

CHARLTON CONSERVATION COMMISSION

MINUTES

July 17 2019

- I. Call to order:
 1. Thomas O'Malley called the meeting to order at 7:00
 2. Absents: James Allen
 3. Present: Thomas O'Malley, Edward Nowak, Mitch Dunn, Ron Royer Arthur Bellerive , Robert Hartwig and Bonnie Drake

- II. Scheduled Appointments:

7:00 Called meeting to Order

Minutes from June 5th meeting was signed

Extension for 139 Nugget Drive – DEP # 128-1578 – Joseph Mahoney

Todd Girard recommended an extension for the project located on 139 Nugget Drive.

Mr. O'Malley requested a motion to issue the extension; Mitch Dunn made a motion; Robert Hartwig seconded it. Motion was voted in unanimous favor.

Certificates of Compliance

Morton Station Road – DEP# 128-842 – Linda Bjork

14 Morton Station Road – DEP # 128-1441 – Linda Bjork

121 Ramshorn Road – DEP# 128-1680 – Kevin Gaudette

Little Mugget Road – DEP# 128-260 – William G. Grudzinski, Jr.

Todd Girard recommended all the certificates to be signed.

Mr. O'Malley requested a motion approved each Certificate of Compliance; Edward Nowak made a motion; Robert Hartwig seconded it. Motion was voted in unanimous favor.

7:05 Craig A. Moran – 299 Sturbridge Road

Notice of Intent to redevelop an existing industrial property into a transportation and truck hub.

Bryan Wentworth from BSC Group presented the project located at 299 Sturbridge Road.

He explained the he had revised the plans and re submitted to the Planning Board. Mr. Wentworth stated that he would provide a copy of the revised plans to the Conservation Commission.

Mitch Dunn asked if provisions were made to handle oil leak into the storage area.

Mr. Wentworth explained that site has been designed as in the Massachusetts Stormwater Handbook for any sites that have higher pollutant potential

The site had been designed with catching basins to capture the majority of the stormwater and treat with a proprietary oil separator.

The design has not yet been provided.

Todd stated that he was also waiting on the SWPPP, clarity on a re-filling point and the entire check list from Graves Engineering.

Wetland line on the easterly side that could be re flagged or re numbered or correlated correctly on the print.

Mr. Wentworth stated that he had spoken to the wetland scientist and learned that the flags were correct on the field and on the prints.

Todd explained that he could not depict the flags on the filed in relation to the prints. He would be sending him pictures to have them re checked.

Mr. Wentworth requested clarity regarding the nutrient removal.

Todd explained that under the new MS4 discharge, we were required to show a reduction of nitrogen and phosphorus. Need to make sure that the BMP's would not be causing additional nitrogen and phosphorus into our system.

Mr. Wentworth explained that according to the Stormwater Handbook, the infiltration basin and bio retention used for the BMP's had removal capabilities for nitrogen and phosphorus.

Todd recommended continuing the hearing due to the lack of new information to be revised.

Mr. O'Malley requested a motion to continue the meeting; Edward Nowak made a motion to continue the meeting on August 7th. Bonnie Drake seconded the motion. It was voted in unanimous favor.

7:10 Kevin and Debra Brassard – Prindle Hill Road

Notice of Intent for removal of trees within the 100' buffer zone of Prindle Lake

Rob Lussier from McClure Engineering presented the project. He introduced the owners Kevin and Debra Brassard as well as the builder, Tom Revane.

Rob explained that the plan was based off an already approved Septic Plan. The house, grading, Septic tank and pump chamber are outside the 100'foot buffer. The remainder was the tree removal. He had proposed the erosion control and not to remove more than 49feet along the shoreline. After the trees are removed, only seeding will be performed and loan would be the result.

Todd Girard stated that he inspected the area. He provided pictures that illustrated the two trees to be removed were located in the bank. His concern was how the bank would be stabilized during the removal. Rob answered that he would keep the erosion control at the bank and would make sure that there would not have equipment that could contribute to the disturbance.

Tom Revane stated that he was very familiar on what to do when building on a lake and respected the fact the he had to protect the wetlands and erosion control. He explained that the lot was initially disordered. He had some fences brought to the site, but was not able to put them up due to the debris in the area.

Todd stated that there was no excuse not to have erosion control in place. He presented few pictures that illustrated the area and the lack of the erosion control. He recommended having the erosion control established as soon as possible as shown on the prints before any further action.

Tom Revane agreed and stated that the erosion control would be placed first thing in the next morning.

Todd asked what the plan was to gain access to the water. Would it be grass, stairs or a dock?

Kevin Brassard explained that he would like to enjoy the pond as it was to kayaking and paddle boarding.

Todd explained that the usage of the area in the future would cause additional erosion.

The engineer and owners were not sure what the plan would be at the moment.

Mr. O'Malley asked if anyone in the audience had a question.

Mr. Bradley Smith, resident of 54 Prindle Hill Road on the west side of the property. He was speaking for himself, and also for a neighbor who works in the evening and also speaking for the Prindle Lake Association.

Mr. Smith had few objections to the plan

1. The removal of all trees in the 100' buffer. The trees in the area which abuts his property, A number of trees along the water line which abuts his property there has been various animals If the trees are all cut down, the habit will be destroyed.

2. Prindle Lake is a shallow lake. They are planning on spending 40k on weed removal/control.

He explained that one of the reasons the weed grows so fiercely is because of the heat. The shade along the perimeter helps cool the lake down. So every time a new property is built, developers tend to clear cut everything down to the water as per the presented plan. The more it happens, the more it affects the ecology of the lake.

He stated that he was against the plan and that the board of director of the Prindle Lake association was also against the plan.

Mrs. Dorata Warnajtys, resident of 2 Pumpkin Lane, came forward with concerns regarding the root system of the trees and how it could be falling on her property due to lack of structural integrity.

Todd and the commission agreed with her concern.

Todd stated that the grading on the southerly property line was not depicting the grades being cut down. He requested the builders to conform to the plan.

Tom Revane explained that he hadn't cut grades down; he stated it had been previously cut.

Todd explained that earth work had been performed on the site.

Tom Revane stated that he would need to flat the area in order to place the well in. Todd explained that the engineer must show the grading on the plan.

Tom asked if it had to done even though it was out of the jurisdiction of the wetlands.

Todd explained that it was impacting the land and that there were misunderstandings on where the jurisdiction starts and stops. He also explained that there were multiple jurisdictions; for instance: stormwater bylaws and erosion control bylaws, which do not have start/stop spot.

Todd Girard requested continuing the hearing until the prints were updated.

Mr. O'Malley requested a motion to continue the meeting; Robert Hartwig made a motion to continue the meeting on August 7th. Bonnie Drake seconded the motion. It was voted in unanimous favor.

7:15 Tree House Brewing – 129 Sturbridge Road

Request to amend existing Order of Conditions DEP# 128-1570

Rob Lussier from McClure Engineering presented the project. Rob gave an overview of the project since start. Last year Tree House was working on a parking lot addition and expansion to the building and some work in the parking area. The parking area has been completed; they were presently constructing the expansion and the patio.

Now, they were requesting an amendment to the Order of Conditions due to a new part of the Tree House, which were a 80,000sq feet warehouse addition and a stormwater basin.

Ed Nowak asked there should be an amendment or a new filing.

Todd explained he had spoken to DEP and was discussing the fee amount for the amendment; there was no need for a new filing.

Rob Lussier discussed the plan; he stated they would be keeping the building 25ft off of the intermittent stream. As far as the run off of the roof, it would be collected and brought to a stormwater basin. They were also proposing a crossing for the drainage to access the basin; also proposing replication area.

Todd stated that his most concern was the crossing; however, he believes it is a temporary disturbance. But Tree house filed with replication in case something does not take during the temporary disturbance.

Rob explained that the Fire Department requested access to the area with its brush truck. He will be discussing the details with the Fire Department.

Todd Girard was in favor with the crossing; however, he requested the hearing to be continued until the revisions have been addressed.

Rob asked if the commission would allow the tree cutting prior to the closing of the hearing in order to utilize the temporary stream crossing, especially when the condition was dry.

Todd Girard and the commission stated that the clearing of the trees would not be allowed until the hearing was closed.

Mr. O'Malley requested a motion to continue the meeting; Mitch Dunn made a motion to continue the meeting on August 7th. Ed Nowak seconded the motion. It was voted in unanimous favor.

7:20 Brian Degioso – 104 Fitzgerald

Notice of Intent for landscaping and site improvement

Brian explained he was working on his plan to rectify some stormwater issues coming off Fitzgerald Road. He would be planting some shrubs to keep the stormwater off his front yard and repair the landscaping in the backyard caused by a beaver. He would be working 75ft away from the buffer zone. Todd stated he had no concerns and recommended a Standard Order of Conditions.

Mr. O'Malley requested a motion to close the hearing. Arthur Bellerive made a motion to close the hearing and issue the Order; Ed Nowak seconded the motion and it was voted in unanimous favor.

7:25 Removal from Chapter 61

Lot 79 C 4 King Road – Removal from Chapter 61B

Lot 8 Boucher Rd – Removal from Chapter 61A

Todd Girard recommended continuing the voting for these parcels until August 7th.

Mr. O'Malley requested a motion to continue the hearing on August 7th. Robert Hartwig made a motion to continue the meeting on August 7th. Bonnie Drake seconded the motion. It was voted in unanimous favor.

The meeting was adjourned at 8:20 pm

Accepted by Conservation Commission:

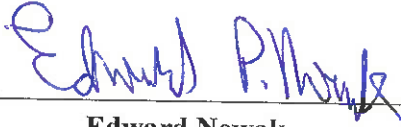


Thomas O'Malley




Mitch Dunn


Ron Royer



Edward Nowak



Arthur Bellerive



Bonnie Drake

Submitted by:

Rose Conway

Conservation Assistant