

**Town of Leicester Conservation Commission
Meeting Minutes
November 18, 2020**

[Note: This meeting was held remotely using GoToMeeting]

MEMBERS PRESENT: Stephen Parretti, Chair, JoAnn Schold, James Cooper

MEMBERS ABSENT: Dawn Marttila

STAFF PRESENT: Michelle Buck, Town Planner, Tiffany Peters, Department Assistant

MEETING TIME: 6:30 PM

AGENDA:

1 Certificate of Compliance

- a) 11 Hankey Street, Rochdale Holdings (formerly Worcester Tool & Stamping Company), (DEP#197-0295), *continued*, environmental cleanup
- b) 26 Lake Shore Drive, Colleen and Daniel Turgeon (DEP # 197-0614), home addition, deck and patio
- c) 346 Auburn Street (Lot F3), Steven Gallo, Fox Hill Builders, Inc, (DEP # 197-0623), single family home
- d) 690 Stafford Street, Erich Berantuo, (DEP # 197-0620), replicate and restoration work
- e) 10 Marshall Street, Vincent & Lisa DiLeo (DEP # 197-0549), construction of garage and addition

2 Request for Determination of Applicability (RDA)

- a) Main St, Washburn Sq, Paxton St, Winslow Ave, (RDA 2020-17) Applicant: Town of Leicester, Complete Streets Improvements

3 Notice of Intent (NOI)

- a) Sargent Pond (DEP # Pending), Applicant: David Baril, Aquatic Management Plan

4 Approval of Minutes:

- a) October 21, 2020

5 Board Discussion/Miscellaneous

- a) Follow Up (82 Baldwin, 83 Charlton, 57 Fairview, 1039 Stafford, 31 & 0 Chapel)
- b) Burncoat Park Quotes
- c) Miscellaneous Project Updates/Site Inspection Updates
- d) Correspondence/Other New Business

Meeting called to order at 6:45PM

Certificate of Compliance

11 Hankey Street (DEP #197-0295), *continued*

This was continued from last month's meeting to allow Board members time to review the DEP file. Ms. Schold states the DEP maintains most responsibility of future monitoring and that her concerns have been addressed by the applicant [Mr. David Magnuson]. She recommends approving the Certificate of Compliance request for 11 Hankey Street.

Motion: Ms. Schold moved to approve the Certificate of Compliance for 11 Hankey Street (DEP #197-0295)

Second: Mr. Cooper

Discussion: None

Roll Call Vote: All in favor (3-0-0)

26 Lake Shore Drive (DEP #197-0614)

An engineer letter was submitted by Purcell Associates stating that the work has been completed in substantial compliance with the Order of Conditions. Ms. Schold states that she visited the site and that it is stable. She recommends approval of the Certificate of Compliance for 26 Lake Shore Drive.

Motion: Ms. Schold moved to approve the Certificate of Compliance for 26 Lake Shore Drive (DEP #197-0614)

Second: Mr. Cooper

Discussion: None

Roll Call Vote: All in favor (3-0-0)

346 Auburn Street (Lot F3) (DEP #197-0623)

The applicant did not submit an engineer letter with their Certificate of Compliance request and instead included a notation on the plan. Ms. Schold has reservations about accepting this because the notation is not dated or signed. The Commission requests that the applicant submit an engineer letter stating the work was performed per the Order of Conditions. This is continued until the next meeting on 12/16/2020.

690 Stafford Street (DEP #197-0620)

Mr. Glenn Krevosky is present and states that Existing Grade Engineering created the plan showing the filled area adjacent to the road. He states they then took the plan from Coyle Engineering and showed a replication area on it which was approved by the Commission as a Notice of Intent. This Certificate of Compliance is for that NOI which covers the restoration and replication. Mr. Krevosky provided photos of the site to show how dense the growth is and states that the replication area has 100% coverage and is also larger than the requirements. He states that for the restoration, they took the fill and moved it to the appropriate area, seeded it with wet meadow seed mix and it has grown back as grass and sedges. We received an engineer letter from Existing Grade Engineering which states that the work has been done in compliance with the Order of Conditions for DEP #197-0620. The engineer letter has the incorrect DEP file number on it, the Commission wants them to submit an updated one. Ms. Schold visited the site and states she is in favor of issuing the Certificate of Compliance for 690 Stafford Street.

Motion: Ms. Schold moved to approve the Certificate of Compliance for DEP #197-0620 with the condition that we receive an updated letter with the correct DEP file number from Existing Grade Engineering.

Second: Ms. Cooper

Discussion: None

Roll Call Vote: All in favor (3-0-0)

10 Marshall Street (DEP #197-0549)

We received an engineer letter from Summit Engineering & Survey, Inc. saying the project has been completed as per the Order of Conditions. Ms. Schold states that the work was limited to just the removal of the existing garage, they did not construct any new structures. Ms. Schold states she is in favor of issuing the Certificate of Compliance as is.

Motion: Ms. Schold moved to approve the Certificate of Compliance for DEP #197-0549 with the condition that if they do any further construction they will go before the Commission for an additional NOI. This Certificate of Compliance is being given with the work limited to the removal of the existing garage and the related grading.

Second: Mr. Cooper

Discussion: None

Roll Call Vote: All in favor (3-0-0)

Request for Determination of Applicability (RDA)**Main Street, Washburn Square, Paxton Street, Winslow Ave (RDA 2020-17)**

Mr. Steven Tyler, of Howard Stein Hudson is representing the Town on this application for Complete Street improvements. He states Washburn Square and Paxton Street are both located outside of the buffer zone. In Washburn Square they will be rebuilding the sidewalk on the northside, doing a little bit of widening on the south side, and repaving all existing asphalt pathways in the Town Common. On Paxton Street they will be installing a sidewalk on the easterly side where gaps presently exist. He states the improvements on Winslow Ave consist of the reconstruction of the sidewalk in kind, there is one section that is in the buffer zone of an existing intermittent stream and erosion controls will be put in place (straw wattles). Mr. Tyler states that impacts are anticipated to be minimal and shows the Commission detailed plans of the wattles and catch basins filter inserts. He states that the work on Main Street consists of milling and overlaying the existing roadway, reconstructing the existing sidewalks, creating a new crosswalk, and rebuilding the existing crosswalk at Washburn Square. He states that they enter the buffer zone area where Main Street and Winslow Ave meet due to an intermittent stream that runs across the corner of a property. He states these wetlands are up gradient from the project in this section and that they will be installing straw wattles between the limits of work and the wetlands. Ms. Schold verifies that there will be no direct impact to the wetlands and that all proposed work will be done within the roadway layout. She also asks if the appropriate BMPs are taking place and Mr. Tyler confirms that they are and reviews them briefly. He states that work will begin in Spring 2021. Pastor Sue Mallard from the Leicester Unitarian Church in Washburn Square asks about traffic impacts and if they will be notified when work is being done. Mr. Dennis Griffin, Leicester Highway Superintendent, states that they will be notified, and that traffic impact will be minimal.

Motion: Ms. Schold moved to give a negative 3 determination subject to the condition that they notify the Conservation Commission when they are starting work so they can inspect BMPs

Second: Mr. Cooper

Discussion: None

Roll Call Vote: All in favor (3-0-0)

Notice of Intent (NOI)

Sargent Pond (DEP # Pending)

The DEP has not issued a file number for this project yet so the Commission will not be able to vote on it at this meeting. The applicant's representative, Dominic Meringolo of Solitude Lake Management, gives an overview of the application. He states that this Notice of Intent is requested in order to continue the aquatic management program. He states that they have periodically treated the pond with state approved aquatic herbicides which continues to be their plan moving forward. He states that there is a new fast acting, reduced risk herbicide that has been approved by Mass DEP that is systemic so it works on the entire plant including the root system. They expect that this will provide 3+ years of control of milfoil and intend on using this product moving forward. Plans are shown on the screen that shows the areas that are infested with milfoil. He states that after the treatments, inspections will be done to evaluate the effectiveness and prepare a report of their findings which will be provided to the Commission. Mr. Meringolo states they will also be required to obtain a permit from Mass DEP for site specific products and amounts that they intend on using and that their staff is licensed with the Department of Agriculture to apply the herbicide products. This will be continued until the December 16th meeting pending the DEP file number.

Approval of Minutes: October 21, 2020

Continued to the December 16, 2020 meeting.

Board Discussion/Miscellaneous

82 Baldwin Street

The Commissioners discuss visiting the site on Friday to inspect work done in the wetland area. The Department Assistant will notify the property owner.

83 Charlton Street

The property owner hired EcoTec, Inc. and they have submitted a Wetland Report. The Commissioners will review the report and potentially visit the site if needed.

57 Fairview

The property owner is an unresponsive violator and has been referred to the DEP. Ms. Schold will follow up with DEP representative [Denise Child].

1039 Stafford

The property owner is an unresponsive violator and has been referred to the DEP. Ms. Schold will follow up with DEP representative [Denise Child].

0 & 31 Chapel Street

Mr. Krevosky is working on this project. Ms. Schold states she would like to see a submittal on this site prior to the next meeting. The Department Assistant will email Mr. Krevosky for an update on the project.

46 Water Street

A complaint was received regarding work done in the wetland area at this property. The owner contacted the office and state that they plan on applying to the Commission for the work they are doing. The Commissioners state they will try and visit the property on Friday.

Burncoat Park Quotes

Will be discussed at the December 16, 2020 meeting.

Mulberry Solar 3

Ms. Schold states that she saw someone removing the hay bale, silt fence line even though they were not instructed to do so. Ms. Buck reached out to the applicant about this but has not received a response from them. The Commissioners may try and visit the site on Friday.

Motion to Adjourn: Ms. Schold

Second: Mr. Cooper

Discussion: None

Roll Call Vote: All in favor (3-0-0)

Meeting adjourned at 7:35PM

Documents included in meeting packet:

- Agenda
- COC request form for 11 Hankey Street (DEP # 197-0295)
- Addendum to COC request for 11 Hankey Street dated 11/14/2020
- Letter from David Magnuson to the Commission dated 10/22/2020
- Order of Conditions for 11 Hankey Street (DEP # 197-0295)
- COC request form for 26 Lake Shore Drive (DEP # 197-0614)
- Letter from Purcell Associates to the Commission dated 10/7/2020
- Site plan for 26 Lake Shore Drive
- COC request form for 346 Auburn Street (DEP # 197-0623)
- Email to Department Assistant from Steven Gallo dated 10/22/2020
- Site plan with engineer statement for 346 Auburn Street
- COC request form for 690 Stafford Street (DEP # 197-0620)
- Letter from Existing Grade, Inc. to the Commission dated 10/15/2020
- Photos of site at 690 Stafford Street
- Sales Order from EBT Environmental for 690 Stafford Street dated 5/7/2019
- Site Plan from Existing Grade, Inc. for 690 Stafford Street
- COC request form for 11 Marshall Street (DEP # 197-0549)
- Letter from Summit Engineering to the Commission dated 11/10/2020
- Site photos for 10 Marshall Street
- Letter from Howard Stein Hudson to the Commission dated 10/6/2020
- RDA application and accompanying documents for Complete Streets Improvements (RDA2020-17)
- Site Plans and maps for Complete Streets project
- NOI application and accompanying documents for Sargent Pond Aquatic Management Plan
- Maps and Plans for Sargent Pond
- Email from Evin Guvendiren to MEPA dated 10/30/2020
- Meeting minutes for 10/21/2020
- Email from Ahmad Ismail to the Department Assistant dated 11/11/2020
- Wetland Flagging Memo for 83 Charlton Street from EcoTec, Inc.
- Burncoat Park quote from EBT Environmental
- Burncoat Park quote from EcoTec, Inc.

Documents submitted at meeting: N/A