



CONSERVATION COMMISSION

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

Paul Byrne, Chair

Joseph Rodrigues

Marianne Iarossi

David Mercer, Vice Chair

Emilie Wilder

Brandon Parker

Jason Weksner

Meeting Minutes August 16, 2018

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

Roll Call: Paul Byrne, David Mercer, Joe Rodrigues, Marianne Iarossi

Staff: Pam Helinek (Conservation Agent)

Public Hearings

43 Park Street, RDA

Present: Connie Estes, Charles Estes, Zachary Gay

The applicant proposes to dig a trench through a paved driveway for the purposes of installing a gas line and re-paving the driveway. Paul Byrne moved to issue a Negative Determination, second by Joe Rodrigues, vote 4-0-0

49R Park Street, RDA

Present: Connie Estes, Charles Estes, Zachary Gay

The applicant proposes to dig a trench through a gravel driveway for the purposes of installing a gas line. There appears to be a drain running under the driveway. Paul Byrne moved to issue a Negative Determination contingent upon locating the drain and being sure not to impact it with the work. Since the driveway is currently unpaved, another RDA must be submitted if the applicant wants to pave the driveway. Second by Joe Rodrigues, vote 4-0-0

Parmenter Road Lot 1, 190-0622

Parmenter Road, Lot 2, 190-0621

Present: Steve Poole, Lakeview Engineering; Scott Jordan, EcoTec; Kevin O'Malley, developer

Documents:

- Letter to Hudson Conservation Commission, Re: Parmenter Rd, Hudson; prepared by Scott Morrison, EcoTec, Inc., dated 8/9/18
- Wetland Replication Construction Protocol: Parmenter Road, Hudson, MA; Prepared by EcoTec, Inc.; signed by Scott M. Morrison, PWS; dated 8/8/18

- Site Plan Lots 1 & 2, Parmenter Road; prepared by Lakeview Engineering Associates; dated 7/13/18, revised 8/13/18; signed and stamped by Tsung Ting Chiang, PE #23891; scale 1"=40'

The applicant submitted a new site plan showing the approximate floodplain and specifying a larger replication area to work around some trees. Also submitted were a count of trees to be cut and a replication plan with tree saplings, shrubs and herbaceous seed mix in the replication area.

Scott Jordan of EcoTec said that the water quality cert required by DEP is not necessary if a deed restriction is placed on the properties so that they cannot be further subdivided and no more wetland fill is allowed. Pam Helinek will confirm with DEP.

Marianne Iarossi said that she didn't think the alternatives analysis was complete and that the alternative for one house in back was given but not for one house in front. Scott Jordan said that either way, one house would not be economically equivalent to two houses and that the disturbance for one house would not be significantly greater than for two.

Marianne Iarossi said that only 3 trees were being planted and many were being cut and asked for more trees to be planted. Scott Jordan said that if they added more trees they would be too close together.

Joe Rodrigues asked if there was enough room for the erosion control and said to be sure that the wattles are not too close to the edge of the slope and that they stay in place.

Paul Byrne asked for the edge of the wetland to be marked so that it is not encroached upon in the future. Joe Rodrigues suggested a row of boulders along the limit of work in Lot 1.

Paul Byrne moved to close the hearings and issue Orders of Conditions for both lots. Second by Dave Mercer. Vote 4-0-0.

Special Conditions: The wetland edge of Lot 1 is delineated along the limit-of-work with large boulders; a deed restriction is placed on both properties so that no further subdivision is possible and no more wetlands are filled; on Lot 2 no snow may be plowed from the driveway into the wetlands; two growing season monitoring period required for the replication area with annual and final reports; replication area must be created and approved by the agent before construction on the Lot 2 house is begun (plantings may wait until the appropriate season); a stone pad for construction vehicles 12-15 feet wide and 50-75 feet long must be constructed; attempts to save healthy mature trees will be made wherever possible

101 Coolidge Street, continued RDA

The applicant has requested to continue the hearing. Paul Byrne moved to continue the hearing to September 20 at 7:00 PM. Second by Joe Rodrigues, vote 4-0-0.

Administrative Business

Minutes – Paul Byrne moved to approve the minutes from August 2, 2018. Second by Joe Rodrigues, vote 4-0-0.

Minor Plan Change Request – 74 Cox Street, 190-0601**Present: Kathy Adams****Documents:** Notice of Intent Plan; prepared by Thomas DiPersio Jr., Associates, Inc.; signed and stamped by Thomas DePersio Jr. PE # 40077; revised 8/5/18; scale 1"=20'

The applicant proposes adding pervious patios to the back of the units. Paul Byrne moved to approve the Plan Change request and to accept the plan dated 8/5/18 as the approved plan. Second by Joe Rodrigues, vote 4-0-0. A plant list for the restoration area was also submitted and approved.

Emergency Certification Request – 35 Wilkins Street**Present: David Schofield**

The septic has failed in Buffer Zone to Bordering Vegetated Wetlands and was overflowing towards the wetlands. The cesspool has been pumped and plans for its replacement are in progress although the lot is very constrained. The Board of Health has ordered the property owner to upgrade the septic system by September 30 and to pump the cesspool every two weeks until it is done. The applicant will have the wetlands flagged and will try to submit an NOI by next week's deadline. Paul Byrne moved to issue a 30-day Emergency Certification to replace the septic system, effective August 29th (after the BOH meeting). Second by Marianne Iarossi, vote 4-0-0.

Discussion – Eversource Final Environmental Impact Report (FEIR)**Present:** Ray Phillips, President, Protect Sudbury

Pam Helinek reported that the FEIR has been posted by MEPA and that she plans to re-submit the Commission's opposition letter that was sent to the DEIR with a few updates, acknowledging the reduction in scope of the tree-cutting but stating that the Commission's concerns are unchanged. Ray Phillips reported on issues with the FEIR identified by Protect Sudbury and asked the Commission to consider these when reviewing the FEIR.

Discussion – 15 Glendale Road

The property owner would like to remove yard debris and weedy vegetation from a strip of Buffer Zone on the side of her yard and plant trees in the area. The Commission agreed that this could be done with administrative approval.

Discussion – 24 Laurel Drive

Pam Helinek visited the property and is concerned about the proposed stabilization work. The property owner plans to use a small excavator to clear vegetation from the side of a steep slope in order to place loam and riprap. The intention is to prevent erosion but Pam Helinek is concerned that the slope will collapse into the wetlands. Paul Byrne and Joe Rodrigues agreed to visit the property Saturday morning. Pam Helinek will inform the property owner.

Discussion – 6 Maxwell Circle

Pam Helinek reported that it would cost \$800-1200 to have a wetland scientist flag the property and another \$1200 to make a surveyed plan. There was discussion about whether the Commission should pay to flag private property, whether the applicant should be required to

remove fill if it is found, whether a requirement to plant native species as mitigation is acceptable and whether to consult with Town Counsel if the applicant doesn't cooperate. The Commission decided to table the discussion until the full board is in attendance.

Adjournment

Marianne Iarossi moved to adjourn the meeting, second by Dave Mercer, vote 4-0-0. The meeting was adjourned at 8:40 PM.