



SUDBURY CONSERVATION COMMISSION

Minutes of the August 26, 2019 Meeting

Present: Thomas Friedlander (Chairman), David Henkels (Vice Chairman), Bruce Porter, Richard Morse, Mark Sevier, Kasey Rogers, Charlie Russo (6:49 PM), and Lori Capone, Conservation Coordinator

T. Friedlander opened the meeting under the Wetlands Protection Act and Sudbury Wetlands Administrative Bylaw at 6:45 PM.

On motion by K. Rogers, seconded by D. Henkels, the Commission voted unanimously by roll call vote to enter into Executive Session for a discussion with Town Counsel regarding strategy with respect to litigation regarding Zero Washington Drive and 168 Horse Pond Road.

On motion by R. Morse, seconded by D. Henkels, the Commission voted unanimously, by roll call vote, to exit Executive Session and enter back into open session.

Minutes:

On motion by B. Porter, seconded by D. Henkels, the Commission voted unanimously to approve the minutes of May 23, 2019.

On motion by M. Sevier, seconded by D. Henkels, the Commission voted unanimously to approved the minutes of August 12, 2019.

Wetland Applications:

Notice of Intent: 151/183 Boston Post Road, DEP File #301-1261:

At the request of the applicant, D. Henkels made of motion to continue this hearing to the September 23, 2019 meeting. Seconded by M. Sevier. All so voted.

Notice of Intent: 79 Bent Road, DEP File #301-1269:

T. Friedlander opened the hearing for 79 Bent Road for tree removal with the 100-foot Buffer Zone, 200-foot Riverfront Area to Dudley Brook and 100-foot Adjacent Upland Resource Area.

Curvin Huber and Catriona Baker presented the proposed project to the Commission. Mr. Curvin explained that they moved into the house a year ago and have very large white pine trees around the perimeter of the yard that they had an arborist evaluate. The arborist recommended 10 trees be removed. Two white pine trees recently fell on the property, one hitting their house. They provided a replanting plan and will leave three trees as snags. They will also remove invasive species from the base of the trees being removed.

There were no public comments.

On motion made by D. Henkels, seconded by R. Morse, the Commission voted unanimously to close the hearing.

On motion by R. Morse, seconded by D. Henkels, the Commission voted unanimously to issue an Order of Conditions approving the project as proposed.

Request for Determination of Applicability: 77 Hudson Road:

Bill O'Rourke of the Public Works Department presented this Request to repave the parking lot at the Police and Fire Complex. Work will consist of a full depth reclamation, with implementation of drainage improvement. Work maintains the existing footprint except for a 200 s.f. increase in pavement around the fire hydrant requested by the Fire Department. Erosion controls will be installed around all disturbed areas and in on-site catch basins. The site is well below the threshold for alteration to a Riverfront Area.

On motion made by D. Henkels, seconded by K. Rogers, the Commission voted unanimously to issue a Negative Determination of Applicability approving the project.

Request for Determination of Applicability: 46 Lands End Road:

Jennifer Brogdan and John Selinger presented this Request to reconstruct the front entrance, retaining wall and walkway within the 100-foot Buffer Zone. Ms. Brogdan explained that the existing gambrel roof causes snow to pile up on the front porch and that the stones on the walkway were shifting causing safety concerns. They would like to install a roof over the porch, otherwise all work is in the exact footprint. Ms. Brogdan did explain that work started before she knew she needed Conservation review.

On motion made by D. Henkels, seconded by C. Russo, the Commission voted unanimously to issue a Negative Determination of Applicability approving the project as proposed.

Notice of Intent: 394 Boston Post Road, DEP File #301-1272:

T. Friedlander opened the Notice of Intent hearing for Lotus Blossom Restaurant to replace the septic system. Michael Sullivan of Sullivan, Connors and Associates presented the project to the Commission. M. Sullivan explained that this system was replaced in 2000 and 2009 and is in failure again. They are proposing to reconstruct the leach field in the existing location which is the only area on site where it can go. Grease getting into the system is causing the failure so they have added additional septic tanks, an equalizer tank, venting, and a 10,000-gallon grease trap, in addition to the existing 2 FAST systems, in an effort to bring the temperature of the grease down so it can solidify earlier in the process. M. Sullivan went through the list of comments received from Coordinator Capone and how he has addressed these comments.

The Commission discussed alternative ways of cooling the grease including installing a heat sensor, implementing a monitoring program, increasing the pumping schedule but ultimately it comes down to improving management in the kitchen. The Commission requested the project be conditioned to require the FAST maintenance and pumping records be provided to prove that the system is being maintained properly.

There were no public comments.

On motion by C. Russo, seconded by D. Henkels, the Commission voted unanimously to close the hearing.

Notice of Intent: 139 Goodmans Hill Road, DEP File #301-1271:

T. Friedlander opened the Notice of Intent hearing to replace the septic system. Michael Sullivan of Sullivan, Connors and Associates presented the project on behalf of the applicant, who was not present. The system will remain a 3-bedroom system and will improve both vertical and horizontal separation from the wetland than the existing system.

There were no public comments.

On motion made by D. Henkels, seconded by M. Sevier, the Commission voted unanimously to close the hearing.

On motion by C. Russo, seconded by D. Henkels, the Commission voted unanimously to issue an Order of Conditions approving the project as designed.

Notice of Intent: 261 Mossman Road, DEP File #301-1273:

T. Friedlander reopened the continued hearing for renovation of the pool at the Greenwood Pool and Tennis Club. Katie Kane, Jonathan Lapat, and Michael McDonnell of the Greenwood Swim Club attended the meeting. Mr. McDonald explained that since the last meeting they had their engineers look at the ability to infiltrate the northern drainage line. This has been accomplished by directing both lines into one dry well, with one outfall. The outfall has been revised to have native plants interspersed among the rocks. An O&M plan has been provided and the grass clippings have been removed. Language has been added to the staff list of responsibilities regarding not dumping materials on the resource area side of the fence. DEP has also issued a file number, which was outstanding at the previous meeting.

There were no public comments.

On motion made by R. Morse, seconded by D. Henkels, the Commission voted unanimously to close the hearing.

On motion made by B. Porter, seconded by K. Rogers, the Commission voted unanimously to issue an Order of Conditions approving the project.

Notice of Intent: 604 Peakham Road, DEP File #301-1268:

T. Friedlander reopened the continued hearing for the demolition and reconstruction of a single family house. Dan Well of Goddard Consultants and Michael Audette, applicant, attended tonight's meeting. Mr. Wells explained that since the last meeting the applicant has conducted soil testing in the front yard for the septic system and were able to reposition the septic outside the buffer zone. An infiltration system is now proposed to infiltrate the roof runoff. Overall there is a reduction in impervious surfaces sitewide, however, more impervious surface is proposed within the buffer zone over existing conditions. No native trees will be removed. The applicant is also proposing to install signs 50 feet from the resource area to prevent future encroachments beyond this point. The Commission felt this was an improvement over the previous design and the applicant had addressed concerns raised by the Commission at the previous meeting.

There were no public comments.

On motion by R. Morse, seconded by D. Henkels, the Commission voted unanimously to close the hearing.

On motion made by D. Henkels, seconded by R. Morse, the Commission voted unanimously to issue an Order of Conditions approving the project.

Notice of Intent: 328 Hudson Road, DEP File #301-1274

T. Friedlander reopened the continued hearing for vegetation removal and restoration within resource areas. The only outstanding matter was issuance of the DEP number.

On motion by D. Henkels, seconded by C. Russo, the Commission voted unanimously to close the hearing.

On motion by D. Henkels, seconded by R. Morse, the Commission voted unanimously to issue an Order of Conditions approving the project.

Request for Certificate of Compliance

56 Cutler Farm Road, DEP File #301-400: Coordinator Capone explained that this is an old Order from construction of the house. The site was constructed per the approved plan.

On motion by D. Henkels, seconded by K. Rogers, the Commission voted unanimously to issue a Certificate of Compliance.

Conservation Restrictions:

The Commission tabled discussion on the Mahoney Farms Conservation Restrictions for the Grantor to attend the meeting.

Other Business:

Arboretum Conservation Restriction: Beth Cosgrove of Redspire Inc. attended tonight's meeting regarding the Arboretum CR land. She said the Commission currently holds the required open space land under a Conservation Restriction but she would like to donate the 7.15-acre parcel directly to the Conservation Commission. B. Cosgrove explained that the Subdivision Decision requires the land to go to either the Town or a non-profit. D. Henkels noted that this is a great birding location.

D. Henkels made a motion to accept parcel E06-0501 as conservation land and recommend to the Board of Selectmen that they also accept this parcel, to be under the care of the Conservation Commission. Seconded by R. Morse. All so voted.

Access over Carding Mill Conservation Land: Coordinator Capone explained that she received a request from 67 Carriage Way who would like to remove some trees outside wetlands jurisdiction. The site at 67 Carriage Way is however very steep for machinery to traverse. The landowner requested permission to bring a small piece of equipment on the existing cart path over the adjacent conservation land to access the bottom of the slope. The Commission approved this request.

On motion made by D. Henkels, seconded by M. Sevier, the Commission voted unanimously to adjourn the meeting. The meeting adjourned at 8:55 PM.