

Danon Tini o, Chairman
Peter Coffin, Vice Chairman



Timothy Aicardi
Michael Amendolia
William Aten

TOWN OF MENDON

Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756

Meeting Minutes of September 10, 2009

Attending: P. Coffin, T. Aicardi and W. Aten; F. Lapham, Shea Engineering; B. Faneuf, ESI; P. Ghelli, 42 Milford, St.; J. Lowell, 40 Millville St.; J. Gilmore, 23 Hastings St.; G. Funari, 4 Oakland Terrace, Natick; C. Funari, 49 Milford St.; Robert Sweet, 50 Milford St.

P. Coffin called the meeting to order at 7:34 p.m.

Mr. Coffin informed members that he, Mike and Tim performed site visit at 20 Uxbridge Rd., Imperial site on Saturday Aug. 29. NTU's measured 40 as compared to 200 previously. The Stormwater Pollution Prevention Plan was not specific about the period during construction. The BaySaver wasn't installed at beginning of construction. Silt is still getting into wetland across the street. B. Faneuf asked whether there is silt left in the settling basin and whether it is being cleaned. There shouldn't be any new silt coming from the site. Members agreed to draft a letter, attaching photos taken on Aug. 29, to be sent to Mr. Meehan (certified) and Themeli Builders, copies sent to DEP, Town Coordinator, Planning Board and EPA. *Action: P. Coffin to supply EPA contact information.* The letter shall read:

At a site visit to 20 Uxbridge Road, Mendon, MA on Saturday, August 29, after one inch of rain, we noticed silt-laden water discharging into the wetland across the street which was coming off your site. At this point we are requesting that you clean out all the structures leading into the siltation pond, vacuum underground storage basin and clean out deep sumps and underground pipes leading into state highway system as soon as possible to prevent further siltation getting into wetland.

Notice from attached photos that there is failing protection at many of the catch basin inlets. Provide copies of all Stormwater pollution prevention control inspection reports that you have been maintaining.

The Stormwater Management Report, Imperial Plaza Uxbridge Road, as submitted to the EPA mentions a BaySaver Separation System. Was that made to be used to handle construction sediment?

Please respond to this letter before September 24, 2009 or we will require a Notice of Intent to be filed.

B. Faneuf to submit invoice to Conservation Commission.

7:45 p.m. F. Lapham presented an RDA for 61 Providence Street. The owner is replacing a septic system and needs to move the well. The owner needs to drill a new, private water supply well within 50 feet of a BVW. Silt fence and hay bales are required around the well. T. Aicardi made and W. Aten seconded a motion to approve the proposed well replacement at 61 Providence St. The motion carried unanimously.

Members reviewed Requests for Determination of Applicability (RDA) for which D. Tinio performed site visits. Owner of 105 Blackstone St. is requesting to pour a 12' X 12' concrete slab for a Jacuzzi off one of the decks. There would be no wetland impact. Members signed the negative determination.

M. Ammendolia and T. Aicardi performed site visit to 50 Milford Street for parking lot expansion. R. Sweet was directed to install silt fence along driveway. P. Ghelli requested that discussion regarding more than one issue with a piece of property be done at the same time during a meeting. Mrs. Ghelli said she read in the minutes from the last meeting that there was discussion after she left where Mr. Sweet talked about dike in the cranberry bog. P. Coffin said the Con. Com. does not have jurisdiction over NRCS-related projects. However, he will try to limit discussion when Pat is in attendance. R. Sweet said he will have drawings for anything within the 100-foot buffer and will file an NOI for the dike.

D. Tinio had determined there would be no wetland impact at 66 Millville Street by the owner installing an 18' X 40' inground pool. Members signed the negative determination.

Members reviewed RDA for 75 Northbridge Road. Owner would like to construct a 12' X 20' shed on gravel on blocks. He will not be using any heavy equipment. Members signed the negative determination.

George and Chris Funari were in attendance in accordance with the letter they received regarding a wetland violation on their property at 49 Milford Street. T. Aicardi explained that members were concerned with a wetland between the Oak Tree Supply and Taylor Rental. Chris explained to members that they replaced a four-inch pipe, which existed when he bought property, with an eight-inch pipe. It was diverting water from a stream. They created a detention basin to catch the water and sent it into a wetland in back of property. Damon Tinio had visited site and saw the area. There was another pipe draining from his property but someone plugged it up. Guerriere and Halnon had flagged the area. Owners gave permission to members to go on the site and see the plans. C. Funari asked for a copy of the RDA that was submitted by a resident regarding wetland violation. *Action: T. Aicardi to contact owner for site visit when members can be notified.* Owners requested entire board to do site visit. T. Aicardi showed owners that assessor's map indicating a stream near the property; therefore, people think there may be a wetland on the property. J. Gilmore requested that 'water from pond was going on his property and he was piping it'. B. Faneuf said that if the owner is within 100 feet of a wetland, he will have to file an RDA. He can hire a consultant to delineate the wetland.

J. Pavlik requested a three-year extension for the Order of Conditions for the shared septic system at 9 Haywood Circle. Jim reported that the system is up and running. There were 28 lots proposed. Now there will only be 20. The age restriction was lifted. They need to clean up, do landscaping

and a portion of the grading hasn't been done. There will be a new NOI for the newly designed section of the development. *Action: Members will perform site visit on to check erosion control.* J. Lowell said she would like to go on visit. *J. Pavlik to check with owner for his approval.*

Members have not had a chance to perform site visit at 21 Millville Road prior to signing Complete Certificate of *Action: Members to perform site visit to 21 Millville Road.*

Members reviewed BoS License Routing Slip for a Common Victualler License for WillowBrook. Members agreed there were no wetland issues on the property. P. Coffin signed slip.

F. Lapham explained that he is looking for an extension to the Order of Conditions (OOC) for Strawberry Hill—Road Only. Fred explained that he has been in front of Planning Board since the law suit was closed. The original NOI was filed and the hearing was opened and closed. Members signed OOC but never notified or delivered it to the applicant. The project was stopped because the Planning Board decision was appealed. D. Willoughby explained that the minutes of April 25, 2002 indicated the OOC would be issued with Planning Board's approval of the project. Planning board approval was never given. Fred spoke with P. Nadeau who said nothing is stopping the Con. Com. from issuing it. However, there could be issues if a neighbor says he/she didn't have the opportunity to appeal. P. Coffin said that wetlands have been known to change. Fred still has to file with NHESP even if they proceed under the old DEP number. The court said the Planning Board needs to work things out with the owner. The plan was revised in July. Fred will highlight the changes on a new plan and get a certified abutters list to send out notices. The hearing will be scheduled for September 24, 2009.

W. Aten made and T. Aicardi seconded a motion to accept the Meeting Minutes of August 27, 2009. The motion carried unanimously.

Members signed Certificate of Compliance for 36 Quissett Road. D. Tinio had done site visit and determined work was complete.

Members will schedule site walk for Meadow Brook in October.

Action: T. Aicardi to perform site visit to 39 Northbridge Road to ensure owner put up silt fence and hay bales as requested in a letter dated July 28, 2009.

D. Willoughby informed members that S. Smith said lake treatment could be done in July 2010 when invasive plants have grown larger. She will attend a meeting in the spring to provide details.

Meeting adjourned at 9:43 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk