

SUDBURY CONSERVATION COMMISSION
Minutes of the meeting held Monday, June 17, 2019

Present: Tom Friedlander, Chairman; Dave Henkels, Vice-Chairman; Bruce Porter; Mark Sevier; Richard Morse; Beth Suedmeyer, Environmental Planner, and Administrative Assistant, Kirsten Roopenian.

Absent: Kasey Rogers, Charlie Russo

Chairman Friedlander called meeting to order at 6:45 pm.

Minutes: Executive Session Meeting minutes for 0 Washington Dr. were approved with attendance changes. On motion by M. Sevier, 2nd Porter, vote unanimous.

WPA and Bylaw Request for Determination of Applicability: 71-65 Union Ave.:

Methods Machines, Macot Realty Trust, Applicant. Presented by Jeffery Brem, Meisner Brem Engineering, and John Flynn, Facilities Director for Methods machines.

Work was proposed on two sides of the property, one in the front and the other in the back. In the rear portion they would like to rebuild the delivery ramp; the ramp would be extended. All work falls within the buffer zone. Area is previously disturbed area.

In front, by the ROW, they requested to place a concrete pad and generator, in the buffer zone, no setbacks but it is directly on the lot line. Question from M. Sevier about asphalt on generator pad. Applicant stated all area has been disturbed with no changes to impervious surfaces.

On motion by D. Henkels, seconded by B. Porter, the Commission voted unanimously to issue a Negative Determination of Applicability.

WPA and Bylaw Request for Determination of Applicability: 261 Greenwood Club:

Request to withdraw Request for Determination of Applicability to be replaced by a Notice of Intent. On motion to accept withdrawal by B. Porter, seconded by M. Sevier, the Commission voted unanimously to accept.

WPA and Bylaw Request for Determination of Applicability, Continued: 11 Crestview Dr.

Keith Dennis, Applicant. Distributed an updated plan for plantings and tree removal. He submitted a 'reforestation' plan as recommended by Mahoney Farms. The discussion was about the plantings and listed species allowed by SCC. Applicant described the plan, to provide cover for species in Vernal pool area. D. Henkels suggested providing canopy to meet square footage of area. The plan was distributed to Commissioners to review. R. Morse had been to site, agreed the plantings were appropriate. In the driveway, the plan indicated the trees for removal. T. Friedlander asked about specific area of tree canopy. The applicant stated they were roughly 10 feet apart. R. Morse agreed. Only branches over the home would be cut. M. Sevier asked for a sketch. Applicant stated, overall the area was going to be shaded by trees currently there. He was

planting bushes to provide cover under those trees. There was more discussion about square footage to provide cover. D. Henkels suggested Commission either vote, continue, or have D. Henkels go out to look at area with suggestions for placement. R. Morse stated he did not believe a continuance was necessary. Motion by R. Morse, to issue a Negative Determination with a site visit within a year. The applicant wanted a Commissioner to come out to discuss area of canopy. B. Suedmeyer suggested a complete sketch of the planting plan be submitted to the office for comparison sake in the future. More discussion was about tree removal and replanting, and conditioning of the RDA.

The sentiment of the SCC was to continue to next meeting. R. Morse asked about his motion, and there was some discussion relative to the disposition on the RDA. D. Henkels seconded motion, with discussion prior to a 3-2 vote in favor of issuing the Negative Determination with conditions.

Violations:

40 Cudworth/24 Kendra – Chairman introduced homeowner – Manuk Ozcan. The Chair detailed the violation, which apparently had taken place on the next-door neighbor’s property by Mr. Ozcan’s landscapers. He had no knowledge of the violation, but was willing to remedy the situation. The tree removal was a result of trees falling on the fence.

The next-door neighbor at 40 Cudworth did not appear, but had articulated he did not wish to participate in the meeting even though he would receive the same violation, which was a technicality due to the location of the violation. He felt the homeowner at 24 Kendra bore the full responsibility of the correction, because of the landscape company cutting trees in the wetland buffer. Mr. Ozcan stated he noticed Beaver activity on another tree. No trees were removed at that time.

The Chair stated he was looking for a motion to send a Notice of Violation to both homeowners, and asked Mr. Ozcan what the timing looked like. Mr. Ozcan stated he would be out of the country for the next month, but would have the Wetlands delineated by a Wetland Scientist. Prior to filing a Notice of Intent.

On motion by M. Sevier, seconded by B. Porter, the Commission voted unanimously to issue the Notices of Violation for both homeowners and to give Mr. Ozcan until Mid-July, to utilize a professional Wetland Scientist to flag the Wetland and file the Notice of Intent.

Certificate of Compliance:

16 August Rd. Hamblin Homes, Bill Curley Applicant. Chair stated the Order was in substantial compliance and would like a motion to issue. On motion by D. Henkels, seconded by B. Porter, the Commission voted unanimously to issue a Certificate of Compliance for 16 August Rd.

Violations Continued:

31 Beckwith St. – T. Friedlander updated the Commission on the status of the Violation and stated the homeowner had begun the process to submit the Notice of Intent by July 1.

196 North Rd. - Padriq Brennan was also in the process of submitting a Notice of Intent. The Chair had communicated with Dave Burke/Wetland Scientist on the project, who is conducting his assessment, after which the homeowner will submit the NOI.

293 Concord Rd. – Chair updated the Commission on the Violation. The Administrator stated the homeowner had submitted the Notice of Intent to remedy the Violation.

Commission Reports

The Chair recognized the hard work by the Community Garden Coordinator who has put in much work to organize and keep the Garden substantially working for the gardeners.

Next Meeting dates were discussed. The Chair asked the Commissioners to send the office their holiday plans.

The Chair mentioned the new Coordinator was incoming and getting rapidly up to speed. She would attend the next meeting.

On a Motion by D. Henkels, seconded by M. Sevier, the Commission voted unanimously to adjourn at 7:35pm.