

**Conservation Commission Minutes
March 23, 2017**

Attendees:

Present: Marilyn MacDonald, Vice-Chair, Harry Bailey, Member; Melissa Desjardins, Member; Matthew Stoddard, Member; and Robert Mello, Member; and Azu Etoniru, Conservation Agent

Absent: None

Conservation Commission – Old Business

Wetland Enforcement – Homenook Subdivision

Ms. Marilyn MacDonald, Vice-Chair, opened the hearing and read the enforcement letter dated March 1, 2017 sent to Homenook Homeowners Association into the record. It stated the following:

*"Based on an inspection in response to a concerned citizen's inquiry, a representative of the Conservation Commission visited the above referenced site and it appears that there is an ongoing violation of open-space guidelines and preservation criteria for the open-space area approved for the Homenook Subdivision community. The existing open space is being used for improper recreational activities, to wit: ATV driving and operation, which has resulted in severe and substantial damage to the vegetation and ground cover, thereby, causing erosion damage of exposed soils. You are hereby summoned to appear before the Conservation Commission on Thursday, March 23, 2017 at 7:00pm to address the Violations. The meeting will be held in the Council Chambers Room located on the second floor of the Municipal Office Building located at 66 Central Square, Bridgewater, MA. You are hereby directed to **cease and desist or cause to cease and desist further activities** that would cause further derogation of the Wetlands and the associated buffer zone. Please be advised that the Conservation Commission under the Wetlands Protection Act and the Town of Bridgewater Wetlands Protection Bylaws has jurisdiction and the authority to impose fines of \$100 a day, and each day of non-compliance constitutes a new violation and the basis for additional fines imposition. Thank you for your anticipated and immediate attention to this matter. Please contact the Commission's office at 508-697-0907 should you have any questions or concerns. Very truly yours,
BRIDGEWATER CONSERVATION COMMISSION"*

Mr. Anthony Zucco, Treasurer, Laurie Barry, Trustee, and Joe Whalen, from the Homenook Homeowners Association were present to discuss the situation with the Commission. The Commission recommended that the signage be put in place at key entrances to discourage the prohibited use of ATVs.

Notice of Intent – Off Ashtead Road, Map 87 and 100, Parcels 142 and 90 – SE116-1400

Ms. Marilyn MacDonald, Vice-Chair, opened the continued hearing and read a letter dated March 22, 2017 from Lawrence P. Silva, P.E., S.E., President, Silva Engineering, Associates, Inc., into the record. It stated the following:

"On behalf of our client, Trinity Covenant Church, Silva Engineering Associates (SEA) would like to request a continuance from your March 23, 2017 meeting, until your next meeting on April 13, 2017. SEA is currently completing a re-design to address review comments by the Town Engineer. Furthermore, we grant the Board an extension of time to render a decision on this project until the end of April 2017. If you have any questions please feel free to contact me"

Ms. Melissa Desjardins, Member, motioned to continue the hearing to April 13, 2017. Mr. Harry Bailey, Member, seconded the motion. VOTE: All in favor, none opposed.

ANRAD – Lyman Place – SE116-1399

Mr. Harry Bailey recused himself from sitting on this hearing.

Ms. Marilyn MacDonald, Vice-Chair, opened the continued hearing. Mr. Larry Silva recapped the proposed project and the Commission reviewed their site walk findings. Ms. Marilyn MacDonald, Vice-Chair, stated that she walked the site with the Conservation Agent, and the line was conservative.

The Commission reviewed all the material as presented and there were no further comments or concerns, and no abutters present for comments. Mr. Robert Mello, Member, made a motion to close the hearing. Mr. Matthew Stoddard, Member, seconded the motion. VOTE: All in favor, none opposed.

Notice of Intent – Definitive Subdivision – Oldfield Estates, Off Cherry Street – SE116-1395

Ms. Marilyn MacDonald, Vice-Chair, opened the continued hearing. Mr. Larry Silva recapped the proposed project and the Commission reviewed the group site walk findings from March 4, 2017. Mr. Harry Bailey, Member, stated that he augured and could see the water line; the flags in this area needed to be pulled back about ten feet. Mr. Larry Silva provided the Commission with updated plans. Ms. Marilyn MacDonald, Vice-Chair, stated that Mr. Azu Etoniru, Conservation Agent, would need to review the stormwater design. Mr. Silva stated that the Planning Board is still reviewing the project and he will provide updated engineered plans based on those discussions.

The Commission reviewed all the material as presented and there were no further comments or concerns, and no abutters present for comments. Mr. Robert Mello, Member, made a motion to continue the hearing until April 27, 2017. Mr. Matthew Stoddard, Member, seconded the motion. VOTE: All in favor, none opposed.

Conservation Commission – New Business

Request for Determination of Applicability – Wildlands Trust – past 1199 Auburn Street

Ms. Marilyn MacDonald, Vice-Chair, opened the hearing and read the public hearing notice for the Request for Determination of Applicability filed by Wildlands Trust, Inc. The applicant proposed to install an educational interpretive kiosk and requested a determination from the Commission whether the work depicted on the plan is subject to jurisdiction under the Wetlands Protection Act and Town of Bridgewater Wetland By-Law. The property is owned by Wildlands Trust, Inc. and located at 0 Auburn Avenue as shown on Assessor's Map 80, Parcel 10 and 29.

Mr. Scott McFadden from Wildlands Trust, Inc. made a presentation to the Commission, explaining the scope of the project as depicted on a document dated July 6, 2017 entitled "*Map – Proposed Sign Location – Great River*" and a document dated March 4, 2016, entitled "*Photos of Signage and Proposed Signage Location*". Mr. McFadden stated that the kiosk will have information about the wild and scenic river and the preserve. Mr. McFadden stated that the proposed sign will be supported by two 6x6 poles, ten feet long, and secured in the ground. The Sign will be placed as close to the water as possible, depending on the site conditions.

The Commission reviewed all the material as presented and there were no further comments or concerns, and no abutters present for comments.

Mr. Robert Mello, Member, made a motion to close the hearing and issue a negative determination. Mr. Matthew Stoddard, Member, seconded the motion. VOTE: All in favor, none opposed.

Notice of Intent – 674 Summer Street, Map 63, Parcel 46 – SE116-1404

Ms. Marilyn MacDonald, Vice-Chair, opened the hearing and read the public hearing notice for the Notice of Intent filed by Collins Civil Engineering Group, Inc., 225 South Main Street, West Bridgewater, MA. The applicant Gregory Dube, proposed that the Conservation Commission review and approve the proposed updated of a residential septic system located 674 Summer Street, Assessor's Map 63, Lot 46.

Mr. Peter Lyons, EIT, SE, from Collins Civil Engineering Group, Inc., representing the applicant, made a presentation to the Commission, explaining the scope of the project as depicted on the engineered plans dated March 8, 2017 entitled "*Plan and Details Subsurface Sewage Disposal System Upgrade*" as prepared by Steven W. Rumba and signed and stamped by George R. Collins, P.E. Mr. Lyons explained that the proposed septic system will be outside the 50' line with the exception of the existing septic tank, and they proposed to use 8" silt sock for the silt fencing. Mr. Lyons noted that there will be trees coming down and the work is primarily all lawn area.

Mr. Richard Rowe, abutter residing at 678 Summer Street, expressed concern that the water table may change due to the project. The Commission and Mr. Lyons addressed his concerns.

The Commission stated that the work should be three feet further away from the wetlands and the applicant shall provide an as built plan.

Mr. Harry Bailey, Member, motioned to close the hearing. Mr. Matthew Stoddard, Member, seconded the motion. VOTE: All in favor, none opposed.

Conservation Commission Business

Kyle Hackett – Eagle Scout Project

Kyle Hackett, Life Scout from Boy Scout Troop 31, requested permission to perform a service project for the community to earn his Eagle Scout badge. Mr. Hackett proposed to install a trail kiosk and trail markers at the Tuckerwood Park. The Commission discussed the proposal. Mr. Harry Bailey, Member, agreed to supervise the project. Mr. Lawrence Silva, from Silva Engineering, extended an offered to project any resources to Mr. Hackett that he may need for the project.

Mr. Harry Bailey motioned to approve the proposed project as presented. Mr. Matthew Stoddard, Member, seconded the motion. VOTE: All in favor, none opposed.

Review of Order of Conditions for 30 Colonial Drive – SE116-1397

The Commission reviewed the Order of Conditions for DEP File Number SE116-1397 for 30 Colonial Drive, Lot 8, Map 111 and 101, Parcel 31, 32, and 13A, and Lot 39 as presented. Mr. Robert Mello, Member, made a motion to issue the Order of Conditions. Ms. Melissa Desjardins, Member, seconded the motion. VOTE: All in favor, none opposed.

Review of Order of Conditions for Fireworks Circle, Lot 15, Map 88, Parcel 83 – SE116-1403

The Commission reviewed the Certificate of Compliance for DEP File Number SE116-1403 for Fireworks Circle, Lot 15, Map 88, Parcel 83 as presented. Mr. Robert Mellow, Member, made a motion to issue the Certificate of Compliance. Mr. Harry Bailey, Member, seconded the motion. VOTE: All in favor, none opposed.

Review of Certificate of Compliance for Colonial Drive, Lot 8 – SE116-1378

The Commission reviewed the Certificate of Compliance for DEP File Number SE116-1378 for 30 Colonial Drive, Lot 8, Map 111 and 101, Parcel 31, 32, and 13A, and Lot 39 as presented. Ms. Melissa Desjardins, Member, made a motion to issue the Certificate of Compliance. Mr. Robert Mello, Member, seconded the motion. VOTE: All in favor, none opposed.

Review of Certificate of Compliance for 25 Tami Court, Lot 3 – SE116-57

The Commission reviewed the Certificate of Compliance for DEP File Number SE116-57 for 25 Tami Court, Lot 3 as presented. Mr. Harry Bailey, Member, made a motion to issue the Certificate of Compliance. Mr. Harry Bailey, Member, seconded the motion. VOTE: All in favor, none opposed.

Review of Determination of Applicability for 20 Mill Street, Map 24, Parcel 12

The Commission signed the Negative Determination for 20 Mill Street, Map 24, Parcel 12 as voted to issue on February 23, 2016.

Review of Meeting Minutes

Mr. Robert Mello, Member, made a motion to approve the minutes for September 13, 2016, September 29, 2016, October 13, 2016, October 27, 2016, November 10, 2016, December 8, 2016, and December 21, 2016 as presented. Mr. Harry Bailey, Member, seconded the motion.

VOTE: All in favor, none opposed.

Reorganization of Conservation Commission

Mr. Harry Bailey, Member, opened the meeting to nominations. Mr. Robert Mello, Member, made a motion to nominate Marilyn MacDonald as Chair. Ms. Melissa Desjardins, Member, made a motion to accept the nomination. Mr. Matthew Stoddard, Member, seconded the motion. VOTE: All in favor, none opposed.

Mr. Robert Mello, Member, made a motion to nominate Mr. Harry Bailey as the Vice-Chair. Ms. Melissa Desjardins, Member, made a motion to accept the nomination. Mr. Matthew Stoddard, Member, seconded the motion. VOTE: All in favor, none opposed.

Commissioner Harry Bailey, Member, made a motion to adjourn the regular meeting at 9:00pm. Commissioner Robert Mello, Member, seconded the motion. VOTE: All in favor, none opposed. Acting Chair Harry Bailey closed the meeting. Next meeting will be on April 13, 2017 at 7:00pm in the Council Chambers located on the second floor of the Municipal Office Building, 66 Central Square, Bridgewater.

Respectfully submitted,



Jane K. Brown
Administrative Clerk