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| Laura Bugay, Chair | C:\Users\ebrown\AppData\Local\Microsoft\Windows\INetCache\Content.Word\Town Seal - Color.jpg | 26 Bryant Street |
| Andrew Tittler, Vice Chair | Dedham, MA 02026 |
| Stephanie Radner, Associate |  |
| Michelle Kayserman, ClerkLeigh Hafrey, AssociateNick Garlick, Associate | Tel: (781) 751-9210 |
| Eliot Foulds, Associate  | Fax: (781) 751-9109 |
| Nathan Gauthier, Alternate |  |
| Sean Hanley, Alternate | TOWN OF DEDHAM | Website |
| Elissa Brown, Agent | www.dedham-ma.gov |
| Renee Johnson, Administrator | CONSERVATION |  |
|  | COMMISSION |  |

 **MINUTES of June 20, 2019**

Pursuant to the notice filed with the Town Clerk, the meeting of the Conservation Commission was held in the Lower Conference Room at Dedham Town Hall, 26 Bryant Street, at 7:00 p.m. on Thursday June 20, 2019

**The following Commissioners were present:**

 Laura Bugay-Chair

Andrew Tittler-Vice Chair

Michelle Kayserman, Clerk

Nick Garlick

Eliot Foulds

Sean Hanley-Alternate

**The following staff were also present**

Elissa Brown, Agent

Renee Johnson, Administrative Assistant

Commissioner Bugay called the meeting to order at 7:00 pm**.** in accordance with the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, the Dedham Wetlands Bylaw, and the Dedham Stormwater Management Bylaw.

**Continuances**

The following applications were continued to July 11th, 2019

* **637 East Street, Frank Gobbi, Applicant – John Glossa, Glossa Engineering, Rep.** - Roadway and utilities for a proposed subdivision adjacent to Bordering Vegetated Wetlands- (DEP File # 141-0486).
* **105 Schoolmaster Lane, Armando Petruzziello, Applicant – Karon Skinner Catrone, Rep**. – Request for Determination of Applicability for construction of a new single family dwelling (RDA 2019-02).
* **123 Westfield Street- Lot 1, Oliver Garry, Westfield Crossing LLC, Applicant – David Johnson, Norwood Engineering, Representative** – Demolition of existing barn and construction of a new single family dwelling with septic system (DEP File #141-0549, MSMP 2019-03).
* **123 Westfield Street- Lot 2, Oliver Garry, Westfield Crossing LLC, Applicant – David Johnson, Norwood Engineering, Representative** – Demolition of existing dwelling and construction of a new single family dwelling with septic system (DEP File #141-0548, MSMP 2019-04).

**Continued Applications**

**48 Berkeley Road, Qiuling Chen, Applicant - Chi Man, Hardy + Man Design Group, P.C., Representative** – Notice of Intent and Major Stormwater Management Permit for the demolition of an existing structure and construction of a new single family dwelling in Buffer Zone to Bordering Vegetated Wetlands (DEP File # 141-0552, MSMP 2019-05). Chi Man, Hardy Man Group, and Ken Thomson were present representing the applicant.

Chi Man presented revised plans for dewatering details, sediment basing, and landscaping, invasive species management plan, and stormwater calculations as well the changes to schedules of inspections and sweeping on the O&M plans. Ken Thomson, wetland scientist, proposed removal as many invasive species during the summer as possible and a fall seeding of the whole area with supplemental planting of native grasses and flowers. He stated that the maintenance plan would be mowing annually in November for control.

Commissioner Tittler stated that the O&M plan seemed unrealistic and asked the ConCom. The Commissioners agreed and Agent Brown stated that she could add a special condition for a revised less vigorous plan after approval before construction. Commissioner Tittler stated that having a plan that the Commission could realistically enforce and the applicant could realistically comply with. Agent Brown stated that because of the extent of invasive species the applicant is required to hire an Enviromental monitor and to report for two growing seasons.

Commissioner Bugay moved to close the public hearing and issue the MSMP and NOI. Commissoner Tittler seconded. All were in favor.

**28 Stormy Hill, Anderson Almeida, Applicant – Paul Lindholm, Rep**. – After the fact Request for Determination of Application for vegetation clearing to create parking spaces in Mother Brook Riverfront Area (RDA 2019-03, mSMP 2019-03).

Commissoner Bugay made a motion to close the public hearing and issue a Negative Determination of Applicability, Commissioner Tittler seconded. All were in favor.

Commissioner Bugay moved to authorize Agent Brown to issue a mSMP with conditions. Commissoner Tittler seconded. All were in favor.

**Documents of Record:**

* Request for Determination of Applicability; prepared by Paul Lindholm, Lindholm Engineering; dated March 12, 2019
* Minor Stormwater Management Permit Application; prepared by Paul Lindholm, Lindholm Engineering; dated May 21, 2019
* Driveway Plan, Assess. Lot 16, Map 13, 28 Stormy Hill; prepared by Paul Lindholm, Lindholm Engineering; dated April 12, 2019 and last revised May 31, 2019
* Photos: Pics taken March 21, 2019 and Google Map Image October 2013.
* Operations and Maintenance Plan; prepared by Paul Lindholm, Lindholm Engineering; dated May 21, 2019

**Bridge Street and Ames Street, MassDOT, Applicant – Samuel Campbell, GPI, Representative** – Reconstruction and Related work on Bridge Street (Route 109) and Ames Street (DEP File # 141-0553).

Sam Campbell; GPI; Melissa Lenker, MassDOT; Laura Krause, Beta; and John Osorio, GPI were present to represent the applicant.

Mr. Campbell stated that as of the last meeting a site walk has been completed and that a response to the ConCom’s comments per last meeting had been submitted. MassDOT is still responsible to submit the total phosphorus calcs as well as a summary of catch basins to be retained. Mr. Campbell summarized efforts to comply with MA stormwater standards, with standards 3 and 4 being met to the maximum extent practicable. The Commission discussed trees to be removed, particularly the large silver maple at 118 Bridge Street. Mr. Campbell explained that an arborist had walked the site and determined areas that would require trimming and removal. Mr. Tittler noted that it appeared that14 trees were slated for removal.

**Documents of Record:**

* Notice of Intent Reconstruction and Related Work Bridge Street (Route 109) & Ames Street; prepared by Greenman-Pedersen, Inc; dated May 2019.
* Notice of Intent Plans; prepared by Greenman-Pedersen, Inc; dated May 2019.
* Letter from Tracy Kay, Esq. to Dedham Conservation Commission re: Notice of Intent/Dedham, Massachusetts/ Local Bylaw/Ordinance Exemption; dated June 5, 2019.
* Notice of Intent #141-0553 – Supplementary Materials; prepared by Greenman-Pedersen, Inc; dated June 2019.

Commissioner Bugay moved to continue the application until July 11, 2019. Commissioner Tittler seconded. All were in favor.

**New Applications**

**66 Lancaster Road, Tim Gorman, Applicant – Jim DeCelle, DeCelle-Burke-Sala & Associates, Inc., Representative** - Demolish existing single family residence and construct new single family residence (MSMP 2019-06). The applicant stated that after the plans had been revised slightly to accommodate a change in the sewer line. Jim DeCelle was present to represent the applicant.

**Documents of Record:**

* Letter to L.Bugay re: Stormwater Management Permit (including permit application, O&M Plan, and HydroCAD; prepared by James Burke, PE, DeCelle-Burke-Sala; dated May 28, 2019.
* Proposed Site Plan; prepared by DeCelle-Burke-Sala and stamped by James Burke, PE; dated May 28, 2019 and last revised June 27, 2019.
* Letter to L.Bugay re: Stormwater Management; prepared by James Burke, PE, DeCelle-Burke-Sala; dated June 27, 2019.

Mr. DeCelle reviewed the plan and revisions made since the original submittal. Commissioner Bugay noted that a tree survey need to be conducted and a post-construction landscaping plan submitted. Commissioner Tittler questioned the increase in impervious area, to which Mr. DeCelle responded that it was primarily due to the installation of a new driveway.

Commissioner Kayserman questioned the location of the test pit and recommended that a test pit be conducted in the proposed location of the infiltration chambers and that these should be located in the rear of the property. She also stated that erosion and sedimentation controls should be extended to the rear of the property.

Commissioner Bugay moved to continue the application until July 11, 2019. Commissioner Tittler seconded. All were in favor.

**Striar Property Site Restoration, 450 Sprague Street, Town of Dedham, DPW Applicant Jaurice Schwartz, Weston and Sampson,** **Representative** - Restoration of area within buffer zone to a town regulated isolated vegetated wetland (RDA 2019-05). Joe Flanagan, DPW was present.

Mr. Flanagan explained that the soil pile had been removed and barriers installed at 125 feet. He submitted a sketch plan showing the location and type of proposed plantings that would be installed to restore the area, as well as the jersey barriers.

Commissioner Bugay opened up the meeting to Public Comment.

Elizabeth Doris Gustin 8 Walker Lane, Dedham resident , presented a map from 1987 that named Mosley Brook a “Brook” and not an intermittent stream. She stated her belief that the project area is within Mosley Brook Riverfront Area and should be regulated under the Riverfront Protection regulations..

Mr. Bob Lo Porto of 148 Crane St asked the Commission whether there would be protection for the plantings to survive given the quality of the soils present.

Commissioner Bugay stated that the DPW would be required to check the remaining soil for compaction and amend and aerate as necessary, to ensure the life cycle of the new plantings.

Jim Maher, 22 Sherman Road, suggested moving the barriers to 125 feet from the ILSF.

Commissioner Bugay moved to continue the application until July 11, 2019. Commissioner Tittler seconded. All were in favor.

**Other Items** –

**20 Carematrix Drive, Olimas LLC and Skye Enterprises LLC, Applicant, Jon Tilton Williams & Sparages LLC, Representative** – Notice of Intent to convert paved surface to artificial turf and playground area in Buffer Zone to Bordering Vegetated Wetlands (DEP File # 141-0551). Commissoner Bugay moved to issue an OOC and authorized Agent Brown to issue a mSMP. Commissoner Tittler seconded. All were in favor. .

**Modification to NOI and MSMP** – 93 Alden Street. (DEP # 141-0532) – Alena Pelipenko, the applicant explained to the Commission that the project had been significantly hampered by the wet conditions this spring. She stated that they are also being required by the Building Dept. to move the shed, since it does not meet current setback requirements.

Agent Brown explained that DEP Policy states that a new NOI should be filed if “the determination is made that the project purpose or scope has changed substantially or that the interests specified in the Wetlands Protection Act are not protected.” Furthermore, “the issuing authority should consider such factors as whether the purpose of the project has changed, whether the scope of the project has increased, whether the project meets relevant performance standards, and whether the potential for adverse impacts to the protected statutory interests will be increased.” She noted that she did not believe that the requested modification met that standard.

Ms. Pelipenko was instructed to submit a revised plan that clearly showed the location of the deck and the proposed fencing.

Commissioner Bugay moved to issue the approval to modify the NOI and MSMP. Commissioner Radner seconded. All were in favor.

**Agents Report**

* + Litigation
		- 530 Providence Highway
		- 13 Powers Street
	+ Striar Update
		- Historical research
		- Town Counsel opinion on Article 97
		- EPA Determination on permits (MSGP and CWA)

Agent Brown was instructed to prepare a letter to residents of the Colburn Street area regarding illegal dumping.

Agent Brown was instructed to contact the applicant for 339 Washington Street regarding the need for a new MSMP application if the proposed project was substantially different from that previously proposed.

**Meeting Minutes** –Commissioner Bugay made a motion to approve the 5/23/29 Conservation Commissoner Meeting Minutes as edited. Commissioner Tittler seconded. All were in favor.

Commissioner Bugay moved to adjourn the meeting at 9:07. Commissioner Tittler seconded. All were in favor.

Respectfully submitted,

Renee Johnson

Administrator