

**Conservation Commission
Meeting Minutes**

Minutes of December 13, 2017

Members present: John Marc Aurele, Joshua Soojian, JoAnn Schold

Meeting called to order at 6:35PM

Certificate of Compliance

408 (1) Stafford Street Solar Farm CONT (National Grid DEP#197-0578)

No one present – will not be back on agenda until evidence is submitted that all work had been completed.

10 Lake Shore Drive (DEP#197-315)

Mr. Richard Carr in attendance.

An Engineer's letter was not included with the request.

Mr. Carr gave a brief history.

There are 5 parcels under the same deed and ownership and each parcel has it's own parcel ID, all taxed separately and separated by roads or rights of ways.

In 2003, the contractor submitted an NOI application for 10 Lake Shore Drive on parcel I.D. A1, and built the house on the parcel ID E1.

Mr. Carr was interested purchasing the parcel A1, which is vacant, but the bank won't approve the purchase until the Order of Conditions was cleared for 10 Lake Shore Drive.

He asked what he needed to do to get this corrected.

The Commissioners explained the Registry of Deeds files by address and not by parcel.

Therefore, the address being 10 Lake Shore Drive, effects Parcel E1 as well as A1.

When requesting a Certificate of Compliance, the applicant has to show the work under the Order was completed and the Order of Conditions was issued for 10 Lake Shore Drive.

The Commissioners agreed that before the next meeting, visit the site and check if work was completed under the Order of Conditions issued for 10 Lake Shore Drive.

Continued to January 17, 2018.

Request for Determination

209 Clark Street – septic repair

Mr. Raouf Mankaryous and Ronda Towadrez of Alpha Omega Engineering in attendance.

Mr. Mankaryous reviewed the application.

They are proposing to replace the existing failed septic system (in groundwater) within the 100-foot buffer from the edge of the wetlands. However, the proposed septic system will be outside of the 50-foot buffer zone.

Hearing no discussion or questions, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to recommend a Negative Determination #3, “The work described in the request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions: 1) Notify Conservation Office when hay bales/silt fence line is installed and prior to the start of any work for a site inspection.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Notice of Intent

Burncoat Pond Dam CONT (general improvements & repairs to dam)

Mr. Shawn King & Ms. Robin Casioppo of Fuss & O’Neil in attendance.

Mr. Marc Aurele read the notice into the record and then opened the meeting to discussion.

Mr. King said the work won’t be done during drawdown. There won’t be access through the pond, but proposing a temporary wetland crossing across at the downstream channel that’s in an area where there is currently placed rock that provides protection to the dam. There will also be the use of timber mats to allow access to cross.

The wetlands on the top side of the dam will not be impacted; everything will be on the downstream.

Tree removal is very limited and will be towards the right abutment. Anything within 20-feet of the dam toe and abutments will be removed to make sure the roots aren’t affecting the dam.

Dam Safety gave no further recommendations other than making sure an engineer was on site during this process.

Hearing no further discussion or questions, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to approve the NOI Application for Robert Dirs, Burncoat Pond Watershed District for general improvements & repairs to the dam with the following conditions:

1) Estimate upstream and downstream flow rates during drawdown and refill should be provided to the Commission to ensure sufficient flow rates at all times; 2) during the lake refill periods, DFG recommends that 0.5 cfs be maintained at the outflow; 3) applicants should propose a contingency strategy to the Commission to maintain downstream flow in the event of drought conditions; 4) notify the Conservation Commission at least 48-hours prior to the start of any work on site.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Waite Street Dam (general improvements & repair to dam)

Continued to January 17 - No DEP number received

690 Stafford Street (replication & restoration)

Mr. Glenn Krevosky of EBT Environmental Consultants and Mr. Erich Berantuo, owner of property in attendance.

Mr. Marc Aurele read the notice into the record and then opened the meeting to discussion.

Mr. Krevosky reviewed the application.

They are proposing to replicate the original wetlands lost, replicate the wetlands under the asphalt parking area and restore (in place) the wetlands located directly west of the parking area.

The lost wetland under the asphalt would be replicated at 1.5 to 1.

The Commissioners recommended work be completed within a 12-month period and standard replication/restoration conditions apply.

Hearing no further questions or discussion, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to approve the NOI Application for replication and restoration at 690 Stafford Street, Rochdale, with the following conditions: Replication and restoration areas be completed within a 12-month period; Commencement of work contingent upon submittal of replication bond to the Town of Leicester; prior to the start of work, notify Conservation Commission at least 48 years before for inspection.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

256 Rawson Street (single-family dwelling)

Mr. Raouf Mankaryous and Ronda Towadrez of Alpha Omega Engineering in attendance.

Mr. Marc Aurele read the notice into the record and then opened hearing to discussion.

Mr. Mankaryous reviewed application.

They are requesting to construct a house, septic and a wetland crossing for the proposed driveway to the house.

DEP indicated concern with a stream being present at the proposed wetland crossing location.

They asked the applicant to provide a description of how the project complies with the stream crossing standards.

Mr. Mankaryous explained the stream becomes a non-active stream. He felt stream-crossing standards did not apply in this instance.

Mr. Thomas Lewandowski, 14 Pine Ridge Drive was concerned with the effect construction could have on his property, the stream and surrounding wetlands.

Mr. Mankaryous explained they will install permanent aluminum culverts and pipe to divert all flow from the temporary pipe across the constructions area, into a new culvert. Construct retaining walls that will abut the edge of the wetland siltation control.

There would not be any impact to abutting properties and the stream cross section being replicated, was over 100-feet away from property lines.

The Commissioners recommended a condition having the applicant submit a replication bond before start of work and provide details on stream crossing, including Bank delineation and a cross section.

Hearing no further questions or discussion, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to approve the NOI application for a single family home, septic and wetland crossing at 256 Rawson Street with the following conditions: Commencement of work contingent upon submittal of replication bond to the Town of Leicester, prior to start of work; notify the Commission at least 48 hours before the start of work for an inspection; and provide detail on stream crossing, including bank delineation and cross section, as required under 310 CMR 10.54 (6).

SECONDED: Mr. Soojian – Discussion: None –VOTE: All in Favor

Board Discussion

207 Main Street (minor project adjustment)

Ms. May DeJesus in attendance.

Ms. DeJesus asked about the use of crushed granite in the back parking area.

The Commission recommended a ¾ inch to 1½-inch range in size is used, with a reminder the hay bales and silt fence be maintained at all time.

Extension Request

Burncoat Pond-DEP#197-0577

Solitude Lake Management, on behalf of the Burncoat Pond Watershed District, requested a three-year extension to the current Order of Conditions, DEP File# 197-0577, for the continued maintenance of the aquatic vegetation in Burncoat Pond.

The Order was due to expire on March 24, 2018.

Hearing no further questions or discussion, Mr. Marc Aurele asked for a motion.

MOTION: Mr. Soojian moved to approve a 3-year extension to March 24, 2021.

SECONDED: Ms. Schold – Discussion: None – VOTE: All in Favor

Approval of Minutes

11/15/2017

Tabled

Board Discussion Cont.

298 Clark Street (Enforcement Order)

Contact property owner for update

408 (2) Stafford Street (project change)

The applicants are proposing additional tree clearing to the southeast of the proposed array and extend into the 25' No Disturb Zone.

All agreed any project change would require submittal of a new NOI application.

Forest Stewardship at Burncoat Park

A memo from Michelle Buck, Town Planner informing the Commission she spoke with the Town Administrator regarding funding for this project and he recommended submitting a request to Advisory for a transfer from the Reserve Account.

All agreed to request for the fund transfer.

Hearing no further discussion, Mr. Marc Aurele asked for a motion to adjourn.

MOTION: Ms. Schold moved to adjourn meeting

SECONDED: Mr. Soojian –Discussion: None – VOTE: All in Favor

Meeting adjourned at 7:35PM

Respectfully submitted:

Barbara Knox

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