

**TOWN OF NEEDHAM  
CONSERVATION COMMISSION  
MEETING MINUTES  
Thursday, May 13, 2010**

LOCATION: Town of Needham Public Services Administration Building, Charles River Room

ATTENDING: Lisa Standley (Chair), Carl Shapiro (Vice Chair), Marsha Salett, Dawn Stolfi-Stalenhoeft, Patricia Barry (Agent)

GUESTS: David Carroll, Tom Hallidy, Joyce Hastings, Ken Herold, Finian Hill, Kevin Hollenbeck, Burt Hurlock, David Kelly, David Riley, Joseph Sicurella, Diane Simonelli, Sean Sweeney

L. Standley opened the meeting at 7:35 p.m.

**MINUTES**

Motion to approve minutes of April 22, 2010 by C. Shapiro, seconded by M. Salett, approved 4-0-0.

**PUBLIC HEARINGS**

**463 CHARLES RIVER STREET (DEP FILE#234-579) – Continued NOTICE OF INTENT**

L. Standley opened the continued public hearing at 7:48 p.m. P. Barry stated that the Applicant requested a continuance to the May 27, 2010 public hearing. **Motion to continue the public hearing for DEP File # 234-579 (at Applicant's request per property owner approval) to May 27, 2010 at 8:15 p.m. by M. Salett, seconded by D. Stolfi-Stalenhoeft, approved 4-0-0.**

**449 CENTRAL AVENUE (DEP FILE#234-581) – Continued NOTICE OF INTENT**

L. Standley opened the public hearing at 8:02 p.m. She stated that the Commission had conducted a site visit. Joyce Hastings, applicant's wetland specialist, presented to the Commission the proposed project and discussed the revised changes to the plan that included an installation of a drywell and pruning existing trees. The plan was revised to reduce the number of trees removed. L. Standley opened the hearing to public comment with no comments received. **Motion to close the public hearing by C. Shapiro, seconded by D. Stolfi-Stalenhoeft, approved 4-0-0.** Public hearing was closed at 8:06 p.m. The Commission reviewed the draft Order of Conditions. **Motion to issue the Order of Conditions for DEP File #234-581 by C. Shapiro, seconded by D. Stolfi-Stalenhoeft, approved 4-0-0.**

**100 ELDER ROAD (DEP FILE#234-583) – Continued NOTICE OF INTENT**

L. Standley opened the public hearing at 8:15 p.m. P. Barry stated that the Applicant submitted revised plans that correctly labeled the Riverfront Area as requested at the April 22, 2010 public hearing, and that a DEP File# was issued for the Notice of Intent application. L. Standley opened the hearing to public comment with no comments received. **Motion to close the public hearing by C. Shapiro, seconded by M. Salett, approved 4-0-0.** Public hearing was closed at 8:17 p.m. The Commission reviewed the draft Order of Conditions. **Motion to issue the Order of Conditions for DEP File # 234-583 by C. Shapiro, seconded by M. Salett, approved 4-0-0.**

### **100 EDGEWATER DRIVE (DEP FILE#234-585) – NOTICE OF INTENT**

L. Standley opened the public hearing at 8:52 p.m. David Kelly, applicant's engineer, and Sean Sweeney, applicant's representative, presented to the Commission the proposed project and discussed the wetland resource areas on-site delineated by John Rockwood. David Kelly explained that a portion of a single family home addition, three car garage, driveway modification, compensatory flood storage and associated site work and landscaping would take place within the 100-foot buffer zone to a bordering vegetated wetland. It was clarified that there is no current plan for an existing porch expansion as indicated in the Notice of Intent application. Erosion controls consisting of haybales and sediment fence will be installed at the work limits. Approximately 46 cubic feet of flood storage loss is proposed within bordering land subject to flooding (BLSF). To mitigate for this loss, the applicant proposed to replace about 96 cubic feet for compensatory flood storage located in the vicinity of the small stone wall that will be removed. No work is proposed within the 200-foot Riverfront Area of the Charles River. P. Barry reported she had done a site visit and confirmed the wetland boundary as flagged. L. Standley opened the hearing to public comment with no comments received. **Motion to close the public hearing by M. Salett, seconded by C. Shapiro, approved 4-0-0.** Public hearing was closed at 9:02 p.m. The Commission reviewed the draft Order of Conditions. **Motion to issue the Order of Conditions for DEP File # 234-585 by M. Salett, seconded by C. Shapiro, approved 4-0-0.**

### **COMMISSION ACTIONS**

#### **MA DCR CUTLER PARK REQUEST – Trail Maintenance Notification**

Kevin Hollenbeck from the MA Department of Conservation and Recreation presented to the Commission the proposed brush work with hand tools and chain saws, and associated chipping that will take place along a 1-mile trail section adjacent to the Charles River between Kendrick Street and Needham Street in Cutler Park. L. Standley questioned the boardwalk project on the submitted plans. Kevin Hollenbeck explained that a Request for Determination of Applicability would be filed at a later date for the proposed wooden board walk. **Motion to approve the Trail Maintenance Notification Form to remove vegetation in Cutler Park along trails adjacent to the Charles River by M. Salett, seconded by C. Shapiro, approved 4-0-0.**

#### **213 WASHINGTON STREET (DEP FILE#234-560) – Certificate of Compliance Request**

Diane Simonelli of Field Resources represented the applicant for 213 Washington Street and explained the Certificate of Compliance request to the Commission, and indicated that a few minor differences in the approved plan are described in the engineer certification. P. Barry noted that two small concrete pads were installed along with an irrigation system that was not in the Order of Conditions approved plans. Additionally, P. Barry stated that the project was originally permitted as an addition to a single family home; however the project was a complete demolition and rebuild without any apparent change in the existing foundation other than the approved addition. **Motion to issue a Certificate of Compliance for DEP File # 234-560 by M. Salett, seconded by C. Shapiro, approved 4-0-0.**

#### **213 WASHINGTON AVENUE – Fence Installation Exemption Approval Request**

Diane Simonelli of Field Resources represented the applicant of 213 Washington Street and explained the additional fence installation that the new potential owner of the property has proposed. L. Standley stated that the additional fence installation was an exempt minor activity that does not require a filing to the Conservation Commission. **Motion to approve the fence installation exemption by M. Salett, seconded by C. Shapiro, approved 4-0-0.**

### **189 BRIDLE TRAIL ROAD (DEP FILE#234-578) – Revised Plan Approval Request**

P. Barry stated that in accordance with Special Condition #6 in the Order of Conditions issued April 23, 2010, the applicant has submitted a revised plan for Commission review and approval. L. Standley stated that an additional three (3) plants should be added to the planting plan totaling ten (10) plants within the Riverfront Area. **Motion to approve the revised plan as stipulated for DEP File# 234-578 by D. Stolfi-Stalenhoef, seconded by C. Shapiro, approved 4-0-0.**

**PARK AND RECREATION OUTDOOR LIVING ADVENTURE PROGRAM – Request for Use of Ridge Hill Reservation for Park and Recreation’s annual summer outdoor living adventure program. Motion to approve Park and Recreation outdoor living adventure program at Ridge Hill Reservation by M. Salett, seconded by C. Shapiro, approved 4-0-0.**

### **OTHER BUSINESS**

#### **MGL CHAPTER 39, SECTION 23 D ADJUDICATORY HEARINGS – Written Certification**

D. Stolfi-Stalenhoef certified in writing that she had not missed more than one single session of the hearings pertaining to 449 Central Avenue (DEP File# 234-583) and 100 Elder Road (DEP File# 234-583), and examined a written transcript of the missed session as required.

#### **983 WEBSTER STREET – Grading and Drainage Plan Approval Request**

P. Barry explained to the Commission that in accordance with Special Condition #3 in the Negative Determination of Applicability issued March 18, 2010 the applicant has submitted a Grading and Drainage Plan for the Commission’s review and approval. L. Standley opened the meeting discussion to public comment. David Carroll of 19 Howland Street explained to the Commission that he had reviewed the proposed Grading and Drainage Plan and stated that the applicant is proposing to raise the grade from 244 to 249 along the front of the lot. David Carroll stated that he had concern regarding roof run-off and the elevation grade change that may create additional run-off onto his property and asked who would be responsible for maintaining the 6-inch drain.

L. Standley explained that the Commission only had jurisdiction for those activities located within the 100-foot buffer zone to bordering vegetated wetland and that a majority of the proposed Grading and Drainage Plan is located outside of this protection zone. She also stated that a permit was already issued for the proposed project and that the Grading and Drainage Plan review and approval was a requirement of the permit. C. Shapiro stipulated that no work had begun yet. L. Standley requested that the Grading and Drainage Plan review be tabled to the May 27, 2010 scheduled meeting until an engineering review could be completed.

#### **0 SUNSET ROAD (DEP FILE#234-567) – Minor Modification Request**

Diane Simonelli of Field Resources represented the applicant of 0 Sunset Road and explained the proposed changes for the minor modification request to the approved Order of Conditions plan that included installation of a retaining wall, grade changes, and removal of a large oak tree in the back of the property. D. Stolfi-Stalenhoef requested a revised plan with updated elevations. L. Standley stated that the proposed changes to 0 Sunset Road require an amendment to the existing Order of Conditions.

#### **35 WINFIELD STREET – Preliminary Filing Determination**

P. Barry explained the proposed driveway and landscaping work proposed at 35 Winfield Street located about 190-feet from Rosemary Brook. L. Standley stated that a Request for Determination of Applicability would be required for the proposed project.

**0 SOUTHFIELD COURT (DEP FILE#234-584) – May 27, 2010 Public Hearing Announcement**

**MAY 22, 2010 GIRL SCOUT/HS TRACK TEAM TRAIL MAINTENANCE OF HORNBEAM TRAIL – Ridge Hill Reservation Announcement**

**CONSERVATION COMMISSION PROCEDURES - Discussion**

The Commission decided that an effort should be made to avoid last minute additions on the meeting agenda without proper review time one week prior to a scheduled public hearing. Additionally, the Commission requested that all applicant submitted plans for review and approval are to be mailed via snail mail, not email, one week prior to a scheduled public hearing.

**Meeting was adjourned at 9:51 p.m.**

**NEXT PUBLIC HEARING**

*May 27, 2010 at 7:30pm in the Needham Public Services Administration Building – Charles River Room*