

Sturbridge Conservation Commission

Meeting Agenda

Meeting Minutes of, Tuesday, March 5th, 2019

Approved March 19th, 2019

6:00 PM Open Meeting – Quorum check

Present: Edward Goodwin (EG), Chair
Steven Chidester (SC), Vice Chair
David Barnicle (DB)
Steven Halterman (SH)
Paul Zapun

Also Present: Rebecca Gendreau, Conservation Agent (RG); Ashley Piascik, Administrative Assistant (AP); Carol Goodwin (CG); Dan Krashevj (DK); Buddy Soper (BD); Lisa Gelfaud (LG); Moira McGrath (MM); Raoul Ricard (RR); Virginia Roscioli (VR); Jack Austin (JA); Rick Chaffee (RC); Doug Vizard (DV); Michael Procon (MP); Kim Procon (KP); Andy Baun (AB); Steve Bressette (SB); Philip Moreau (PM); Don Taft (DT); Dan Tully (DT).

Committee Updates:

CPA: Met last night, recommended \$52,000 and some change for trails/projects (One of which is the parking lot).

Trails Committee: None.

Open Space Committee: Provided a summary at this meeting of 2019 Open Space Plan.

Lakes Advisory Committee: None.

Approval of minutes: February 5, 2019, Motion to approve the minutes by DB, 2nd by SC, VOTE: 5-0.

Walk-ins

Public Hearings

6:15 **Request for Determination of Applicability**; 30 Ladd Road; *Continued from January 15, 2019 and February 5, 2019.* Proposed clearing and grubbing of a 400' by 400' area, in order to establish Advantage Enterprises logging operation; Represented by EBT Environmental Consultants, Inc. for applicant Gagner, M.

- Asked for another continuation. The continuation will be held on Tuesday April 2nd, 2019 at 6:15 PM. The applicant/representative would like to include a forest cutting plan with their original Request for Determination of Applicability. The applicant/representative would also like to wait until they have received feedback from the state, prior to coming to another Conservation meeting.
- VOTE: AIF of allowing a continuation 5-0.

6:30 **Notice of Intent: DEP #300-TBD**; 268 Big Alum; Demolition of existing house, construction of a new single-family house and associated driveway grading; Represented by Green Hill Engineering for application McGrath, M.

- Provided legal ad/abutter notification, as well as affidavit of proof that Green Hill Engineering is allowed to sign the filing on behalf of the property owner.
- Trees that need to come out have been marked on the plan by Mark Farrell.

- RC (substitute engineer) provided a summary of the plan and the area in which a new pipe will be added (with a discharge area).
- Any water that comes out of the pipe will dissipate, due to the promising soil conditions.
- Discussed trees in the area of the garage/driveway.
- Large tree will need to be taken out due to it being a safety issue because of the way it is leaning towards the home.
- Proposing to put a shed which will require a building permit.
- For the shed, the distance is about 52-54 feet away from the lake.
- Large tree will need to be removed. Small trees will need to be taken out where the pipe will need to go in. Need to think about the loss of vegetation in this area.
- Try to keep vegetation in certain areas if possible.
- Can the house stay in the current location? If it is going to result in a lot of impact, maybe need to consider this.
- With the Stormwater Management, having a deep slump out there would be a great improvement.
- Look at O&M Plan for maintenance.
- Look at infiltrating roof run-off.
- 2 to 1 replacement if 11 trees are going to be removed.
- Swale run off comes across the road, onto the property. It is not all going to go in the swale. How will this be controlled? A concern to consider during construction and after construction.
- Using a perforated pipe would be a possibility to consider.
- Con Com would like to see it left, more or less how it already is.
- Discussed wrap around swale and other alternatives to take care of the run off that is coming off of the road.
- Have a swale at the front of the house- can be regular plantings.
- Discussion in regard to closed pipe, easier maintenance for homeowner.
- SC concern with the amount of trees coming down and hopes for an alternative, other than cutting all of the trees down.
- Will need to consider a replanting plan.
- The Public had the following comments/concerns:
- VR: Virginia Roscioli, abutter, asked are they digging behind the right of way/enhancing the parking area? No, none of that area will be touched.
- VR: There are now three year-round homes past that point going to the south, how will we have access to get to our home? No construction or equipment will be in the way.
- VR: Underground electric? Not sure of right now. Would like notice when it is established.
- Access will remain open to the other houses (Will be addressed in OOC).
- VR: Any elevation change? – Slightly, but not much.
- Need a planting plan, moving the well possibly, consider whether to leave it as a pipe or an open swale
- Con Com would like the applicant/representative to come back with a planting plan.
- Continuation to further look into these concerns, also waiting for DEP file number.
- VOTE AIF of a continuation 5-0.

Open Space Update

- Space and Recreation Plan, Open Space Committee
 - CG, Chairmen of the Open Space Committee and LG, one of the active members presented the 2018 Open Space and Recreation Plan.
 - The last/most recent plan was presented five years ago.
 - CG introduced the seven-year action plan.
 - Both CG and LG referenced specific pages in the updated plan.

- Addressed specific goals the town would like to achieve, as the town begins to incorporate the seven year action plan.

Enforcement Orders

- MA DOT; Cedar Lake/MA Pike
 - Agent was out there Friday with MA DOT staff/contractor and RR.
 - Able to access both sides of the lake to remove spoil piles.
 - Agent continued to provide a brief summary of site work on Friday, discussed both access points.
 - MA DOT swale project is on hold.
 - North side of the MA Pike has not been looked at by MA DOT.
 - At this time, the Agent would like to provide correspondence summarizing project.
 - RR: Lives at 53 Beach Ave, member of Cedar Lake Association (CLA). Through the Con Com and agent's diligence, the CLA have been able to get some cooperation from MA DOT in order to address some of the short term problems. Concerns that MA DOT actions seem to be in short term mind. Fix a bleeding problem, but not the overall problem over the long run.
 - Long term plan is CLA's top priority and what they would like to have in place.
 - CLA is fully committed to finding a solution with MA DOT, through the help/support of the Conservation Commission.
 - Con Com emphasized correspondence with MA DOT of what has been done up until this point, and what will need to be done moving forward.
 - Letter will come from the CLA, and will be viewed and edited by the Con Com.
- MA DOT; Quinebaug River/Rt. 20
 - The Con Com has not heard from MA DOT in regard to this situation.
 - Bill/MA DOT representative did not show up, the Agent has not heard from them since site visit last week.
- Hamilton Rod and Gun Club/Rampco; 24 Hamilton Road
 - The Agent provided an update/summary of the Enforcement Order that was issued.
 - Immediately inspect and identify all areas. A good plan has been put into place, showing where the sedimentation controls are at, at this time.
 - Draft plan/update for erosion controls for both parking area and gravel removal area has been submitted.
 - Asked to develop a plan to restore impact areas. Nothing has been sent to the Agent in regard to this plan yet.
 - Consider Stormwater Management/long term plan.
 - Environmental representative will be going out once a week to overlook sedimentation controls.
 - The Agent would like to Rampco's environmental representative contact her in order to move forward.
 - They have added additional hay/straw onto the side lawn, if more is needed, more will be provided.
- DEP File #300-1021; RV Management Services; 30 River Road
 - SM was unable to be here today.
 - PM provided a brief summary and requested a continuance.
 - EG looked at the site today. Would like a new plan to correct what has been done. Dissatisfied with the work that was done.
 - Ratify the enforcement order on this meeting, VOTE 5-0.
 - VOTE: AIF of a continuation; 5-0.

Old Business

- 179 Main Street, Parking Lot Stormwater Issues
 - Agent provided background information.
 - Stormwater exiting site impacting adjacent properties.
 - Appears to have required Con Com review.
 - Hardpacked millings on-site.
 - Compared previous conditions aerial photo with current conditions. Change on site.
 - Question with millings for the Con Com and the runoff rate change from previous conditions.
 - BT: A portion in the back that was a hard pack gravel.
 - Based on the information provided, it appears to Con Com that there was some type of change.
 - The first plan was when it was Rom's and the second plan was the work that was done after.
 - Uncertainty if conservation had the plan that was sent to other departments 7 years ago.
 - Plan reviewed by Con Com at time was only for plantings and tree removal. No work shown in back parking lot.
 - BT: Would like to create sedimentation basins for run off, in order to comply. Working with Bertin Engineering to develop plan.
 - Scheduled for March 19th meeting with draft plan and moving forward with what needs to be filed, application wise.
- Buddy Soper, 98 and 96 Gladding Lane Catch Basin
 - Installed a catch basin because sand was accumulating after septic system was put in.
 - The pipe has not blocked up since the catch basin has been installed.
 - Failed to get a permit, however, felt as he was fixing the dilemma.
 - Has to be reviewed/monitored every couple of years to see if there is any sand that has accumulated inside of the pipe.
 - Commission agrees to let the pipe and catch basin remain as is, just make a note in the file documenting a plan, what had happened, maintenance required of property owner.
 - BS will send the Conservation Commission a letter stating what happened and required commitment/maintenance.
 - VOTE AIF: 5-0.
- DEP File #300-251; Hobbs Brook Plaza - Walmart Annual Maintenance
 - Agent has investigated salt and maintenance questions, they are using sand, not salt.
 - Received a generic contract for snow removal and maintenance contract.
 - Was provided with spreadsheets, did not receive a catch basin clean out on a quarterly basis (Which was asked/referenced in OOC).
 - Recommended asking for contracts specific to this location and the OOCs.
- DEP File #300-1007; 1 George Vinton Road, BWC Origination LLC
 - Ray Hanna contacted agent to sign off on project. Requires a few years of monitoring, therefore the agent said that would not be possible.
 - Engineers need to go out and survey to make sure everything was done correctly for the culverts.
 - AMEC surveyed the as built conditions/culverts and are providing as built plans for the Con Com.
 - Need to review plans for culvert, some ongoing conditions are still in progress.
 - The Agent will write a letter providing this information.

New Business

- 173 Main Street Drainage
 - Will issue letter to property owner, and DEP.
- QQLA Proposed Alum Treatment South Pond

- DV came in to further discuss intent of QQLA and retrieving the 3.19 Grant.
- Would like for Sturbridge to be the host town, addressed the blue/green algae (10 acres, occurred this last year) and emphasized the importance of helping with the Alum Treatment.
- Would like understanding and support from the Sturbridge Conservation Commission and a potential letter, to get the town on board, in order to apply for the grant.
- Would like the Sturbridge to participate and help fund, along with additional 3.19 Grant.
- Concerns about potential impacts with alum.
- Perhaps early May, will be going to BOS.
- The Conservation Commission chooses to not support the alum treatment at this time, however, will write a letter to note that the problem has been recognized.

Correspondence

- KP Law Letter Final Judgement Allard, et al. v. Town of Sturbridge, et al.
 - Court ordered the property owners to maintain the culvert and to file a NOI.

Request for Certificate of Compliance

- DEP File #300-924; 98 Gladding Lane; Paquin, T. *Signed.*
- DEP File #300-899; Partial COC: 28 Mountain Brook Road; Clemence, R. *Signed.*

Request for Amendment to Orders of Conditions

- DEP File #300-1021; 30 River Road, RV Management Resort
 - *No discussion on revised plans. Asked for continuance.*

Special Use Permits

- Tinkergarten Additional Date Request for Leadmine Mtn. Conservation Area
 - Asked for additional dates. Monday's and Sunday's from March to June.
 - VOTE AIF: 5-0.
- Hamilton Rod & Gun Club R100 3D Archery Shoot
 - Would like permission to use the Plimpton Property which abuts Hamilton Rod and Gun Club on the north side for their Annual Archery Shoot.
 - Additionally, discussed concern with trees/hangers that were impacted by gypsy moths.
 - Advised to come back with Tree Removal Permit Application/process.
 - VOTE AIF: 5-0.

Agent Report

- Updated development at the end of New Boston Road when the Con Com went to Lane 8. Agent has been working with property owner there. They are working outside of our jurisdiction. They are extracting a lot of gravel; the agent provided them with the Bylaw. Some information was provided to the building inspector, as well as to the Conservation Agent. They do not believe they are subject to the Bylaw. Zoning Enf. Officer confirmed that. Bales will be put down as soon as possible, once ground is not frozen. Advised to file a SWPPP if they do not have one.
- Some site visits will be postponed to early spring, 3 Ladd Road, 30 Ladd Road. Something to keep in mind.
- Earth Day flyers are in progress for Annual Earth Day Clean Up (27th & 28th).
- Met with DPW director went over some future projects, MS4 Permitting, looking at some point sort discharges to help meet standards and result in good outcomes for Con Com.
- See a need of a SLAC liaison if anyone on the Con Com is interested.

-- Motion (SC) to adjourn at 9:29 PM; 2nd (DB); VOTE: AIF 5-0.