

# APPROVED

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BELMONT, MA.

**MINUTES: Belmont Conservation Commission Meeting - June 28, 2011**

Aug 4 12 14 PM '11

The meeting was called to order in Room 2 of Town Hall at 7PM.

The next meeting is scheduled for August 2, 2011.

Attendance: Miriam Weil, Chair; David Webster, Margaret Velie, Tino Lichauco, Martha Moore, Jeff North, Barbara Gardner. William McCants, Associate.

Dart S Smygot

D Muzzioli

Fiona Casey

56 Fletcher

Eamon Casey

56 Fletcher

Michael Flamang

28 Emerson, Unitarian Church

Bob Corning

Unitarian Church

Rich Levandov

40 Howells Road

Joe Destefano and Brother

DESCO

## **50 Common Street Project (106-95 and 96) Certificate of Compliance**

Since the last meeting and subsequent site visit Mr. Destefano stated that he has added 36 additional plants in the Riverfront area, including yellowroot and virburnam.

The Commission questioned how to incorporate the ongoing monitoring requirement of the Order of Conditions into the Certificate of Compliance. Condition 7 B.9.5 of the Order of Conditions requires maintenance of vegetation for 2 years (growing seasons). There was additional discussion as to which growing season would apply as most of the plantings were completed in the fall of 2010 (as shown on the Rober survey plan of November 3, 2010).

Motion by David Webster that BCC provide a Certificate of Compliance for 50 Common Street lots A and B subject to the ongoing conditions of the OFC #7 B.9.5. with the vegetative maintenance ending at the end of the 2012 growing season for those plants planted in late 2010, and ending at the end of the 2013 growing season for those plants planted in June 2011. Margaret Velie seconded the motion. The motion passed with 5 in favor and 1 opposed.

### **Unitarian church**

Michael Flamang and Bob Corning a landscape architect represented the Unitarian Church. They explained that storm water is backing up during large rainstorms from one of the underground infiltration/recharge areas (installed when the new addition was built) and flooding the entrance and new portion of the church. The system consists of a trench drain into a subsurface recharge area with the low point near the entrance to the church. There are two subsurface drainage systems on the property, this one which drains mainly the parking lot, and a second which drains only roofs. The roof drainage system is working fine.

The parking drainage system consists of three long perforated pipes over crushed stone. There is no way to clean the system --- they have contacted the manufacturer, Culteck--- even though there is a "clean out" port it is for visual inspection only.

They would like to inspect pipes for blockage and clean out the system. To do this they will need to excavate and open chambers on both ends and then drag them using buckets.

The commission discussed procedurally how to permit this "maintenance" procedure – should it require a Notice of Intent, whether it would be exempt as either a "minor activity" or the section 10.02 (2)(a)(2) maintenance provisions, or whether we could issue a negative Determination of Applicability with conditions.

David Webster moved that the Commission find that the activity of excavating to the subsurface system, to remove materials compromising the facility, falls under Section 10.02 (2)(a)(2) and is subject to the standard conditions. Jeff North seconded the motion. The motion passed 5 in favor and 1 opposed.

Miriam Weil will email the standard conditions and the Church will write up a description of the work and meet with Agent. Miriam may be able to observe the activity.

#### **Enforcement Action 56 Fletcher Road Tree Removal**

The Office of Community Development received notice that trees and vegetation were being removed from the rear of this property along Winn's Brook. The property is within the Riverfront Area and likely contains Bordering Vegetated Wetlands and jurisdictional buffer zones.

David Webster moved that we issue two enforcement orders - one to the owner and one to the owner's contractor – for removal of vegetation within the 200' Riverfront as well as within a buffer zone. Tino Lichauco seconded the motion and it passed unanimously.

The owner's agreed to come up with a vegetation restoration plan before the August 2<sup>nd</sup> meeting. They agreed to provide interim erosion control at the bank of the stream and then about 50' back, at the toe of the slope. They also agreed that no work will be done on the stone wall until the Commission has reviewed the vegetative plan. These items will be further discussed a site visit planned for Tuesday July 5<sup>th</sup> at 6pm, as well as with the Conservation Agent.

#### **Letter from EOEI concerning Rock Meadow and playing fields**

Miriam received a letter from Executive Office of Energy and Environmental Affairs concerning the potential construction of recreational fields at McLean Farm (now know as Rock Meadow). David will draft a letter to bring this to the attention of the Selectmen, Library trustees, and Recreation Commission to make them aware of our receipt and indicate they may be affected.

#### **97 Brookside Avenue**

The commission was contacted by Louis Diaz of Comtank about the removal of an underground oil storage tank from this property which borders Beaver Brook. Margaret Velie visited the site with Mr. Diaz last week. The tank is located next to the house, about 70' from the stream. There is a fairly flat lawn for the first 60'; there is no swimming pool, although one appears on the town map. Mr. Diaz was encouraged to attend the June 28th meeting to discuss whether a Determination of Applicability or NOI was appropriate, to contact the Agent in July, and that the next scheduled meeting was August 2<sup>nd</sup>.

#### **UPLANDS (DEP 106-0072) update and discussion**

No actions to report.

Adjourned at 10:00

June 28  
2011

Sign in sheet Belmont Car Con Mtg

- F. A. Lichawo - Commission
- W M - ANTS - Assoc.
- Barbara Gardner - Assoc. Comm.
- North Moore - Commissioners
- John North  
Dart & Myrtle " "
- Fiona + Eamon Carey 56 Fletcher.
- Michael Flamang ~~28 Emerson~~ UU church
- Bob Cornish UU church
- Rich Guander 40 Howells Road, Belmont.