

**Town of Webster  
Conservation Commission  
Minutes of the Meeting – August 5, 2019**

**Attending:** Commissioners – Joseph Kunkel, Joseph Wigglesworth, Michelle Sherillo, and Dan Duteau

Staff – Mary Overholt, Conservation Agent, Kelly Gorham, Clerk

**Absent:** Commissioner Fred Bock and Associate Commissioner Beau Saad

Meeting called to order: 5:36 p.m.

Location: Gladys E. Kelly Public Library  
Meeting Room

**Meeting Minutes**

Mr. Wigglesworth motion to approve the minutes from July 15, 2019. Mr. Duteau second. Vote all in favor.

**Request for Determination of Applicability**

**Sutton Rd. - New England Power Company d/b/a National Grid S19 Utility Pole** – This RDA is for transmission line repair. Allison Milliman from BSC Group, Inc. is representing N.E. Power Company. Some structures on the S-19 line have damage from woodpeckers and insects. National Grid is usually exempt, however, The Town of Webster Conservation Commission has a 25 foot no touch zone in the Wetlands Setback Policy. Portions of this site are in vegetated wetlands. Temporary construction mats will be used and then removed after the project. The location is off of Sutton Rd. near Mapfre and they will access it from the paved parking lot. Their in-house construction team will do the repairs. Ms. Milliman will oversee the environmental orders and requirements. She will meet with them in field to make sure controls in place. There is only one structure in the Conservation jurisdiction area. The wood pole H-frame structures have been damaged by woodpeckers and insects. Straw bales and silt fences will be used. Mats would probably encapsulate the area and only a few other controls will be needed. Mr. Wigglesworth motion for Negative Determination on the RDA for Sutton Road using best management practices. Mr. Duteau second. Vote all in favor.

**Notice of Intent**

**Klebart Ave. and Lake Parkway** – Roadway Improvements – Mr. Kunkel opened the public hearing. Kenneth Pizzetti from The Town of Webster Department of Public Works, Keith Lincoln, P.E. and John Salisbury from Chappelle Engineering Associates, LLC are present to discuss the project. This is a MA DOT project under the transportation improvement plan. New roadways require bikeways and sidewalks. Construction will begin on Brandes Street and extends on Klebart Ave., past Bartlett High school, and ends at the intersection with Thompson Road.

The project consists of 2 12 foot travel and bike lanes and a 6 foot sidewalk. A bike lane will be added for turning. The road will be reclaimed; the material remains in place. The existing roadway profile will be maintained. The area was flagged by Eco Tec in 2015 and again in April to verify. Best management

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practices will be used. Rip rap will be used to prevent erosion at the discharge areas. There are catch basins. The stormwater pollution prevention plan will be available at the site. This will benefit town and the school children can walk safely. The new system will also do more for erosion control and wetland areas.

Culvert replacement is proposed at the pond. The catch basin is modeled for a 25 year storm event. This acts as an equalizer and they will replace the 18" pipe with a 24" tied to it. They would like to use one continuous pipe as equalizer on both sides and rip rap to prevent gutter flow from exceeding 6 feet. Mr. Wigglesworth asked if the culvert will be oversized to allow wildlife to get through. That is not possible due to the height of the road. A new guardrail and fence will be installed. It is designed to not let any further erosion into wetland. The new drainage from road will keep pond at current level.

Best management practices will be used. Excavation will be kept isolated and won't migrate into wetland. A turbidity curtain, compost filter tubes or straw wattles can be used. Mr. Wigglesworth states straw wattles are sufficient. Minimal vegetation will be impacted. The location of stockpiles will be in the conditions. Refueling will not be done near the wetland.

The contractor will dictate the phasing of the project. Oversight will be under Keith Lincoln and MA DOT. The state will provide a resident engineer on site for contact. There are some invasives including Japanese barberry, knotweed and bittersweet. This will be in the Order of Conditions. The cement median at the entry to Thompson Road will remain. Pollinator mix at medians can be discussed as the project goes along.

Glen Krevosky questioned the flagging at A-1. Eco Tec had no wetland flagging away from the road and the wetland delineation would have been extended. A couple more flags are needed. Mr. Lincoln will contact Eco Tec to verify the wetland. There has been dumping in the wetland and there are sediment deltas. Mr. Krevosky asked if they are addressing sediment removal in those areas. On Thompson Road there is a sediment delta. DOT has a boilerplate regarding not spreading exotic invasives and Mr. Krevosky will send a copy. Mr. Wigglesworth motion to close the public hearing. Ms. Sherillo second. All in favor. Mr. Wigglesworth motion to issue the Order of Conditions. Ms. Sherillo second.

**13 Pavilion Ave.** – This project is for an expansion of the bedroom and kitchen, replacement of the deck and also retaining wall repair. Mr. Kunkel opened the public hearing. John Federico from Guerriere & Halnon, Inc. and Glen Krevosky are present with the property owner Thomas Gorski. The plan has been revised to show the deck has been pulled back and there is a water quality swale. Mr. Krevosky had comments on the plantings. There is Juniper, trumpet vine, periwinkle and oriental bittersweet. The 2 tier stone wall is broken. There is no rooted vegetation in the bank. The wall repair would have to be done as an amendment. They will extend the foundation for footing and will allow for a walkout access point. The deck is elevated – 7 ½ feet.

The proposed culvert is not yet on the plan. It will be located outside of the no-disturb area. Infiltrators would have to be on the plan and dimensions corrected. The Commission would like the size of the deck reduced. There is a 25 foot setback policy. They can deny and appeal to the state or try to work within the policy. Items needed for the plan are the setback from the 480 watermark, culvert and calculations, dimensions of the deck, what will be used under the deck, turbidity curtain, spill kit, stock pile and pervious pavers. Clean out of the catch basin will also be on the plan. More detail will be given for the wall also. Mr. Wigglesworth motion to continue to August 26, 2019. Mr. Duteau second. Vote all in favor.

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**13 Bates Grove Rd.** – This project is the construction of a single family home. Mr. Kunkel opened the public hearing. Zac Couture from H.S. & T. Group, Inc. is present. The plans have been updated. There are 2 maple trees to be removed and the locations are marked on the plan. The native replacement is included also. There is a 40 foot long dock with a 10 foot wide “T” at the end. The Chapter 91 permit application should be on the Notice of Intent. The detail for the dock would be needed. This can be done as an amendment.

Underneath the deck will be paved. Impervious calculations are on the plan. There are impervious calculations on the plan. The cultec recharge system can hold 525 c. feet of runoff. Doug Lebel is the contractor and emergency contact. The track mat on the construction entrance will be crushed stone. The dumpster and stockpile will be covered. The retaining wall are 3 feet and they are far back from the Lake. The DEP sign should be on the road side of the site. Mr. Wigglesworth motion to close the public hearing. Ms. Sherillo second. Mr. Wigglesworth motion to issue the Order of Conditions with the current set of plans as submitted utilizing best management practices. Mr. Duteau second. Vote all in favor.

**Recess at 7:22**

28 Laurelwood - Certificate of Compliance – DEP #323-1059 – We are still waiting to hear about the slabs.

194 Killdeer Rd. – Half of a twin tree fell into the Lake and on their dock. Stately Tree called to ask for an Emergency Certification. Mr. Wigglesworth motion to approve the Emergency Certification for 194 Killdeer Rd. Mr. Duteau second. Vote all in favor.

20 Indian Lane – Ms. Sherillo motion to ratify the Enforcement Order. Mr. Wigglesworth second. Vote all in favor.

Ms. Gorham will contact 77 South Shore Road.

33 Loveland Rd. – The planters and the shed are not permitted. It is in the file. The permit was rescinded, but the Town Administrator sent a letter to the owner stating the fined and enforcements were no longer in force. This does not cancel rescinding the shed. The letter also stated that the land is owned by the Commonwealth of Massachusetts and it is not. The shed still needs a permit. Ms. Overholt will contact MA DEP and a lawyer for wording for a letter. Commissioners, agents and the DEP ccan make decisions on resource areas. They need to file for an RDA by the 24<sup>th</sup>. Otherwise the shed must be removed.

35 Lakeside has not yet filed an RDA.

Ms. Sherillo will look into who owns the property next to 49 Klebart Ave. It is wetlands. 59 Klebart Ave. could be donated. The area is wetlands and the lot is unbuildable.

When land is donated to the Town it needs to go through Town Meeting first.

Brandon Faneuf is still working on the conditions for the Upper Gore Road Solar project.

Mr. Wigglesworth and Ms. Sherillo will work on the Bylaw. They would like to incorporate a tree policy with an alternative to donate a tree or money to plant a tree somewhere else.

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Mr. Wigglesorth motion to adjourn at 7:56 p.m. Mr. Duteau second. Vote all in favor.

**Next Meeting Date:** August 26, 2019 – Selectmens Meeting Room

**Documents:**

**Klebart Ave. and Lake Parkway** – Massachusetts Department of Transportation Highway Division Plan of Klebart Avenue/Lake Parkway, Notice of Intent Project Plan; prepared by Chappell Engineering Associates, LLC; submitted on June 16, 2019; 24 "x36"; 20 sheets.

**13 Pavilion Ave.** – Notice of Intent Site Plan 13 Pavilion Avenue, prepared by Guerriere & Halnon, Inc.; dated October 5, 2019 and revised July 25, 2019; 24 "x 36"; 1 sheet.

**13 Bates Grove Rd.** – Notice of Intent Site Plan 13 Bates Grove Road, prepared by H.S. & T. Group, Inc.; July 23, 2019; 24" x 36"; 3 sheets.

Respectfully submitted,  
Kelly Gorham  
Conservation & Planning Clerk

Conservation Commission Approval: \_\_\_\_\_ Date: \_\_\_\_\_  
Chairman