APPROVED: October 25, 2018

Conservation Commission Minutes
March 8, 2018

Attendees:

Present: Marilyn MacDonald, Chair, Harry Bailey, Vice-Chair; Robert Mello, Member; Tina Bianco, Associate Member; Azu Etoniru, Conservation Agent

Absent: Eileen Prisco, Member

Conservation Commission – Old Business

Abbreviated Notice of Resource Area Delineation – Curve Street – SE116-1395

Mrs. Marilyn MacDonald, Chair, opened the continued hearing and reviewed the site walk findings. Ms. MacDonald informed the applicant that she was out to the site with the Agent and noted some concerns with the line and flagging on the site, and stated that the Commission would need to go out to the site with the applicant and their engineer.

Mr. Azu Etoniru, Conservation Agent, clarified for the applicant that the Commission typically goes out first, and then if there are any concerns, they ask the applicant, and/or their engineer to go out to the site. In the area around A120, there is a well-defined stream, that has a bank, and under the riverfront act. In the A136-A138 flags, the Commission found that several flags need to move upgradient due to the vegetations and hydric soils warrant moving the flags more easterly. There are two flags for WH169 flags, and then there are two flags for WH171. Then flags WH165, through WH170 there is a lot of vegetation and hydric soils and there is no differentiation – albeit there was a lot of rain, but were we looking at standing water just the soils and vegetation. So that whole area, from WH160-WH178 need to be looked at again. There are two series of streams that are not shown on the plans, and not flags, and they have boundaries associated with them. Mr. Scott Goddard from Goddard Consulting discussed the findings in detail with the Commission.

The applicant requested that the meeting be continued to allow sufficient time for a group site walk with the applicant, and engineers. The office will schedule the sitewalk to a time convenient to all parties.

Mr. Harry Bailey, Member, motioned to continue the hearing to March 22, 2018. Mr. Robert Mello, Member, seconded the motion. VOTE: All in favor, none opposed.

Notice of Intent – Definitive Subdivision – Crimson Heights, off Lyman Place – SE116-1413

Ms. Marilyn MacDonald, Chair, opened the continued hearing and reviewed the site walk findings. Ms. MacDonald stated that she went out to the site with the Agent and reviewed the flags and had no concerns. there were no concerns.

Mr. Azu Etoniru stated that the drainage still needs to review, everything looks fine, but they need to define some easements for the drainage and provide that to the Planning Board. Mr. Etoniru stated that it is not germane to the Commission process, but it behooves the applicant to keep the hearing opening until the applicant works out the outstanding planning board issues.

Mr. Larry Silva requested that the Commission continued the hearing until after the Planning Board grants a decision on the project. Mr. Silva stated that he would provide the Commission with a letter requesting the continuance.

Mr. Harry Bailey, Member, motioned to accept the applicant's request and to continue the hearing to April 26, 2018. Mr. Robert Mello, Member, seconded the motion. VOTE: All in favor, none opposed.

Conservation Commission – New Business

No New Business for discussion.

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Conservation Commission Business

Mr. Robert Mello, Commission Member – Acknowledgement of Service and Resignation

Ms. Marilyn MacDonald, Chair, acknowledged Mr. Robert Mello's resignation, this being his last meeting, and read into the record a letter dated March 8, 2018, it stated the following:

> *"Dear Bob, With a heart-felt gratitude for your devotion to the inhabitants of the Town of Bridgewater through your years of service as a member of the Bridgewater Conservation Commission, I would like to take this opportunity, on behalf of the members of the Commission and the Town of Bridgewater Community, to thank you for the dedication, sensitivity, and compassion you exemplified in your membership. We will surely miss your sense of humor and the integrity you brought to bear on the Commission. We would welcome the opportunity to have you again as a member in the future, should your schedule and other commitments allow for it. Thank you again!"*

Review of Order of Conditions for Auburn Street, Map 79, Lots 1, 2, 4 and 18 – SE116-1413

The Commission discussed and reviewed the Order of Conditions with Special Conditions for DEP File Number SE116-1416 for Auburn Street, Map 79, Lots 1, 2, 4 and 18 as presented. The special conditions were read into the record, they stated the following:

1. Prior to scheduling any on-site pre-construction meeting with the Commission and prior to start of any site work, the applicant shall submit a written statement signed and stamped by a Massachusetts Registered Professional Land Surveyor certifying to the Commission that the erosion control barrier has been installed at the approved location. The certification shall be made with original wet ink stamp and signature. Colored copies are not considered original wet ink.
2. Any request for certificate of compliance (COC) shall be accompanied by two copies of a certified topographic site as-built plan prepared by a Massachusetts Registered Professional Land Surveyor. The COC request shall be filed along with a written statement prepared by a Massachusetts Licensed Professional Engineer. The statement shall include a certification clause signed and stamped by the engineer noting compliance with the approved plan and the Order of Conditions and any deviations from the approved plan. All as-built plans and certification statements shall include at least a copy of said plan and/or statement bearing the original wet ink stamp and signature of the appropriate registered professional. Colored copies are not considered original wet ink.
3. Any fill used at the site shall be clean fill, per general condition number 7. Soil back-fill means naturally occurring sand and gravel free of hazardous and deleterious material including but not limited to building demolition debris, wood, metal, asphalt, brick, and concrete. The applicant shall retain the services of an Environmental Professional or Licensed Site Professional(LSP) to perform the soil testing for every 1,000 cubic yards of fill/soil. The testing panel shall include the following- TPH, PCBs, VOCs, and RCRA metals. The first round of testing shall occur before the start of the spreading of any fill material.
4. The results of the testing plan shall be submitted to the Commission in a timely manner, but in no case longer than 14 days after the availability of the test results.
5. The existing Operation and Maintenance Plan shall be amended to account for the change in design of the proposed storm water basins. The basins are now proposed to be used as part of the solar array field. The revised O&M plan shall include measures to clean and maintain the drainage basins on a regular basis.
6. Any fencing installed as part of this project shall be elevated at least 6- inches off the ground to allow for the passage of wildlife.
7. NO tree cutting or clearing is allowed pursuant to this Order. Maintenance of any other shrubs or vegetation within the 100-foot buffer zone is limited to pruning only. Should the applicant seek to amend the Order for any other vegetation management needs, they are required to appear before the Commission for written permission to allow said activity.
8. The applicant shall maximize the use of native topsoil to restore disturbed areas.
9. The applicant shall use seed mixes and plantings comprised of native, non-invasive plants.
10. The Commission reserves the right to revoke this Order of Condition, per general condition number 1, for non-compliance with these conditions or any other condition of this Order.

Mr. Robert Mello, Member, made a motion to issue the Order of Conditions with Special Conditions for Auburn Street, Map 79, Lots 1, 2, 4 and 18 as presented. Mr. Harry Bailey, Vice-Chair, seconded the motion.
VOTE: All in favor, none opposed.

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Review of Lakeshore Center, Lot 5 – Viva Bridgewater 40B Apartments – SE116-1413

The Commission discussed and reviewed the Order of Conditions with Special Conditions for DEP File Number SE116-1413 for Lakeshore Center, Lot 5, Map 83; Map 96, Parcel 84 and 85, Parcel 13, 14, 16-23 as presented. The special conditions were read into the record, they stated the following:

1. *A foundation as-built plan prepared and signed by a Massachusetts Registered Professional Land Surveyor shall be submitted to the Conservation Commission for its review and approval prior to the start of any additional work at the site. The foundation as-built plan shall include the closest distance from the foundation to the wetlands boundary.*

2. *Prior to the start of any site work, the applicant, the contractor, and any other authorized representatives of the applicant shall sign a written statement attesting to the fact that they have read the Order of Conditions and do agree to be bound by the conditions stated therein.*

3. *Prior to the start of any site work, the applicant shall submit to the Commission a written signed and stamped statement by a Massachusetts Registered Professional Land Surveyor certifying that the erosion control barrier has been installed at the location shown on the approved record site plan.*

4. *Any request for certificate of compliance (COC) shall be accompanied by two copies of a certified topographic site as-built plan prepared by a Massachusetts registered professional land surveyor. The COC request shall be filed along with a written statement prepared by a Massachusetts Licensed Professional Civil Engineer. The statement shall include a certification clause signed and stamped by the engineer noting compliance with the approved plan and the Order of Conditions and any deviations from the approved plan.*

Mr. Harry Bailey, Vice-Chair, made a motion to issue the Order of Conditions with Special Conditions for Lakeshore Center, Lot 5, Map 83; Map 96, Parcel 84 and 85, Parcel 13, 14, 16-23 with as presented. Mr. Robert Mello, Member, seconded the motion. VOTE: All in favor, none opposed.

Review of Order of Conditions for Definitive Subdivision Oldfield Estates, off Oldfield Road – SE116-1395

The Commission reviewed the Order of Conditions for DEP File Number SE116-1395 for Definitive Subdivision Oldfield Estates, off Oldfield Road, Map 88, Parcel 76 as presented. The special conditions were read into the record, they stated the following:

1. *A foundation as-built plan prepared and signed by a Massachusetts Registered Professional Land Surveyor shall be submitted to the Conservation Commission for its review and approval prior to the start of any additional work at the site. The foundation as-built plan shall include the closest distance from the foundation to the wetlands boundary.*

2. *Prior to the start of any site work, the applicant, the contractor, and any other authorized representatives of the applicant shall sign a written statement attesting to the fact that they have read the Order of Conditions and do agree to be bound by the conditions stated therein.*

3. *Prior to the start of any site work, the applicant shall submit to the Commission a written signed and stamped statement by a Massachusetts Registered Professional Land Surveyor certifying that the erosion control barrier has been installed at the location shown on the approved record site plan.*

4. *Any request for certificate of compliance (COC) shall be accompanied by two copies of a certified topographic site as-built plan prepared by a Massachusetts registered professional land surveyor. The COC request shall be filed along with a written statement prepared by a Massachusetts Licensed Professional Civil Engineer. The statement shall include a certification clause signed and stamped by the engineer noting compliance with the approved plan and the Order of Conditions and any deviations from the approved plan.*

Mr. Robert Mello, Member, made a motion to issue the Order of Conditions. Mr. Harry Bailey, Vice-Chair, seconded the motion. VOTE: All in favor, none opposed.

APPROVED: October 25, 2018

Review of Order of Conditions for 140 College Rad, Map 32, Parcel 6 – SE116-1419

The Commission reviewed the Order of Conditions for DEP File Number SE116-1419 for 140 College Road, Map 32, Parcel 6 as presented. The special conditions were read into the record, they stated the following:

1. *A foundation as-built plan prepared and signed by a Massachusetts Registered Professional Land Surveyor shall be submitted to the Conservation Commission for its review and approval prior to the start of any additional work at the site. The foundation as-built plan shall include the closest distance from the foundation to the wetlands boundary.*

2. *Prior to the start of any site work, the applicant, the contractor, and any other authorized representatives of the applicant shall sign a written statement attesting to the fact that they have read the Order of Conditions and do agree to be bound by the conditions stated therein.*

3. *Prior to the start of any site work, the applicant shall submit to the Commission a written signed and stamped statement by a Massachusetts Registered Professional Land Surveyor certifying that the erosion control barrier has been installed at the location shown on the approved record site plan.*

4. *Any request for certificate of compliance (COC) shall be accompanied by two copies of a certified topographic site as-built plan prepared by a Massachusetts registered professional land surveyor. The COC request shall be filed along with a written statement prepared by a Massachusetts Licensed Professional Civil Engineer. The statement shall include a certification clause signed and stamped by the engineer noting compliance with the approved plan and the Order of Conditions and any deviations from the approved plan.*

Mr. Robert Mello, Member, made a motion to issue the Order of Conditions. Mr. Harry Bailey, Vice-Chair, seconded the motion. VOTE: All in favor, none opposed.

Commissioner Robert Mello, Member, made a motion to adjourn the regular meeting at 8:30pm. Commissioner Harry Bailey, Vice-Chair, seconded the motion. VOTE: All in favor, none opposed. Ms. Marilyn MacDonald closed the meeting. Next meeting will be on March 22, 2018 at 7:00pm in the Council Chambers located on the second floor of the Municipal Office Building, 66 Central Sq, Bridgewater.

Respectfully submitted,

Jane K. Brown
Administrative Clerk