



## CONSERVATION COMMISSION

78 Main Street, Hudson, MA 01749  
(978) 562-2948

*Paul Byrne, Chairman*

*Joseph Rodrigues*

*Marianne Iarossi*

*David Mercer*

*Emilie Schuler*

*Catherine Childs*

*Brandon Parker*

### Meeting Minutes April 6, 2017

Meeting was called to order at 7:00 PM by chair Paul Byrne

Roll Call: Paul Byrne, David Mercer, Joe Rodrigues, Brandon Parker, Jason Weksner  
(Associate Commissioner), Nusrath Khan (Associate Commissioner)

Staff: Pam Helinek

#### **Public Hearings**

##### **33 Temple Avenue – Request for minor change to RDA**

**Present: Michael Fourine , Nail-it-Roofing; Todd Billings, 33 Temple Ave; Chuck Kvinewich , 33 Temple Ave**

The applicant requests to extend the approved deck by two feet along the side of the house because the original design blocked the door. It will be no closer to Lake Boon. There will be no new footings -instead Diamond Pier pin pile technology will be used. Pins are driven into the soil and spread beneath the ground to serve as a foundation. Soil tests have been done to confirm compatibility with the technology. Paul Byrne moved to approve the minor change to the RDA with the condition that the applicant calls Pam Helinek to observe the technology when they are ready to start construction. Second by Joe Rodrigues, vote 4-0-0.

##### **4 LaFrance Drive, continued NOI, 190-0603**

**Present: Steven Poole, Lakeside Engineering; Thuong Phan(4 LaFrance Dr), Greg Boland (abutter - 5 LaFrance Drive)**

The applicant submitted a new plan to address DEP concerns as well as a floodplain study to address Joe Rodrigues' concerns about floodplain being previously filled without permission. The new plan redraws the floodplain to meet current FEMA elevations and adds a treeline. Steve Poole re-calculated impervious area as required. The drywells originally proposed have been removed.

Joe Rodrigues said that if all the trees were cut as proposed there would be none left. Jason Weksner said that 5 or 6 of the trees had structural issues but that there is no reason to remove any of the other trees on the property. Paul Byrne requested that Jason Weksner mark the trees

that can be cut and that the applicant submit a planting plan for a one-to-one tree replacement with 2-3 inch caliber trees, preferably of the same species that is cut. Jason Weksner will do an inventory of the trees by species and dbh to be sure that no additional trees are cut. He said that red maples might do better closer to the water than black cherries. Brandon Parker asked about the proposed invasives removal. Steve Poole said that invasive shrubs would be removed by hand. Jason Weksner said that this area should also be flagged so that native vegetation is not removed along with invasive vegetation. Jason Weksner asked about tree protection for trees that were to remain. Steve Poole said they could wrap the trees but that heavy equipment should not be coming close enough to damage the trees or roots. Joe Rodrigues requested that the elevations be staked to make sure there is no disturbance to the floodplain. Paul Byrne stressed that the natural area should not be converted to lawn. Abutter Greg Boland repeated that he is in support of the larger house but that he wants to be sure that the natural area near the river is protected.

Paul Byrne moved to continue the hearing to April 20 at 7:00 in order to flag the trees and invasive vegetation, allow time for the tree survey, and allow for the applicant to submit a planting plan and do the required staking. Second by Joe Rodrigues, vote 4-0-0.

### **23 Temi Road, Tree cutting violation**

**Present: Luke Jones, 23 Temi Road; Mark Ahearn, 18 Kent Drive**

The property owner has cut about 12 trees in his backyard in the Buffer Zone to Danforth Brook. Paul Byrne said that a planting plan would need to be submitted and at least 10-15 native trees would need to be planted. The plan should be submitted as an RDA for the next meeting (4/20/17).

### **101 Coolidge Street, Dumping in Riverfront Area**

**Present: Mohamed Azeez**

A negative determination was issued to allow the applicant to remove a large rock outcropping that was blocking visibility to his business. The broken rock has been piled up near the brook, at the top of a steep incline. Paul Byrne said that straw wattles would need to be installed as the slope has been disturbed and the rocks must be removed. Mohamed Azeez said that heavy machinery would have to cross a water main to remove the rocks and the water main could rupture. Paul Byrne said to protect the water main with steel plates. Mohamed Azeez asked if he could have 6 months or a year to do the work because of cash-flow issues. Paul Byrne said that the straw wattle needed to be installed next week, but that he could have 6 months to remove the rocks.

### **99 Park Street (Elks Club) – COC request, 190-0579**

The project was entirely within pavement and did not disturb any land or vegetation. It has been completed according to plan but the applicant is in a lawsuit with the contractor and there is no as-built plan. Paul Byrne moved to issue a Certificate of Compliance with a request for an as-built plan when they have it. Second by Joe Rodrigues, vote 4-0-0

**221 Simpson Road, Marlborough line – COC request 190-100**

The OOC was issued in 1985 for a subdivision on the Marlborough-Hudson line, mainly for the road. A COC was issued in 1986. The bank will not close on the property at 221 Simpson Road in Marlborough without a COC issued specifically for that property. The property is not in a wetland resource area or buffer zone. Paul Byrne moved to issue a partial COC for the property at 221 Simpson Road, Lot 11 of the Subdivision. Second by David Mercer, vote 4-0-0.

**Administrative Business****Discussion – Gerwick Property**

Work has begun on access to the property and the newly dug parking lot is completely flooded. Additional work will be required to build a small retention basin and pipe the overflow to a nearby catch basin. Pam Helinek would like to start ordering signs and asked the Commission what they would like the property to be named. There is no requirement to call it Gerwick. The Commission would like to think about it and decide at the next meeting.

**Minutes** – Paul Byrne moved to accept the minutes for March 16th, 2017. Second by Joe Rodrigues, vote 4-0-0.

**Adjournment**

Paul Byrne moved to adjourn the meeting. Second by David Mercer, vote 4-0-0. The meeting was adjourned at 8:00 PM.