Andrew Paige, 11 Applegate Road was present for the meeting and stated the trees have come down and we talked about a replanting plan. He had an arborist come out and the arborist asked where are you going to put these trees? He is fine with planting a couple of trees but where exactly do you want them? Replacing one for one doesn't make sense because there is no room to do that. Mr. Page asked what type of trees he should plant. Mr. Travalini stated he should plant trees that are native to the area. Ms. Graziano asked if it would be ok if he substituted a row of shrubs instead of a tree. She thought sheep laurel or mountain laurel would be good. Mr. Travalini stated that it cannot result in a landscaped area with mulch as it needs to stay natural to replace the lost area of trees.

Mr. Travalini stated that there are spots available to put trees. He request that Mr. Paige's arborist to draft a plan and bring it before the Commission. Otherwise you're in violation. Mr. Paige stated if he puts trees in there it will disturb the vegetation existing today. Mr. Travalini states these replacement trees will be small and you don't need to bring in big equipment to plant them. Therefore, there will be no disturbance. Mr. Paige stated he thinks these trees will cause a problem later when they grow tall. Mr. Travalini stated lots of people have big oaks and pines near their houses it just depends on the health of the trees. If they are well planted and well rooted they will survive. Mr. Paige stated he planned to put blueberry or raspberry bushes in that area anyway.

Mr. Travalini stated it might be best to hold off on the plantings until the area is stabilized. It might be best to do the plantings in the fall. They will have a much better chance for survival if planted in the fall. Mr. Travalini stated he should come back with an arborist plan to the next meeting he is available. Mr Paige stated May 23, 2019.

Mr. Travalini made a motion to continue to 11 Applegate Road (RDA 19-15) to the May 9, 2019 meeting at 7:45 pm. Mr. Blackwell seconded the motion and it was voted to approve 5-0-0.

12 West Street Station 54 (RDA-19-16) proposal to install an underground conduit for Eversource Station 65

Ms. Amanda Houle from Tight and Bond and Ms. Denise Bartone of Eversource were present for the meeting. Ms. Houle distributed the plan and stated Eversource is proposing to install another conduit where you see the red line on the plan and no more than 3 feet deep will be back filled. The applicant is proposing to use compost socks at the Agent's request. They looked at the wetlands and there was some question as to if it could be an isolated wetland. The area is only 2,500 square feet. 5,000 square feet are regulated under the bylaw. They are seeking to see if the work can be exempt under the bylaw. Ms. Gill asked how long the construction will take. Ms. Bartone stated 3-4 days. Mr. Travalini stated that without further review it is still unclear if there is a connection to the adjacent wetland under the roadway through a culvert. So Mr. Travalini thought it best to considered it bordering unless there is sufficient evidence to show it is isolated. He thinks there is a connection. Mr. Travalini asked if the compost socks will be tied into the fence. Ms. Houle stated yes they will. Ms. Graziano stated there is some parking and staging near the line and they asked them to move it back 100 feet from a Bordering Vegetated Wetlands that may have a vernal pool within it. Ms. Bartone stated she spoke to the distribution and they will be removing the rails by Saturday and will not park in that area. Mr. Snow asked if they could put up a split rail fence. Ms. Bartone said no but they could put up some no parking signs. Mr. Travalini stated that would be as long as she realizes that if they drive by and see cars parking there then they will be in violation. Then they will have to take up more robust measures. Mr. Travalini asked if anyone had any questions. There were none.

Mr. Travalini made a motion to issue a positive 5 negative 3 for 12 West Street Station 54 (RDA-19-16) with the following conditions: Establish a compost sock as shown on the new plan dated 4/25/19, no fueling or servicing of equipment near the wetland resources and all disturbed areas will be reseeded and restored. Mr. Snow seconded the motion and it was voted to approve 5-0-0.

Request for Certificate of Compliance

(DEP #216-0911) 0, 1, 3 Glen Brook Way and 31, 37 West Street proposal for a 5 Building Apartment Complex Requesting Certificate of Compliance for work never commenced

Per the request of the Conservation Agent, Mr. Travalini made a motion to issue a certificate of compliance that the order is invalid because work never commenced for (DEP #216-0911) 0, 1, 3 Glen Brook Way and 31, 37 West Street Ms. Queenan seconded the motion and it was voted to approve 5-0-0.

Discussion #1 Tree Protection Bylaw Proposal

Not discussed

Discussion #2 Medway Wetland Regulation update

Not discussed.

Discussion # 3 Mass Preparedness grant

Mr. Travalini made a motion to authorize Ms Graziano to write a letter of support for the Mass Preparedness grant. Ms. Queenan seconded the motion and it was voted to approve d 5-0-0.

Public Hearing #1 – 39 Main Street Notice of Intent (DEP #216-093X) proposal to constructed a 190 unit apartment complex with stormwater management system, parking, roads, landscaping, and utilities

Per the request of the applicant, Mr. Travalini made a motion to continue 39 Main Street Notice of Intent (DEP #216-093X) to the May 2, 2019 meeting at 7:45 pm. Ms. Queenan seconded the motion and it was voted to approve 5-0-0.

Public Hearing #2 -continued 4/11/19) 54R Adams Street Notice of Intent (DEP #216-093X) proposal to construct a boardwalk across an intermittent stream and Bordering Vegetated Wetland and small footbridge east of the proposed boardwalk

Mr. Jim Wieler and Mr. Jim Wickis were present for the meeting, Mr. Wieler stated Paul Atwood could not make the meeting tonight but he left the materials with him. Mr. Atwood redrew the plan and they avoided the tree to the north closer to 208.5. They also put the two

observation decks on the plan. Mr. Wieler also has the drawings for boardwalk # 2 and footbridge # 5. Mr. Travalini asked if the entire footbridge will be out of the water. Mr. Wieler stated yes. You will come down a bit of a slope to get to the ramp. They could raise it up more onto concrete blocks then use ramps. Mr. Wieler stated the boardwalk is about 15 feet long and about 6 feet wide. There will not be any handrails as they are not required if you are less than 30 inches off the ground. Ms. Graziano asked who is constructing the bridge. Mr. Wieler stated most likely the girl or boy scouts. They will build it onsite and he spoke to the closest condo owner and he was very supportive of the project. Ms. Graziano asked about the UTV use and Fire? Mr. Wieler stated they are ok with it just the most recent footbridge needs to be lowered. They are not sure who will construct the boardwalk yet but it will be similar to the other boardwalks.

Ms. Graziano asked about the adjustment to the boardwalk since the last hearing. It seems longer. Ms. Graziano came up with 318 square feet over the vegetation with the ramps. The ramps are outside of the resource area but the boardwalk is inside the resource area. Ms. Graziano asked if they can get the engineering plan like the other boardwalk proposal showing the location of helical pilings. Mr. Travalini stated they can make it part of the Order of Conditions. Mr. Travalini asked about the observation decks. Mr. Wieler stated they are not ready to discuss those yet they just put them on the plan as place holders.

Mr. Travalini asked if anyone had questions. There were none. Mr. Travalini stated they do not have a DEP number yet so this hearing must be continued.

Per the request of the applicant, Mr. Travalini made a motion to continue 54R Adams Street Notice of Intent (DEP #216-093X) to the May 9, 2019 meeting at 7:45 PM. Ms. Queenan seconded the motion and it was approved 5-0-0.

Public Hearing #3 (continued from 3/28/19, 4/11/19) 23 West Street/ 32 Stone Drive New England Power Notice of Intent (DEP #216-0932) proposal to complete refurbishment of Transmission Lines 303 & 315/327/3520 through (3) structure replacements, widening of access roads, upgrades and work pad construction

Ms. Alison Milliman was present for the hearing. Ms. Graziano stated she sent a request for information based on the April 4th meeting. She stated the Conservation had asked that they use another access road as an alternative road either from the abutter or one that is there. They can use access the road shown in purple on the new plan. She also wanted a delineation of the bank but this was not done because they are not going to cross that anymore. She also asked about Hopping Brook as high water as they did an approximate location using aerial photography and added 200 feet. GeoTech cleared this area up avoid use of swamp mats within the area that Ms. Graziano noted was a portion of the quarry and without fill the hill would not support swamp mats. Ms. Milliman stated this is a 3 pole structure and there is a 3 pole structure there now and the new one will be similar to that one. There will be an environmental monitor on site full time. Mr. Travalini wants to ensure the soil is contained to the swamp mats. Mr. Travalini asked if they could use compost socks around the sides the mats. Ms. Milliman agreed. Ms. Graziano

asked about the slope. Ms. Milliman stated she spoke with the project managers and they agreed to limit the workspace to a smaller area and stay off the slope. Ms. Milliman stated they also shifted structure #37 to the southwest a little to move it farther away from the wetlands. # 436 will only be mowed, no grading. Ms. Graziano asked about the two flags in the perched vernal pool area. It is off the property but within the 100 foot buffer near # 436. They went out and found some wood frogs. However, this area has not been designated a vernal pool at this time. Ms. Milliman stated they will be bringing in washed stone for the access road and the only other material to be brought in is top soil for restoration.

Ms. Graziano stated the access road has changed from 12 feet to 20 feet. Ms. Milliman stated they need it this wide to bring in their equipment and therefore need to widen the existing roads to accommodate the new equipment. They are replacing the structures so they will be using very large cranes to bring in the poles, 100 foot tall buckets and concrete trucks. Ms. Milliman stated the road is in pretty bad shape and needs some work like bringing in washed stone to fill in pot holes. Mr. Travalini thinks a 20 foot wide road is too big and unnecessary. Mr. Snow asked about the road near the #436 area- why does the road go down again. Ms. Milliman stated they will have continuous access into Bellingham. Mr. Snow asked if the area in # 202 will be permanently altered. Ms. Milliman stated they will be doing some minor grading, basically lowering on one side and higher on the other side to make it more flat. Mr. Snow stated they could improve the other road instead (which is farther away from the wetland). Ms. Milliman stated that road would require substantially more earth work. Ms. Milliman will check with the project managers on that. Ms. Milliman recapped and stated they will add a structure at #436, add perimeter controls, request grading and improving the road on the east side instead and erosion control around the back side of #438. Ms. Graziano stated the Conservation will schedule a site walk and she will work on the Order of Conditions.

Per the request of the applicant, Mr. Travalini made a motion to continue 23 West Street/ 32 Stone Drive New England Power Notice of Intent (DEP #216-0932) to the May 9, 2019 at 7:45 pm. Mr. Blackwell seconded the motion and it was voted to approve 5-0-0.

Meeting Minutes

7/26/18, 12/13/18, 1/10/19, 2/14/18, 2/28/19, 3/14/19, 3/28/19, 4/11/19

No meeting minutes were approved at this meeting.

Agent Report

- Review the CPC proposal for funding

Not discussed

- Clarification on work authorized at the Amphitheatre, parking, center island, etc

Ms. Graziano stated she needs to know what the commission decided to do for the parking area and she would like the Conservation to vote on it. She thought the commission said okay to using old telephone poles to demarcate the parking spots. Mr. Travalini stated they are using a

haphazard approach and would like to see a clear plan on what they plan to do. Ms. Graziano stated everyone is asking so many questions that it is hard to keep track of everything. Mr. Travalini stated that is why the Parks Department needs to submit a clear plan. Ms. Graziano asked about the one Ash tree in the middle of the parking area. Mr. Wickis stated Steve Peru from DPS suggested removing the island to have more room to maneuver. Ms. Graziano thought it would be a good idea to plant native species in the round about. She thinks it would be good to have the Conway School come in and do a new design of the area to find the best use. Mr. Travalini stated the funding for this should come out of the Parks Department budget. Ms. Graziano stated they have some money in the budget and would like to see a better thought out plan. Mr. Travalini stated they will not approve taking down the ash tree or removing the island until they see a complete plan. Right now it's just a mish mash of requests.

Chair Report

Adjourn

Ms. Queenan made a motion to adjourn the meeting at 9:50 pm. Ms. Gill seconded the motion and it was voted to approve 5-0-0.

Respectively submitted by

Tracy Rozak

Documents Presented at the April 25, 2019

All documents shall be kept in the Conservation Commission Office files

Request for Determination of Applicability

- **11 Applegate Road (RDA 19-15) proposed removal of 6 white pine trees within the 25' no disturb zone**
 - Letter from the applicant dated April 11, 2019
 - WPA Form 1 submitted March 23, 2019
 - Plan titled,
- **12 West Street Station 54 (RDA-19-16) proposal to install an underground conduit for Eversource Station 65**
 - WPA Form 1 with summary
 - Plan titled, "Eversource Underground Conduit Installation Station 65 West Street Medway, MA", by Tighe and Bond dated April 2019

Public Hearings

Public Hearing #2 -continued 4/11/19) 54R Adams Street Notice of Intent (DEP #216-093X) proposal to construct a boardwalk across an intermittent stream and Bordering Vegetated Wetland and small footbridge east of the proposed boardwalk

- WPA Form 3
- Plan titled, "Plot Plan of Land in Medway" by Paul Atwood dated, February 21, 2019
- Plan titled, "Plan/Profile of Prop Boardwalk #2 for Notice of Intent" by Paul Atwood, dated April 19, 2019

Public Hearing #3 (continued from 3/28/19, 4/11/19) 23 West Street/ 32 Stone Drive New England Power Notice of Intent (DEP #216-0932) proposal to complete refurbishment of Transmission Lines 303 & 315/327/3520 through (3) structure replacements, widening of access roads, upgrades and work pad construction

- WPA Form 3
- Plan titled, "315/327/303/3520 Line Refurbishment Project Notice of Intent Map" by BSC Group for Eversource Energy, dated 3/6/19, revised April 18, 2019
- Expanded Environmental Notification Form 315/327/303/3520 Transmission Line Refurbishment Project
- Email response from Alison Milliman dated April 22, 2018