CONSERVATION COMMISSION DETAILED AGENDA

Posting Date: Meeting Date: Time: June 16, 2023 June 22, 2023 6:00 pm

Representative: Owner



Conservation Agent Rebecca Gendreau

> Administrative Assistant Erin Carson

Conservation Commission Members Ed Goodwin Erik Gaspar Roy Bishop Ted Winglass Karsten Stueber

308 Main Street. Sturbridge, MA 01566 T 508/347-2506

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DECISIONS

I. WETLANDS DECISIONS

- 1. 3 Douty Road- RDA- House addition
 - o <u>Owner/Applicant</u>: William Grudzien
 - <u>Request</u>: Issue DOA
 - <u>Documents Presented</u>: colored plans
 - <u>Project Summary</u>: Project including a 500 ft house addition in a developed lawn built on piers as the site conditions will not allow a foundation. No trees or shrubs will be removed as part of this project.
 - <u>Staff Notes</u>:
 - Proof of legal ad and proof of abutter notifications received.
 - Project is not within Priority or Estimated Habitat.
 - Site visit conducted.
 - Work is considered minor. All work is within a developed yard. Work area slopes away from wetland. Wetland appears to be a vernal pool. No expansion of developed areas proposed.
 - ECs don't appear necessary. Any stockpiling that may be necessary can be protected or deposited on east side of lot (away from wetlands).
 - <u>Staff Recommendation:</u> Close the hearing and issue a DOA:
 - Negative #3 with conditions:
 - Standard pre-work and sign off conditions.
 - Any stockpiling that may be necessary can be protected or deposited on east side of lot (away from wetlands).
 - Positive #2b: no resource area approval
 - Positive #5 w/ conditions noted above.

2. 212, 216, & 226 Charlton Rd – NOI – Development of a Commercial site-DEP File#300-XXXX

- o <u>Owner:</u> Various (see NOI) <u>Applicant</u>: Sturbridge Retail Management
- o <u>Representatives</u>: J. Modestow, Stonefield Engineering
- <u>Request</u>: Issue an OOC
- o Jurisdiction: Buffer Zone & Riverfront Area
- <u>Documents Presented:</u> colored plans:
- <u>Project Summary</u>: Project includes the demolition of 3 residential homes to accommodate the construction of a 2,402 SF restaurant with drive-thru and 5079 SF medical building with associated parking and stormwater structures.
- <u>Staff Notes</u>:
 - Proof of legal ad received. Proof of abutter notifications required.
 - DEP File # has not been issued.
 - Project is not within Priority or Estimated Habitat.
 - Site visit was not conducted yet as peer reviews needed.
 - Project site includes 3 developed SFH lots which include residences, driveways, lawns/landscaped areas and forested areas.
 - Existing conditions plan show wetland flags, however, site plan set does not show wetland flags. Notes wetland areas but not flags. Plans will need to be updated to include wetland flags. Hobbs Brook is a perennial stream. Noted in wetland report that no flow observed and ponded, therefore, no Riverfront Area shown. This needs to be reviewed. There is also a stream to the east of the property which may project a 200 foot buffer zone slightly on the property. Wetland flagged in Jan. of 2022. Bordering Land Subject to Flooding noted on site. Plan appears to reflect GIS mapping.

This is a zone A so engineer review is required to determine flood elevations. Resource verification required. Due to nature of project and questions, staff recommend a peer review for this.

- Commercial project which requires stormwater compliance. Will result in an increase in impervious surfaces. This requires peer review. Flood zone elevations require verification for bordering land subject to flooding.
- Revised application needs to be submitted to DEP. Receipt of mailing in the filing shows April date.
- <u>Staff Recommendations</u>: Vote for peer review of resource area verification and for P.E. review of engineering, flood elevations, and stormwater compliance. Continue to next meeting to allow for solicitation of proposals. Site visit should be scheduled once peer reviews have been conducted unless the board would like to review sooner. Site requires staking as outlined in SWB Regulations for site visit and may be needed for peer reviews especially engineering review.

3. 60 Farquhar Road– NOI- Accessory building with tree removal-DEP File #300-XXXX

- o <u>Owner/Applicant</u>: Craig Bernier <u>Representative</u>: G. Krevosky, EBT Environmental
- <u>Request</u>: Issue an Order of Conditions
- o Jurisdiction: Buffer Zone and Riverfront Area
- <u>Documents Presented</u>: colored plans
- <u>Project Summary</u>: Project includes the addition of a freestanding garage and removal of 3 white pines including stump removal.
- <u>Staff Notes</u>:
 - Proof of legal ad and proof of abutter notifications received.
 - DEP File # has not been issued.
 - Project is not within Priority or Estimated Habitat.
 - All work is located within a developed yard.
 - Site visit conducted.
 - The removal of the trees is located within buffer zone and Riverfront Area. Trees are large pines and located within the developed yard. Concern for impacts to structures. Replacement shrubs proposed closer to resource area along vegetated buffer. Area is heavily vegeted and tree replacements would not appear necessary.
 - Garage is not located within state jurisdiction.
 - Additional wetlands located across Farquhar. Work is just at 200' buffer zone.
 - Garage project includes erosion controls. Will the driveway surface be expanded to the garage? Not shown currently on plan. Staff see no concerns but plan should be modified to include this. Staff contacted representative and is to be revised plan and submitted.
- <u>Staff Recommendations</u>: Provided DEP File # is received; staff recommend closing the public hearing.
 - Approve the project pursuant to the WPA with the following conditions:
 - $\circ \quad \text{Standard OOC conditions.}$
 - Approve the project pursuant to the SWB with the following conditions:
 - \circ $\,$ Condition noted above.
 - Replacement plantings as shown. Replacement plantings to be installed at same time of project (before end of growing season of same year work is completed). Required to survive for one year. No pruning/landscape maintenance of shrubs.
 - EC install and maintenance throughout construction until SCC approval to remove.
- 4. 530 Leadmine Road- NOI- Septic system repair and wetland replication-DEP File #300-1163
 - o <u>Owner/Applicant</u>: Sturbridge Home Realty Trust <u>Representative</u>: G. Krevosky, EBT Environmental
 - <u>Request</u>: Issue an Order of Conditions
 - o Jurisdiction: Buffer Zone
 - <u>Project Summary</u>: Project includes the repair of a Title V septic system and the construction of a 1,248 sq ft replication area for a wetland crossing constructed under a previous OOC.
 - <u>Staff Notes</u>:
 - Proof of legal ad and proof of abutter notifications received.
 - DEP File # issued w/ no comments.
 - Site visit conducted.
 - Portions of the property are located within Priority Habitat. However, project is not within Priority or Estimated Habitat.
 - Septic repair is located within developed yard.

- Wetland replication was required under previous OOC (DEP File #300-271) but was never constructed. NOI includes replication. Wetland re-flagged by EBT. Replication area shifted from original proposal as wetland is larger than originally shown.
- <u>Staff Recommendations</u>: Provided DEP File # is received; staff recommend closing the public hearing.
 - Approve the project pursuant to the WPA with the following conditions:
 - Standard OOC conditions.
 - \circ Replication work overseen by professional approved by the SCC. Post-installation reporting.
 - Replications require monitoring and reporting.
 - As-built plan for CoC sign off.
 - Approve the project pursuant to the SWB with the following conditions:
 - \circ Condition noted above.
 - Require a surety deposit during work to ensure conditions are met. Funds to be returned upon issuance of a complete Certificate of Compliance. Staff recommend \$2,500 for wetland replication.

5. 660 Main Street- RDA- Vernal Pool Study

- o <u>Owner/Applicant</u>: Old Road Realty <u>Representative</u>: EBT Environmental
- Request: Issue a DOA
- o Jurisdiction:
 - Sturbridge Wetland Bylaw Regs.: 365-5.6 Vernal Pools
- <u>Project Summary</u>: Project includes the study of two wetlands to demonstrate if the wetlands meet criteria as vernal pools.
- <u>Staff Notes</u>: Pools meet criteria for vernal pool certification. Hearing was continued to allow representative to file with NHESP. Receipt of submission received.
- <u>Staff Recommendation:</u> Close the hearing and issue a DOA:
 - Positive #1: The area described on the referenced plan(s) is an area subject to jurisdiction under the Act. Removing, filling, dredging, or altering of the area requires the filing of a Notice of Intent.
 - Positive #2b: no resource area approval
 - Positive #5: the area and/or work described on referenced plan(s) and document(s) is subject to review and approval by the SCC pursuant to the SWB. The two wetlands, shown as Pool #1 and #2 sketched on the existing conditions plan, were surveyed and found to contain obligate vernal pool species. These pools meet criteria as Vernal Pool Habitat pursuant to the SWB.

6. 60 Main Street– NOI- Commercial parking lot-DEP File #300-XXXX

- o <u>Owner/Applicant</u>: Ashley Steppic <u>Representative</u>: L. Jalbert, Jalbert Engineering
- <u>Request</u>: Issue an Order of Conditions
- Jurisdiction: Buffer Zone and SWB 365-1.1 1.3
- <u>Project Summary</u>: Project includes the conversion of the existing lawn for a residential single-family home to a parking lot for a proposed commercial use.
- <u>Staff Notes</u>:
 - Project was continued for representative to complete required information and to address board's comments and applicant to complete stormwater checklist and analysis and provide fee (for stormwater discharge) as required by DEP.

• No new information has been received and DEP has not issued file #. DEP informed that file # won't be issued until additional documents received.

 <u>Staff Recommendations</u>: Continue project to allow applicant to complete materials and submit as noted above. Next meeting is July 13, 2023.

7. 1 Old Sturbridge Village Road – NOI-Tree removal and vista pruning-DEP File# 300-1162

- o <u>Owner/Applicant</u>: Old Sturbridge Village <u>Representative</u>: D. Frydryk, Sherman and Frydryk
- <u>Request</u>: Issue an Order of Conditions
- o Jurisdiction: Buffer Zone & Riverfront Area
- <u>Project Description:</u> Project includes removal of 17 trees.
- <u>Staff Notes</u>:

• Project continued to allow for project team to look at alternatives to address comments. In addition, some board members were going to visit the site as they missed the scheduled site walk.

- If board is concerned maybe a compromise can be made to keep the 2 oaks further down the slope.
- ECs don't appear necessary as no stump removal or other earth work on slope.
- <u>Staff Recommendations</u>: Provided DEP File # is received; staff recommend closing the public hearing.
 - Approve the project pursuant to the WPA with the following conditions:

- Standard OOC conditions.
- Approval for vista maintenance activities outlined in the O & M activities.
- Approve the project pursuant to the SWB with the following conditions:
 - Conditions noted above.

8. 68 Paradise Lane – NOI – Raze and rebuild of a lakefront home – DEP File #300-1155

- o <u>Owner/Applicant</u>: Jeffery Buchanan <u>Representatives</u>: S. Morrison, EcoTec
- <u>Request</u>: Issue OOC.
- o Jurisdiction: Buffer Zone & SWB Regs. 365-1.1E H.; 365-1.2, 365-1.3
- Project Summary:
 - Project includes the raze and rebuild of the existing house. A permeable driveway, grading, stormwater improvements and corrective grading w/ wetland impacts are also included.
- o <u>Staff Notes</u>:
 - Project continued to allow for peer review. Peer review report received 6-13-2023 and posted on website. Report
 provided to the project team for review and response anticipated.
 - Firm recommends revisions to the wetland delineation to both bordering vegetated wetlands. Areas are flagged on site and sketched on existing conditions site plan included with the report. Details provided to support recommendations. Also noted to look into the property line pin (viewed on site) which doesn't appear to match the plan and #s for wetland impacts differences from plan and narrative be reviewed. Recommends to first agree upon the wetlands and then further review of the project can be addressed.
- <u>Staff Recommendations</u>: Staff are in agreement with peer review findings. Board should review project team response if any and discuss wetland delineation revisions. Board should see if they want to visit the site further with peer review. Staff recommend that the plans are revised to reflect the peer reviewer's wetland lines, other comments are addressed and that project alternatives are reviewed.
- 9. Lot 3, 20 Fiske Hill Road & 30 Main Street (Future Road named Berry Farm) NOI-Construction of a 68 lot manufactured housing community-DEP File# 300-1156
 - o <u>Owner:</u> M. Sosik <u>Applicant</u>: Justin Stelmok <u>Representative</u>: B. Madden, LEC Environmental
 - o <u>Request</u>: Issue an Order of Conditions
 - o Documents Presented: colored plans
 - o Jurisdiction: Buffer Zone (WPA & SWB) & Vernal Pool Habitat (Sturbridge Wetland Bylaw)
 - <u>Project Description</u>: Construction of a manufactured home community with associated appurtenances.
 - <u>Staff Notes</u>:
 - Hearing continued as board requested time to compile and review potential conditions for the project. Staff awaiting member's recommendations. Staff are complying conditions.
 - Board also requested for table to be updated: impact calculations for 200-foot buffer zone for project to be included. To date, this has not been received.
 - <u>Staff Recommendations</u>: Same recommendations as in 6-1-2023 detailed agenda.
 - Staff remind the Commission that the votes are to be separate under the WPA and SBW.

II. WETLAND DECISIONS

10. 115 Paradise Lane - Request for Certificate of Compliance – DEP File# 300-229

- <u>Owner</u>/ <u>Applicant</u>: Attorney Karen Davis
- <u>Request</u>: Issue a COC
- o <u>Staff Notes</u>: Staff awaiting paperwork and anticipate receiving. Site visit to be conducted on 6-20-23.
- <u>Staff Recommendations</u>: Await paperwork and site visit.

III. ADMNISTRATIVE DECISIONS

11. Minutes of the 5/11/2023 Meeting

IV. OLD BUSINESS

\odot 23 Old Hamilton Rd. Enforcement Order

- <u>Staff Notes:</u>
- EO issued w/ request to attend this meeting. Staff have spoken to the property owner and Montigny Landscaping which has been retained to create restoration plan as required. They are working on it but need additional time. Plan being developed to address 25 trees removed. Requesting additional time....
- Recommend providing an extension to 7-5-23 and scheduling this for review at next meeting: 7-13-2023.
- o 392 Main Street

- <u>Staff Notes:</u>
- It was agreed upon that a restoration plan would be submitted to address tree removal. Staff have spoken to the property owner and EBT Environmental. Wetlands have been flagged and waiting on surveyor to finish review of property line locations. They are working on it but need additional time. Requesting additional time....
- Recommend providing an extension to 7-5-23 and scheduling this for review at next meeting: 7-13-2023.

V. ADMINISTRATIVE UPDATES

o <u>Committee Updates</u>: CPA, Trails, Open Space, and Lakes

VI. CORRESPONDENCE

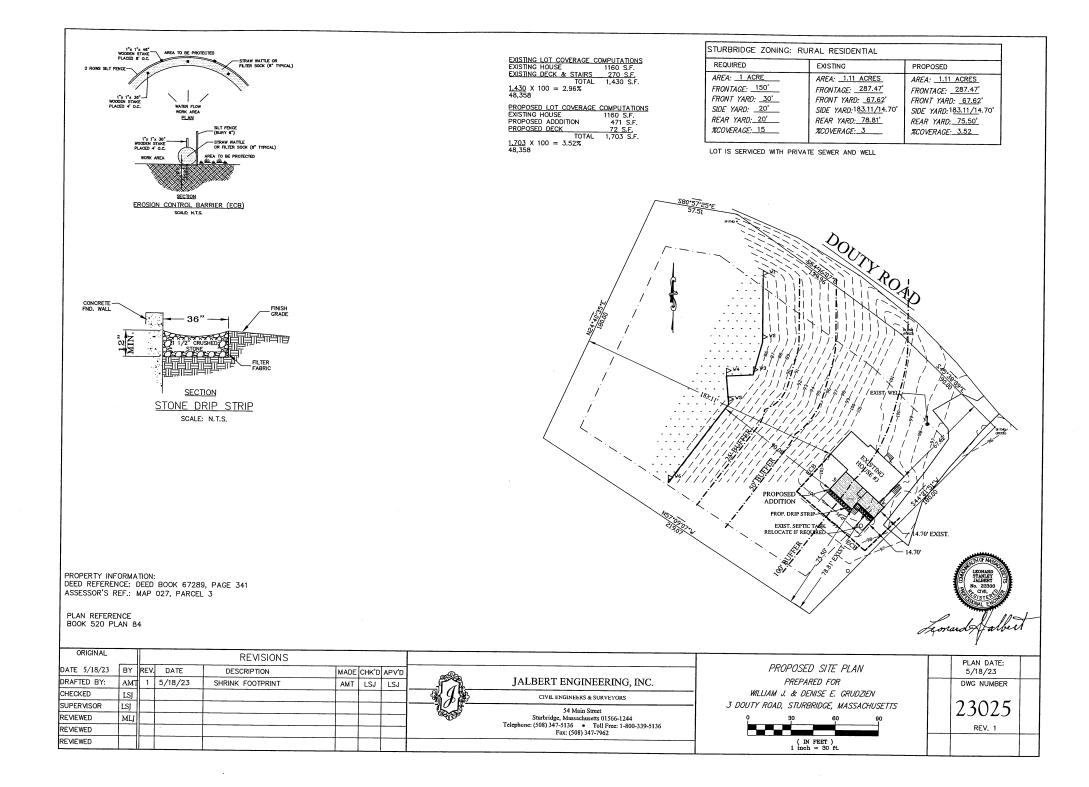
VII. NEW BUSINESS

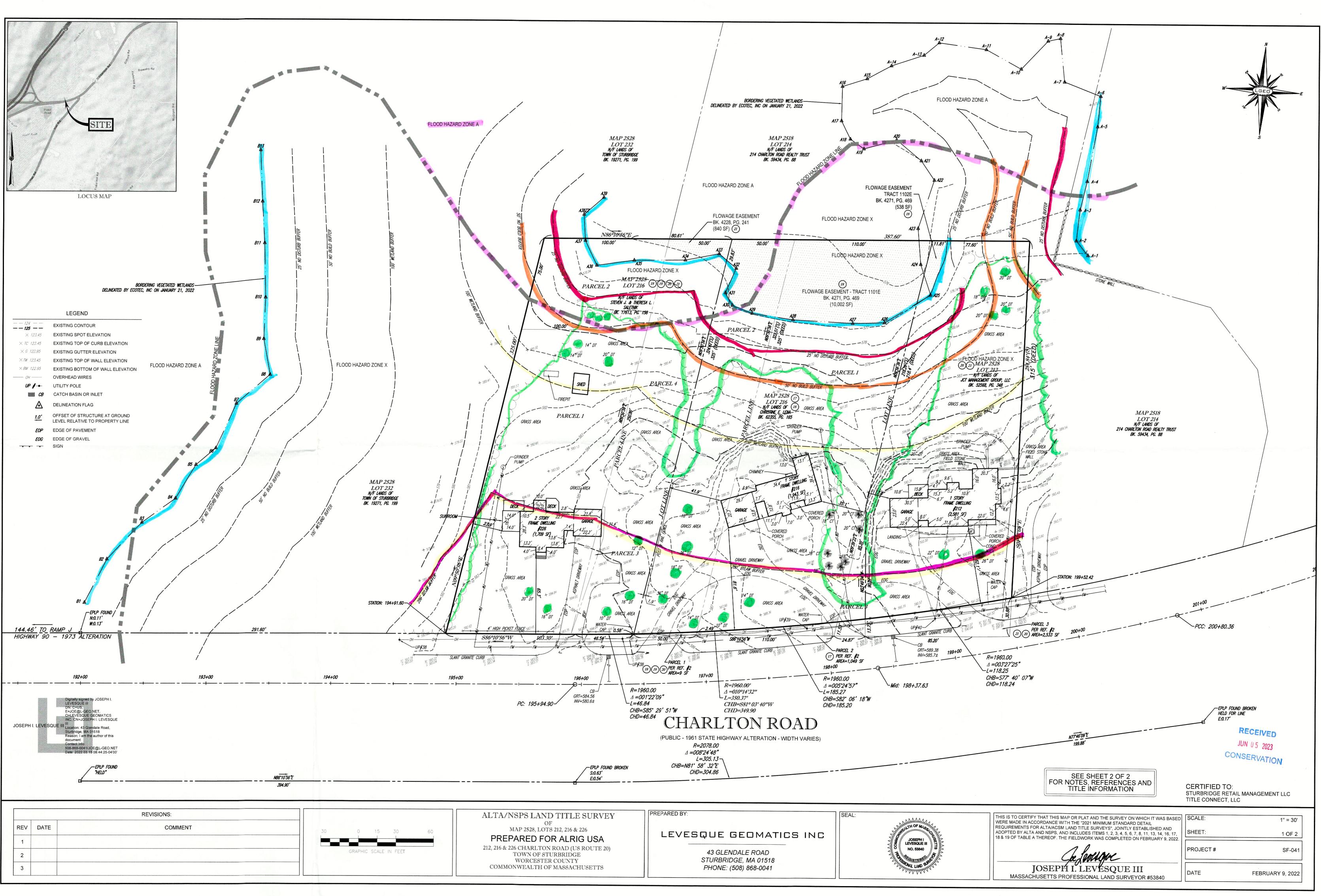
12. 47 Collette Road – Emergency Authorization Ratification

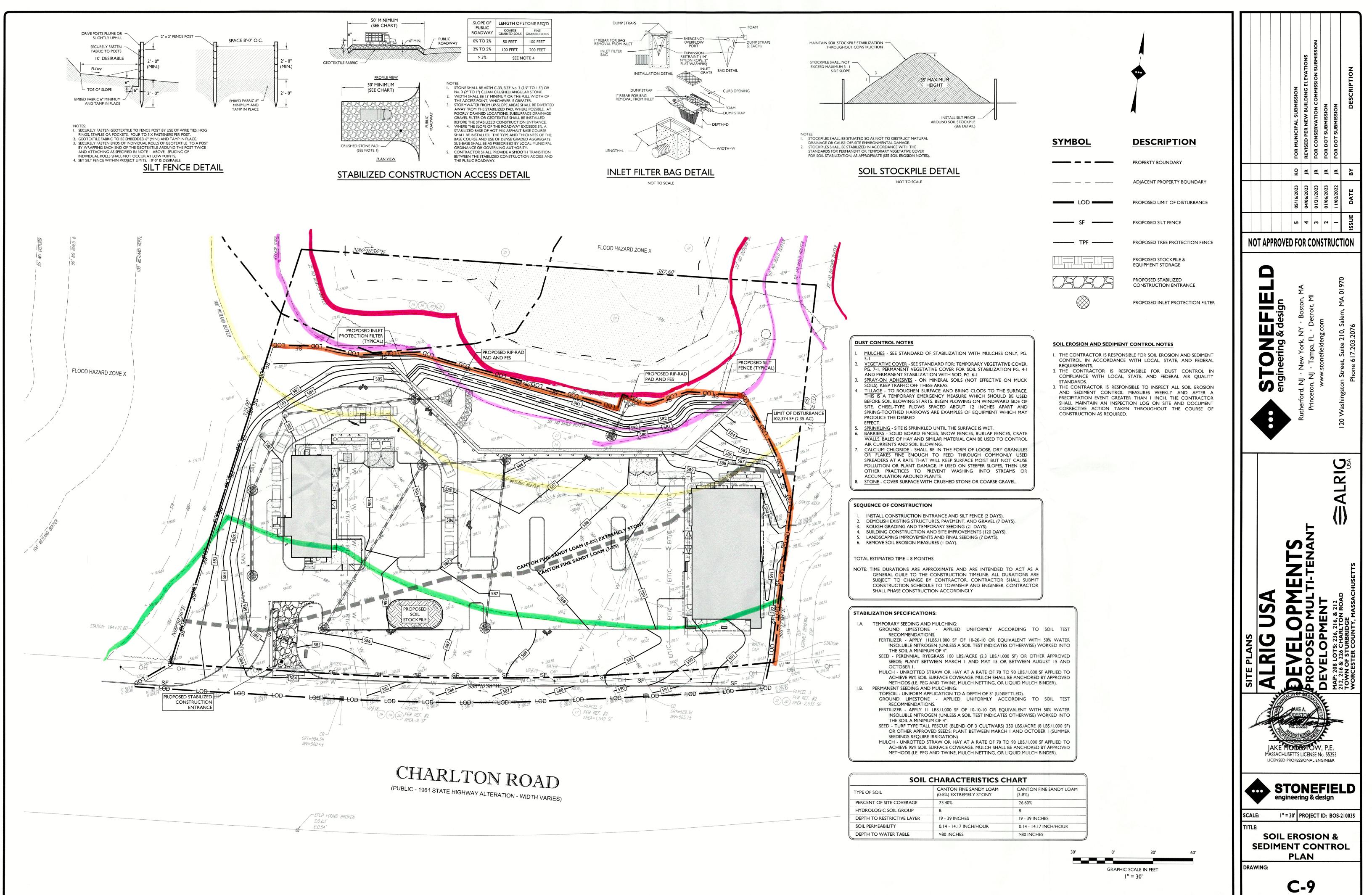
- <u>Staff Notes:</u> Emergency request received and issued for beaver dam breaching and flow device installation at property location. BOH issued approval which included beaver trapping. Private water supply well was flooded. Breach needed to lower water level one foot to abate public health concern. Flow device will be installed to maintain that water level by Beaver Solutions. Agent authorized to issue by Vice-Chair. Site visit conducted on 6-12-23 and issued.
- \circ $\;$ Staff recommend that Authorization is ratified.

13. Agent's Report

14. Next Meeting-July 13, 2023 and Site Visit Schedule-July 5, 2023







OS12021(BOS-210035 ALRIG - 212, 216 & 266 CHARLTON ROAD, STURBRIDGE, MAICADD/PLOTXXX-09-

PERTY KNOWN AS MAP 3430, LOT 60 AS SHOWN ON THE GIS MAPS OF TOWN OF STURBRIDGE, WORCESTER COUNTY, COMMONWEALTH OF SACHUSETTS.

BEARING BASIS OF THIS SURVEY REFERS TO THE MASSACHUSETTS TE PLANE COORDINATE SYSTEM (NAD '83) MAINLAND SYSTEM, BASED REAL TIME GPS OBSERVATIONS ON THE M&CORS REAL-TIME NETWORK.

PLAN IS BASED ON INFORMATION PROVIDED BY A SURVEY PREPARED HE FIELD BY LEVESQUE GEOMATICS, INC AND OTHER REFERENCE ERIAL AS LISTED HEREON.

SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT IS SUBJECT TO THE RESTRICTIONS, COVENANTS AND/OR EASEMENTS T MAY BE CONTAINED THEREIN.

WETLAND DELINEATION LINE SHOWN WAS PLACED IN THE FIELD BY ENVIRONMENTAL INC. ON MARCH 19, 2023 AND FIELD LOCATED BY ESQUE GEOMATICS, INC. ON MARCH 24, 2023.

ELEVATIONS SHOWN REFER TO THE NORTH AMERICAN VERTICAL UM OF 1988 BASED ON RTK GPS OBSERVATIONS ON THE MaCORS LTIME NETWORK AND ARE SUBJECT TO LOCAL BENCHMARK JSTMENT.

PROPOSED SILT FENCE DETAIL - N.T.S

SUPPORT POLE

FLOW UPED SOL

