



**SUDBURY CONSERVATION COMMISSION MINUTES**  
**Monday, March 28, 2022**

**Present:** David Henkels, Chair; Ken Holtz, Vice Chair; Bruce Porter; Mark Sevier; Kasey Rogers; Richard Morse; Jeremy Cook; and Lori Capone, Conservation Coordinator.

Chair Henkels called the meeting to order at 6:45 PM via roll call.

**Wetland Applications:**

**Notice of Intent: 11 Murray Drive, DEP File #301-1365:**

Chair Henkels opened the Notice of Intent hearing for the installation of a replacement septic system within the 100-foot Buffer Zone, pursuant to the Wetlands Protection Act and the Sudbury Wetlands Administration Bylaw. The Chair welcomed Vito Colonna, Connorstone Engineering, to present the project to the Commission. The presentation included photos of site, current septic system and design of the new system as far away from the wetland as possible. Coordinator Capone stated there would be no tree removal or impacts to the Adjacent Upland Resource Area. She said the project also includes a second story addition, which the Board of Health has determined would not be an increase in bedrooms, and recommended the Commission issue an Order of Conditions. Mr. Henkels opened the discussion to Commissioners and the public. There was some discussion about whether there were other potential impacts to the wetland due to the addition.

J. Cook moved to close the hearing, seconded by R. Morse, and via unanimous roll call the hearing was closed. Coordinator Capone detailed the Special Conditions. On motion by J. Cook, seconded by K. Rogers, via roll call, the vote was unanimous to issue the Order of Conditions.

**Request for Determination of Applicability: Pratts Mill and Goodman's Hill Road, RDA #22-5:**

Chair Henkels recognized DPW Director Dan Nason to introduce his Request to repair and/or replace drainage pipes and structures within Pratts Mill Road and Goodman's Hill Road. On behalf of Mr. Nason, who was not able to attend, Scott Salvucci of Woodard & Curran presented the project. He detailed the improvements planned for the replacement of the drainage system, in kind. He stated there would be no additional drainage pipes installed. Coordinator Capone noted some particularly concerning areas. She said there is a pond that exits into the drainage system. She stated the flow would need to be diverted while the existing pipe in this section is replaced. She also had concerns with another area north of Nashoba Road, where the existing pipe would be sleeved instead of replaced to minimize impacts. The Town would hire an Environmental Monitor to oversee construction. The Coordinator recommended the Commission issue a Negative Determination #3 with conditions as she outlined. The Chair asked for additional Commissioner and public comments. There was discussion about potential stream diversion and the process of replacing the pipes. There was some discussion about notification to the neighbors.

J. Cook moved to issue a Negative Determination with listed conditions, seconded by B. Porter. Via roll call, the vote to issue was unanimous.

**Other Business:**

The Coordinator noted she was made aware of some tree removal within jurisdiction on Maple Avenue. R. Morse recused himself as an abutter to the property. The homeowner was notified this was a violation, and worked with the Coordinator on possible remediation solutions. She asked the Commission for direction as to what they felt was appropriate action. She stated there were several trees that were damaged and needed removal for safety reasons. There was discussion about which trees were within jurisdiction, and the proper remedy. Homeowner, Henry Leibowitz of 50 Maple Ave., introduced himself and outlined what had occurred that prompted the removal of the trees. He stated many of the trees had been infested by carpenter ants, they were concerned after several trees had already fallen. He stated the trees removed are outside the 100-foot Buffer Zone but inside the Riverfront Area. The

Chair indicated there could be either an administrative decision or a permit required, asking the Commission what their decision would be. Coordinator Capone felt comfortable with the Commission approving the tree removal with submission of a replanting plan, to be approved by the Coordinator.

B. Porter moved to approve the tree removal with mitigation as suggested and administered by the Coordinator, seconded by M. Sevier. Via roll call vote, the decision was unanimous with R. Morse recusing himself.

**Nobscot Reservation Forest Cutting Plan:**

Coordinator Capone stated that the Commission was in receipt of a Forest Stewardship Plan for Nobscot Reservation, which she will send to the Commission for review, and place on the next agenda for comments.

**Barton Farm**

The Coordinator informed the Commission that she had received photos from Mark Kolonoski, whom the Commission had allowed to tap trees at Barton Farms for sap gathering. She conveyed that the sap harvest was successful, and the buckthorn had been removed from the kiosk at Barton Farms, per the agreement. She has also secured an Eagle Scout to redo the kiosk there in the summer.

B. Porter moved to adjourn, seconded by R. Morse. Via roll call, the meeting was adjourned at 7:40 PM.