



**MEDWAY CONSERVATION COMMISSION MEETING**  
**155 Village Street Sanford Hall, Medway, MA 02053**  
**October 24, 2019 – 7:30 P.M.**

The Medway Conservation Commission (CONCOM) held its regularly scheduled meeting on October 24, 2019 at Sanford Hall, Medway, MA. In attendance were members, Dave Travalini, Brian Snow, David Blackwell, Keith Downing, Scott Salvucci, Dayna Gill, Bridget Graziano, ConCom Agent, and Tracy Rozak, Recording Secretary.

Absent: Ken McKay

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

The chairman asked if anyone had anything to add to the agenda. There were none.

Mr. Travalini stated he received a request from the Oak Grove Committee asking if one or two of the commissioners could attend their next meeting on November 4<sup>th</sup> at 7:15 pm. Dave, Dave and Keith will go.

**Request for Certificate of Compliance**

- **148 Summer Street (DEP #216-933)** – proposal to install a replacement septic system

Mr. DeSimone was present for this meeting.

Ms. Graziano stated she inspected this on 10/1/19 and the fence was put up but the erosion controls were still up and there was a little blow out of sediment that needs to be cleaned up.

***Per the request of the applicant, Mr. Travalini made a motion to continue 148 Summer Street (DEP #216-933) to the November 14, 2019 meeting at 7:30 pm. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.***

- **158, 160, 162 Holliston Street (DEP #216-0661)** – Proposed shared driveway to 3 ANR lots, wetlands replication

The applicant was not present for this meeting. Ms. Graziano stated she went out and looked at the property and there is still stuff that needs to be done.

***Mr. Travalini made a motion to deny the Certificate of Compliance for 158, 160, 162 Holliston Street (DEP #216-0661) because the work was not done and the applicant is not here to request a continuance. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.***

### **Request for Determination of Applicability**

- **81 Lovering Street (RDA-20-08)** proposal for removal of the existing barn with some regrading

Mr. DeSimone and Mr. Larkin were person for the meeting. Ms. Graziano stated they still don't have the land disturbance permit. Mr. DeSimone stated Dan is working on that but he changed the lot lines so they need to go before the planning board.

***Mr. Travalini made a motion to issue positive five, negative three determination for RDA 20-08 - 81 Lovering Street with the additional condition that a land disturbance permit be given to the commission***

*prior to any work being done. Ms. Gill seconded the motion and it was voted to approve 6-0-0.*

- **12 Bramble Road (RDA-20-07)** proposal to clear cut the buffer zone

Mr. Bob Higgins was present for the meeting and stated at the last meeting they originally were going to clear out the back area all the way to the big pine. This seemed like too much destruction to the natural forest area and the wildlife. He asked the commission to come out and look at the land and tell him what they think. Mr. Travalini came out and looked at it. They decided to pull the lawn out a bit and only take out 3-4 trees instead of the original 6-7. He will be about 35 feet away from the buffer zone and he will put rocks and bushes around it.

Mr. Travalini asked if anyone had any questions. There were none.

Mr. Travalini asked that he put stakes in at the 25-foot line and 35 feet from the wetland before any work is done. The conservation agent needs to come out and inspect and approve it before any work is done. No refueling of equipment or storing of equipment in the buffer zone. Once vegetation is growing, they should call the agent to remove the erosion controls. If they bring in any outside materials such fill the commission wants to know what it is and where it is from. Mr. Travalini requested that they use filter mits to protect the wetlands.

***Mr. Travalini issued a positive five negative three determination 12 Bramble Road (RDA-20-07) with the conditions listed above. Mr. Snow seconded the motion and it was voted to approve 5-0-1.***

**Request for Extension to Order of Conditions**

- **9 Summer Street (DEP 3216-0854)** – Expansion to the existing power plant, stormwater management system, reconfiguration of roadways, wetlands replication

Ms. Graziano stated their order of conditions expires soon and they are asking for a minor extension to finish up.

*Mr. Travalini made a motion to issue an extension for 90 days to the Order of Conditions for 9 Summer Street (DEP 3216-0854) Mr. Blackwell seconded the motion and it was voted to approve 5-0-1.*

**Public Hearing #1 – 274 Village Street Notice of Intent (DEP #216-0940) proposal to construct a 14-unit multifamily development with landscaping, utilities, driveway, parking, and stormwater management system**

- Document titled, “Notice of Intent for William Wallace Village Medway, MA” by Legacy Engineering, LLC, dated July 9, 2019
- Document titled, “Stormwater Report for William Wallace Village” by Legacy Engineering, dated June 25, 2019
- Plan titled, “William Wallace Village Site Plan Medway, MA” by Legacy Engineering, dated June 25, 2019

Mr. Dan Merrikin from Legacy Engineering was present for the hearing and stated since the last meeting, the DPW gave them some comments which they addressed, they added a few notes about water and sewer services and the design of the front water infiltration has changed a bit but not substantially. They meet all the standards and regulations. There is a cultech system and the outlets come out through the separator row and tie in to the main body.

Ms. Graziano stated they removed the Conservation Easement for the Rail Trail from the plan as there is no way to draft a legal condition for

this. Mr. Merrikin stated he does not object if they put that in as a surviving condition for the new owner. If it is later determined they own the easement, then they will convey an easement.

***Mr. Travalini made a motion to close the hearing for DPW 216-940-274 Village Street. Mr. Blackwell seconded the motion and it was voted to approve 5-0-1.***

***Mr. Travalini read the following statement: The Medway Conservation Commission makes the following findings relative to the Notice of Intent Application DEP File # 216-0940:***

***a) The boundaries of Wetland Resource Areas considered in this Notice of Intent review were defined by a combination of methods:***

- Bordering Vegetated Wetlands were defined during the Notice of Intent Process;***

***b) The Commission hereby finds that the work proposed for construction of a 15 unit multi-family housing with associated driveways, parking, landscaping, and stormwater management system, was presented at a public hearing where the applicant presented evidence sufficient to demonstrate that the proposed activity meets the provisions under 310 CMR 10.02 (2)(b) & (3), 310 CMR 10.02(5), 310 CMR 10.05(6)(k-o), and Medway General Bylaw Article XXI Regulations and the performance standards under Section 3.01, 3.02, 3.03, 3.04, and Section 5. Additionally, the applicant has met the performance standards of the Medway General Bylaw Stormwater Bylaw Article XXVI.***

***c) The Commission has granted a waiver of the 0-25' No Alteration Zone under Section 7 of Article XXI Regulations for work to restore altered buffer zone only through the***

*removal of concrete pads. These areas are proposed to be seeded with a native seed mix and allowed to re-vegetate to a natural buffer zone.*

*d) It was noted that all conditions of this Order must be met in order to meet the above mentioned provisions. The Commission additionally finds that the work must be conditioned to protect all interests of the MA Wetlands Protection Act and the Medway General Wetlands Protection Bylaw.*

*e) Additionally, the Medway Conservation Commission finds that the following conditions are necessary in order to protect the wetland resource for the duration of this proposed project. The Commission orders that all work shall be performed in accordance with said conditions and with the Notice of Intent referenced in the Special Conditions, section of this Order.*

***Mr. Blackwell seconded the motion and it was voted to approve 5-0-1.***

**Public Hearing #2– 7 Iarussi Way (DEP#216-0945) Notice of Intent for proposal to construct an addition to the existing single family dwelling, with a pool house, pool, patio and in ground trampoline**

- WPA Form 3
- Plan titled, “Proposed pool site plan” 7 Iarussi Way Medway, MA by GLM Engineering dated 10-082019

Ms. Joyce Hastings from GLM Engineering was present for the hearing. She stated this proposal is for an existing house and all work will be done within the existing lawn- an addition, small pool with patio and a pool shed. The patio will tie into the existing patio. They also want to put in an in ground trampoline and a fire pit. Ms. Graziano asked for the

impervious calculations. Ms. Hastings stated the max allowed is 25 percent total impervious surface and they will be at 21.9. Ms. Graziano stated since the erosion controls are so close to the road she wants them to wrap the erosion controls barriers around the stockpiles. She would also like them to put erosion controls up to the house so nobody drives over the septic. Ms. Graziano asked how the trampoline will be stabilized. Ms. Hastings replied that it will be stabilized by a wall that surrounds the entire trampoline. The pool is a salt water pool and they will not put any water into the 100 foot buffer zone. The well will be conditioned. No trees are coming down. The soil is deep sandy soil. Ms. Graziano would like granite markers installed. Ms. Hastings stated the previous markers are still there.

Ms. Graziano stated she needs a copy of Manufacturer's manual for the pool. Mr. Snow stated there needs to be a fence around the pool and it needs to be shown on the plan.

***Mr. Travalini made a motion to continue 7 Iarussi Way (DEP#216-0945) to the November 14 2019 meeting at 7:45 pm. Mr. Snow seconded the motion and it was voted to approve 6-0-0.***

**Public Hearing #3 - 4 Marc Road (DEP #216-0943) Notice of Intent removal of sediment from stream**

- WPA Form 3
- Stormwater Calculations
- Plans titled, NOI Site Plan 4 Marc Road, Medway, MA' by DGT Associates, dated September 19, 2019

Mr. Bert Corey and Mr. Joe Losanno were present for the hearing. They stated they had a peer review done by Tetra Tech and they have addressed all of their questions. They have revised the plans and have met with the planning board. They are going to use a small machine and

check the pipes that empty out. They added a note to the plan that the contractor will jet out and clean the lines. Ms. Graziano stated she needs hard copies of all the materials that they emailed to her.

Mr. Travalini asked if anyone had any question. There were none.

***Per the request of the applicant Mr. Travalini made a motion to continue 79 Lovering Street DEP #216-094x to the November 14, 2019 at 7:45 pm. Mr. Snow seconded the motion and it was voted to approve 6-0-0.***

**Public Hearing #4 – 79 Lovering Street DEP #216-094x) proposal to construct a two family dwelling, driveway, utilities, and landscaping**

- WPA Form 3
- Plan titled, “Proposed Structure Plan of Land in Medway, MA” by Colonial Engineering, dated August 19, 2019

***Per the request of the applicant, Mr. Travalini made a request to continue 79 Lovering Street DEP #216-094x) to the November 14, 2019 meeting at 7:45 pm. Mr. Snow seconded the motion and it was voted to approve 6-0-0.***

**Public Hearing #5 – 1 Sherwood Drive (DEP #216-0944) proposal to construct fencing with the 25’ No Alteration**

- WPA Form 3
- Plans titled, “Proposed Fence Plan of Land” by Colonial Engineering, dated August 7, 2019
- Letter titled, “Waiver Request” dated September 15, 2019

Mr. DeSimone and Mr. Ryan Spiess were present for the hearing. Mr. DeSimone stated the fence is shown on red in the plan. The applicant wants to put up a vinyl fence to keep his dog in the yard. Ms. Graziano



asked that he leave six inches of wild life under the fence. Mr. Spiess stated he could do that. Ms. Graziano stated she will put in a condition that they don't put stockpiles in the swale area.

***Mr. Travalini made a motion to close the hearing for – 1 Sherwood Drive (DEP #216-0944). Mr. Snow seconded the motion and it was voted to approve 6-0-0.***

***Mr. Travalini made a motion to approve the proposal for 1 Sherwood Drive (DEP #216-0944) to construct fencing with the 25' No Alteration***

***The Commission hereby finds that the work proposed for the installation of fencing was presented at a public hearing where the applicant presented evidence sufficient to demonstrate that the proposed activity if conditioned meets the provisions under 310 CMR 10.02 (2) (b) & (3) and Medway General Bylaw Article XXI Regulations and the performance standards under Section 3.04 and 5. The Conservation Commission finds to a waiver of the 0-25' No Alteration Zone under Section 7 of the Medway General Bylaws Article XXI regulations. The waiver was granted based on the fact that the work would be within existing lawn and would not require the removal of buffer zone vegetation.***

***Mr. Snow seconded the motion and it was voted to approve 6-0-0.***

## **Public Hearing #6 - Medway Wetlands Regulation Amendments**

Page 21, 22 – no changes

Section 13- staking the site. Mr. Travalini stated they would incorporate this into 12.0 site plans.

They will review section 14 at the next meeting.

## **Discussion #1 - Tree Protection Bylaw Proposal**

*Not Discussed*

### **Meeting Minutes Approval of minutes**

2/14/18- previously approved

2/28/19 - previously approved

3/14/19 –previously approved

3/28/19 – previously approved

5/9/19

7/11/19

7/25/19

*Mr. Snow made a motion to approve the minutes from 7/11/19, 7/25/19, and 8/8/19 meetings with the minor modifications that he sent to Ms. Graziano. Mr. Blackwell seconded the motion and it was voted to approve 6-0-0.*

Mr. Snow stated that he'd like to change the format of the meeting minutes and discussed this with the commission. The desire is for less text and to have the same format for each hearing which will be easier to find information faster. Tracy will review it and try to use the new form at the next meeting. The commission members can try to use the new form by hand at each meeting as well.

### **Agent Report**

### **Chair Report**

## **Adjourn**

*Mr. Blackwell made a motion to adjourn the meeting at 9:30 pm. Mr. Snow seconded the motion and it was approved 6-0-0.*

Next Scheduled Public Meeting: November 14, 2019 at 7:30PM\*  
Sanford Hall, Town Hall 155 Village Street, Medway, MA 02053

## **Documents Presented at the October 24, 2019 meeting**

All documents shall be kept in the Conservation Commission Office files

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**Public Hearing #6 - Medway Wetlands Regulation Amendments**

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