

**Town of Webster
Conservation Commission
Minutes of the Meeting – June 1, 2020**

A meeting of the Conservation Commission was held on Monday June 1, 2020 via conference call in accordance with Governor Baker's emergency order Suspending Certain Provisions of the Open Meeting Law, G.L. c.30A,§20 due to the public health emergency relating to the Coronavirus pandemic.

Attending: Chairman Joseph Wigglesworth, Vice Chairman Michelle Sherillo, Fred Bock, Robin Jewell, Klarissa Johnson, Daniel Duteau, Brandon Faneuf – Consultant, Ecosystem Solutions, Inc.

Staff –Mary Overholt, Conservation Agent, Kelly Gorham, Clerk
Absent – Commissioner Hayden Brown

Meeting called to order: 5:34 p.m.

Chairman Wigglesworth reads the Governor's Orders regarding Open Meeting Law, G.L. c. 30A § 20.

Meeting Minutes

Ms. Johnson motion to table the meeting minutes from May 18, 2020 to the next meeting. Ms. Sherillo second. Vote all in favor by roll call (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Johnson – AYE; Ms. Jewell – AYE; Mr. Bock – AYE)

Notice of Intent

61, 67-69 Cudworth Road – (*Continued from May 18, 2020*) This project is to construct a storage lot for 669 vehicles. Brandon Faneuf from Ecosystem Solutions Inc. and Glenn Krevosky from EBT Environmental Consultants Inc. are present. The Commissioners walked the site before the pandemic and Mr. Faneuf has been out to the site again more recently. They will be asking for a continuance after this discussion. They are looking at soil velocity and the water table. There is a wetland system at the south west side. The side of the property closer to I395 is adjacent to a wetland system. Flags need to be placed. Some materials are not ready yet. They should be ready within approximately a week. The Town engineer recommends using hydrocad calculations data. Mr. Krevosky says they will be using those. There is potential for leakage of fluids. Mr. Krevosky will provide a stormwater report with a post construction O&M plan as soon as possible. Mr. Faneuf witnessed test holes in retention areas. They agreed on the water table depth. The infiltration rate is 1.02 inches per hour, and they can use sandy loam. Mr. Krevosky will ask about fill. Ms. Sherillo motion for continuance to June 11, 2020. Ms. Johnson second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Johnson– AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau - AYE) Mr. Krevosky will send a written request for continuance.

3 Bates Grove Road – (*Continued from May 18, 2020*) This project is for the replacement of a retaining wall, pavers and stairs. Ms. Overholt visited the site. Octavian Chiriac, owner/applicant, is present. There is a stair case and the lower wall is made of timbers. It is 70 feet from the water to the wall. They are replacing the stairs with granite steps. The wall will be a uni-lock wall system. The retaining wall is currently overgrown. Pavers will be used underneath the deck. The pavers are far from the water and there is a roof over it. There were stairs and they replaced them because they were falling down the slope. There is a downspout there. The water from the spout should be directed down the hill. They can put in a

Webster Conservation Commission Meeting Minutes of June 1, 2020

pipe when they fix the wall. Coarse gravel should be used to prevent an erosion trench. 3 inch minus trench rock can be used. Pete Peters, the landscaper, is also present. There would be about 300 square feet of pavers. The vegetation will remain beyond the wall. Ms. Overholt asks if the wall goes all the way back to the driveway and it does. The sketch is not to scale. There is a lot of bittersweet in the vegetated area. They will put a silt barrier in and would like to keep it tight to the work area. The stockpile will be in the driveway. A spill kit is required when using machinery and they will be using an excavator. Straw wattles should be noted on the plan. The vegetation may need to be cut back about 2 feet. There is a question about invasives. Mr. Wigglesworth recommends removal, but it should be phased. When they are taking out the bittersweet, they should put new plants in immediately so the slope isn't left raw. They can use hostas. They should double the wattle row for invasive removal. Invasives should not go to compost; they should be burned or chipped. Ms. Sherillo motion to close the public hearing. Ms. Johnson second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Johnson – AYE; Ms. Jewell – AYE; Mr. Duteau - AYE). Mr. Bock motion to issue the Order of Conditions for 3 Bates Grove Road, including two sets of wattles at the wall and the bottom of the slope for removing invasives, and a downspout with dissipaters. Ms. Sherillo second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Johnson – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau - AYE). The DEP number must be posted at the street side.

16 Pattison Road – (*Continued from May 18, 2020*) This project is the demolition of an existing house and the construction of two single family homes. Caroline Fritz, owner/applicant, and David Sperduto, wetland consultant are present. The plan was revised over the weekend in response to comments from commissioners Saturday. There are infiltration trenches or drywells in lot 1 and lot 2 to handle the required recharge 0.6 inch of rain. They can handle the minimum required by MA stormwater standards. The infiltrators would be built later and can use the driveway for stockpile if needed at the time. There is a spill kit on the plan and a note that 6 native shrubs will be planted on each lot during soil stabilizations. Mr. Wigglesworth asks about the 3 large pine trees. Excavation would cut into the root area about 5-8 feet and will impact the 20% root area. They are going to put the tree decision on hold for now. Fill from the site will be used to fill in the old foundation hole, but if the subsoil is sand then they may need to bring in soil. Mr. Wigglesworth states that they require certified invasive free loam. There is a question of two DEP numbers. Ms. Overholt states that DEP number was issued and that DEP is not concerned with it, but the Commission can require two DEP numbers. Once one house is complete, they can't get a Certificate of Compliance until the other house is done. Ms. Fritz states they will go to the DEP and get two numbers because they will be building the house on the left first. The docks will be addressed at a later time. They can look to see if existing dock is grandfathered. Ms. Sherillo asked about the pipe on the beach area. Mr. Bock states he has a similar pipe and it is for irrigation. This house will have a cellar. There is an existing shed on lot 1 and the spill kit should go near the shed. The houses will have gutters and use an infiltration trench instead of a culvert system. There will be crushed stone under the downspouts on the lake side. Decks are shown on architectural plans and can be added to these plans. Mr. Bock recommends pervious pavers for under the decks. If they choose to use impervious pavers they should be placed about half an inch apart with a layer of crushed stone underneath. The Order of Conditions can't be issued until the second DEP number is received. Ms. Overholt will talk to the Building department about the decks. The applicant will send an email to request a continuance. Mr. Bock motion to continue the hearing to June 11, 2020. Ms. Sherillo second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Johnson – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau - AYE). Send email to request continuance.

0 Pattison Road – (*Continued from May 18, 2020*) This project is the construction of a single family dwelling. Owners/Applicants Paul and Gloria Brown. Stephen Balcewicz from B.C. Engineering and

**Webster Conservation Commission
Meeting Minutes of June 1, 2020**

Survey is presenting the plan. EcoTec, Inc. did the wetland flagging. The closest corner to wetland line is 13.5 feet at wetland flag B-9. He is proposing a 28 x 52 house with a walk and a pervious driveway that is wide enough for 2 vehicles. There is a depression on the left to catch runoff with a pea stone diaphragm and another depressed area on the right. There is a spillway there. The erosion controls are marked on the plan and the house was staked. There is a large tree to come down. There will be no cellar in this house; it will be on a footing, concrete wall or helical posts for support. 6 trees and 10 shrubs are proposed. EcoTec, Inc. sent in a wetland resource evaluation. The property lines were surveyed by Jarvis Land Survey Inc. A spill kit is on the plan. There will be lawn or landscaping between the driveway and the house. It is a one story house with no garage. Nothing is currently proposed behind the house. Ms. Sherillo would like wetland markers there. Mr. Wigglesworth would like shrubs behind the house. Mr. Wigglesworth asks about a drywell; Mr. Balcewicz suggests a rain barrel. Mr. Bock recommends planting rain gardens in the depression basins which would reduce the amount of shrubs to plant. They aren't sure about taking down the tree near the driveway yet. There are no further questions from the Commissioners. Mr. Wigglesworth recommends Joe Pye weed and black eyed Susan. Ms. Overholt suggests 3 bounds for markers. The limit of work is limit of disturbance. The markers should be at B9, B7 and B5, a little further in from the flags. The walkway in front can be pervious pavers also. No structures are to be constructed behind the house. There are no further questions from the audience. Mr. Bock motion to close the public hearing. Ms. Sherillo second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau - AYE). Commissioner Johnson had to leave the meeting at 7:17 p.m. The applicant will send an email to request continuance. Ms. Sherillo motion to issue the order of conditions with 6 trees and 10 shrubs - with some of those shrubs to be possible plants in a rain garden, 3 wetland bounds near the flags B9, B7 and B5, and the basins will be raingardens. Ms. Overholt will look at the limit of work. The driveway and walkway will be pervious pavers. The water gardens must be maintained. 4 highbush Blueberries should be planted behind the house. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau – AYE).

Recess at 7:42 p.m. for a few minutes.

0 Black Point Road Lots 85, 86, 87 and 88 – *(Continued from May 18, 2020)* This notice of Intent is for the construction of 4 single family homes on 4 existing lots. The owner/applicant is Cedar Cove LLC. Stephen Balcewicz from B.C. Engineering is presenting the plan. There was a history of dumping there and it is hard to see the limit of work. The soil report and site flagging was done by Maryann Depinto. The construction entrances are shown for each lot. There is Town water and sewer for the utilities. The setback and property lines are shown on plan. Bituminous concrete is proposed for the driveways, sloped to the road. Mr. Bock is concerned about the runoff. Pervious pavers would be a solution. Mr. Balcewicz agrees. Ms. Sherillo asks how close they are to the wetland. On Lot 85 there is 21 feet to last contour. On Lot 87, the house is 32 feet from the wetland. The closest would be the right rear corner of Lot 86, which is 12 feet. Ms. Sherillo asks if Lot 87 can be moved back from wetland. They are at the setback. They could lower the cultec chambers deeper into the ground. There is a proposed 5th dwelling. The future dwelling may or may not occur and it may face Jackson road. There is a 20 foot drop in some places. Mr. Duteau mentions the various debris on the site and at this time doesn't know how much will need to be pulled out. Mr. Balcewicz states there are tires, drums, tvs and other trash that would all have to be moved. Any bricks or concrete can be buried on the site. The site was used as a neighborhood dumping area. Ms. Sherillo states they are too close to the wetland and Ms. Overholt adds that lot 85 can be moved back a bit. Mr. Wigglesworth states that as much natural vegetation should be left as possible on the cove side where swamp is. Lot 87 can be pulled back to 12 feet. They are not grading past the wall. Lot 88 does not have water access. No docks are proposed. Ms. Overholt asks if there is there a

**Webster Conservation Commission
Meeting Minutes of June 1, 2020**

cultec for lot 88 because there are for the other 3 lots. It is in the flat area parallel to 490 contour. Mr. Balcewicz states that the erosion controls are already installed and would have to be moved. Mr. Bock suggests a separate plan for each lot.

Lot 85 can be used as a staging area. Stabilization is discussed. The construction entrances for each house are the driveways. Ms. Overholt can add a condition that a tracmat is needed at each entrance. Mr. Wigglesworth recommends placing protective silt sac in the storm drains. There should be wetland markers here before the wall and they can plant about 6 shrubs on top of the wall. Mr. Wigglesworth recommends planting 2 cedars on each lot along the wall. There will be one stockpile on Lot 85 and Lot 89, which is a future development owned by the same person. The construction sequence is on the plan. They can also send a letter to the board with construction sequence. A requirement for a Certificate of Compliance is an as-built; one plan for each lot. There will be a patio in back, not a deck, with pervious pavers for a place to sit. Ms. Sherillo motion to continue to June 11, 2020. Ms. Jewell second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau – AYE). Mr. Balcewicz will send an email for continuance and will provide details for the patios.

Request for Determination

39 Colonial Road – Owner/applicant Tom Revane is present. They are installing a roof over the deck. Ms. Overholt shows the plan and photos of the house on the screen. There is already impervious material under the deck. The roof materials are going to be precut and delivered. There will be no cutting on the site. The roof is the same size as the deck. There is also a gutter that runs along the edge of the deck that will tie into the same downspout system. Ms. Sherillo motion for negative Determination of Applicability at 39 Colonial Road. Mr. Duteau second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau – AYE).

32 West Point – The contractor, Preston Picardi, from Bulldog Decks, is present for the applicant, Cindy and Ron Lizik. They are building a new freestanding deck with stairs off to left. The deck wraps around house. There is a 4 foot walkway around the side of the house. The Building Commissioner went out to the site today. The posts are not pressure treated and have cracks. They will put in a beam to the walkway and add cross beams. The ground will not be disturbed. Will be using a Brazilian hardwood, Garapa. All cutting should be done with a vacuum saw on the other side of the house away from the Lake. Straw wattles and silt fence are not needed. Mr. Bock asks if they are extending the deck out onto lawn. They are replacing the upper deck. The new deck on the ground will be 14x14. It will be made out of a pressure treated frame, helical posts and the decking will be hardwood. Ms. Jewell motion for negative determination. Ms. Bock second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau – AYE).

Discussion

Ms. Sherillo motion to move the wetland Bylaw to the fall warrant. Ms. Jewell second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau – AYE).

Mr. Wigglesworth motion to approve authorizing the Conservation Agent to electronically sign for the Commissioners during the COVID-19 public emergency. This will be recorded at the Worcester District Registry of Deeds. Ms. Jewell second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau – AYE).

**Webster Conservation Commission
Meeting Minutes of June 1, 2020**

Mr. Brown needs a Conservation Commission photo I.D. made.

Ms. Sherillo asks about paperwork for next site visits. Ms. Overholt dropped off the materials at Mr. Duteau's house.

Did 25 Lakeside file for a permit to install a pool. The Commission would like to know where water is going.

Ms. Sherillo has questions about the copy of the warrant for the auction. She noticed the wording in the Conservation items mention the Board of Selectmen and or Conservation Commission and would like to know what that means specifically. The Board of Selectment may be mentioned because it is real estate. Ms. Overholt can ask the Town Administrator about the language.

The Commission would like to find someone to delineate the wetlands at 0 Gore Road so it is documented. Mr. Bock suggests a college could do the delineation.

Mr. Bock motion to adjourn at 9:26. Ms. Sherillo second. Vote all in favor by roll call vote (Mr. Wigglesworth – AYE; Ms. Sherillo – AYE; Ms. Jewell – AYE; Mr. Bock – AYE, Mr. Duteau – AYE).

Documents:

61, 67-69 Cudworth Road – Site Plan of Land 61-69 Cudworth Road, Quinn Engineering, January 28, 2020, 24" x 36", 6 sheets.

3 Bates Grove Road – Hand Drawn Plan 3 Bates Grove Road, submitted on March 9, 2020, 1 page.

16 Pattison Road – Plot Plan of Land, G.C. Wilson Company, March 6, 2020, 24" x 36", 1 sheet.

0 Pattison Road – Site Improvement Plan 0 Pattison Road, B.C. Engineering & Survey Inc., March 24, 2020, 24" x 36", 1 sheet.

0 Black Point Road lots 85, 86, 87, 88 – Site Improvement Plan Lots #85, 86, 87 & 88 Black Point Road, B.C. Engineering & Survey Inc., March 10, 2020, 24" x 36", 4 sheets.

All documents associated with these files can be found in the Office of the Conservation Department.

Next Meeting Date: June 11, 2020 – Location to be determined.

Respectfully submitted,

Kelly Gorham
Clerk for the Conservation Agent

**Webster Conservation Commission
Meeting Minutes of June 1, 2020**

Conservation Commission Approval: _____ Date: _____
Chairman

DRAFT