

LYNNFIELD CONSERVATION COMMISSION

MINUTES

OCTOBER 17, 2017

PRESENT: Chair Paul Martindale
Melanie Lovell
Angelo Salamone

Don Gentile
Christopher Martone
Janice Solomon

Chair Paul Martindale called the meeting to order at 6:30 p.m. and adjourned at 8:18 p. m.

PUBLIC HEARING, NOTICE OF INTENT, TAMMI AND COLAGERO LOGRASSO, 9

TAPLEY ROAD: Solomon called the hearing to order at 6:30 p.m. and read the legal notice as printed in the October 4, 2017 issue of the Lynnfield Villager. Maureen Herald of Norse Environmental Services was present to speak on behalf of the homeowners and described the project. The homeowners would like to install an inground swimming pool with associated pavers, pool equipment shed and modify an existing retaining wall. Some minor grading is being proposed. The LCC conducted a site visit to the property. The closest proposed work is 53' feet away from the No Disturb Zone. No trees are being proposed for removal and the area being proposed for work is currently being maintained as lawn. Herald said they will be using impervious pavers but must include the square footage to the plan once it is determined. Herald will use the erosion controls preferred by the LCC. Adelson said wattles or bales would be sufficient. The LCC requested the groundwater protection district be added on the plan as well. *On a motion duly made by Gentile and seconded by Lovell, the LCC voted (6-0) to close the hearing. On a motion duly made by Gentile and seconded by Solomon, the LCC voted to issue an Order of Conditions with the following conditions: the square footage percentage total of new impervious patio pavers and existing patio area, the erosion controls and groundwater protection district must be added to the plan.*

MINUTES: *On a motion duly made by Solomon and seconded by Gentile, the LCC voted (6-0) to accept the July 18, 2017 minutes, as amended.*

CONTINUANCE OF A PUBLIC HEARING, AMENDMENT REQUEST TO EXISTING ORDERS, 322 PILLINGS POND, KEVIN & MARA SMITH:

Solomon called the hearing to order at 6:45 p.m. and read the legal notice as posted at Town Hall. The Smith family is considering withdrawing the request as they may sell the home. Adelson is trying to convey the importance of following through with the appropriate permits because if the home is sold, the new homeowner would need the required permits. Adelson will follow up with the homeowner. *On a motion duly made by Solomon and seconded by Lovell, the LCC voted (6-0) to continue the hearing until the November 14, 2017 meeting.*

447 ESSEX STREET DISCUSSION, MICHAEL D'AVANZO: Mr. D'Avanzo was present to speak on his behalf. He would like to construct a stone walking path around an existing pond area on his property. It is unknown if the area by the proposed walkway is jurisdictional; wetland scientist Kristin Kent believes the area is an isolated wetland. The LCC has visited the site but

would like to revisit the site with Kent to find out if the ponding area connects to a larger body of water. D'Avanzo contends that the 'pond' has never had water in it. Martindale said that the area is muddy and contains wetland plants within. Kent will advise the LCC.

MINUTES: *On a motion duly made by Gentile and seconded by Lovell, the LCC voted (6-0) to accept the August 15, 2017 minutes, as amended.*

ROBERY ALMY, POTENTIAL CONSERVATION COMMISSION MEMBER: There is an opening on the LCC and Almy is interested in filling the position as Alternate member. A resident of Lynnfield for five years, Almy introduced himself to the LCC members. Almy is a professional geologist and holds a Master's Degree in Geology. He was an instructor with the University of California at Santa Barbara's Environmental Studies Program for 18 years. Almy also ran the regional stormwater program in Santa Barbara. As a current employee of Weston & Sampson in Peabody Almy stated that he feels strongly about wetland protection. He also noted that he is a member of the Recreational Path Committee.

PUBLIC HEARING, NOTICE OF INTENT, JASON GUILBEAULT, 8 KIMBALL LANE, UNITED PARCEL SERVICE: Solomon called the hearing to order at 7:15 p.m. and read the legal notice as printed in the October 4, 2017 issue of the Lynnfield Villager. Katie Szymaszek of Roux Associates was present to speak on behalf of this project. The LCC was in receipt of the Notice of Intent and proposed plan. UPS is proposing to remove the underground fuel dispensing tanks and dispensers and return the land to pre-existing conditions. Szymaszek said it will no longer be used as a fueling facility. Once the tanks are removed, the land will be backfilled and paved. The LCC agreed it would be a positive improvement. Szymaszek said the soils will be tested and any soils with elevated concentrations will be removed offsite. Massachusetts DEP and Roux Associates will oversee the soil testing and tank removal process. Szymaszek said the soil concentrations must be reported regardless of the soil quality. The Lynnfield Fire Department will inspect the tanks prior to the crushing and removal. The project is scheduled to begin in the spring or summer of 2018. Adelson consulted with Bill Jones who approved of the project and recommended that the street be swept during the process and that silt sacks be placed in the catch basins. Szymaszek explained that Figure 2, in Attachment 3, of the proposed plan shows the location of the erosion controls. Bales or straw wattles will be used to protect the down gradient sides and they will protect any areas, as needed. DEP issued a file number and made no comments. *On a motion duly made by Gentile and seconded by Lovell, the LCC voted (6-0) to close the hearing. On a motion duly made by Gentile and seconded by Lovell, the LCC voted to issue an Order of Conditions.*

SITE VISIT SCHEDULING: The LCC scheduled the next site visits for Saturday, November 4, 2017 at 9:30 a.m.

PUBLIC HEARING, ABBREVIATED NOTICE OF INTENT, MICHAEL MAIETTA, 10 RYAN ROAD: Solomon called the hearing to order at 7:30 p.m. and read the legal notice as printed in the October 4, 2017 issue of the Lynnfield Villager. Peter deBernardo of Gibraltar Pool & Spas was present to speak on behalf of this Notice. The LCC was in receipt of the application and 11"x17" proposed plans. The proposed 48" above-ground, rectangular pool has been designed to accommodate a handicapped child. DeBernardo said the excavation will be

completed with a mini-excavator and will take approximately two hours. The excavated earth will be moved offsite and the land will be compacted by hand. The access will be through the left of the property, through the yard or driveway, as needed. No trees are proposed for removal. The pool will be seasonal and is self contained. Water will not be backwashed or removed unless the pool is removed. DeBernardo will inform the owner about de-chlorination tablets in the event the pool water does need to be removed. Construction is scheduled to begin immediately but the liner will not be installed until the spring of 2018. The canister filter tank and cartridge will be kept beside or near the pool, possibly under the cantilever. ***On a motion duly made by Lovell and seconded by Salamone, the LCC voted (6-0) to close the hearing. On a motion duly made by Salamone and seconded by Lovell, the LCC (6-0) voted to issue an Order of Conditions.***

REQUEST FOR MINOR MODIFICATION, WILLIAM MANDELL, 1 ASHDALE ROAD: The current owners have an existing Order of Conditions. The LCC visited the site. No one was present to speak on behalf of this request. The LCC was in agreement that the plans are a big departure from the originally proposed project: the septic system appears to have been relocated on the plan, a pool has been added and the vegetation has been cut from the silt fence to the wetland flags, up to the top of the bank. Adelson distributed pictures of the property to the LCC. It was noted that the larger proposed 12'x20' shed requires a building permit. The LCC agreed that these changes are not minor modifications. Adelson will contact the property owners and suggest they either attend the November 14th LCC meeting to discuss the modifications or file for an Amended Order of Conditions.

CERTIFICATE OF COMPLIANCE REQUEST, 23 FERNWAY: The LCC was in receipt of the Request for the Certificate of Compliance from Eaglebrook Engineering and Survey. The LCC visited the site. The property was well vegetated and the LCC had no concerns. An unhealthy pine tree was observed on the property and the owner was told to come before the LCC or speak to Adelson if he would like to remove it in the future. Condition #68 in the Order of Conditions requiring that the conservation markers be installed was not complied with. ***On a motion duly made by Salamone and seconded by Solomon, the LCC voted (6-0) to issue a Certificate of Compliance contingent upon the installation of conservation markers.***

CERTIFICATE OF COMPLIANCE REQUEST, 53 CHESTNUT STREET: The LCC visited the site and the landscaper's grading error has been corrected. The buffer area is vegetated, the rear yard is graded, the driveway gravel has been cleaned, the property is stabilized and complete. ***On a motion duly made by Lovell and seconded by Salamone, the LCC voted (6-0) to issue a Certificate of Compliance.***

SAGAMORE SPRINGS DISCUSSION: Adelson distributed the email from Sagamore Springs to Adelson. Sagamore was required to plant 12 trees in the area adjacent to the pond, but the underground utilities depth is prohibitive of the planting of 12 trees in that specific location. The management of Sagamore is willing to purchase 12 trees but would like to plant four adjacent to the Pond, four by the nursery and four in another location. They are also willing to donate the four trees to the LCC if they cannot plant at Sagamore. Lovell explained that she is agreeable to four trees being planted in the intended area, four trees being planted in the nursery area and remaining four trees staying on their parcel or being relocated. Martindale spoke of planting the four displaced trees on the slope. The LCC agreed that they preferred to see where the utilities

are located via a site visit or diagram. The location was added to the LCC Site Visit list. Lovell noted that approximately 37 shrubs were also to be planted.

CERTIFICATE OF COMPLIANCE REQUEST, 12 RAMSDELL WAY: Marchionda provided the LCC with an as-built and a letter but Adelson needed to review the Orders. The LCC agreed that the LCC will discuss at the November 14, 2017 meeting.

PILLINGS POND UPDATE: The phragmites were treated on October 12, 2017 at Pillings Pond. Because the abutters had not been notified, only the phragmites on the Town property were treated.

PARTRIDGE ISLAND UPDATE: The new Rotary president was unaware of any ongoing work. John Whyman will be delivering clean free fill. Fill is available from the LMS project. Pruning is to be completed on Main Street to allow vehicle access. The LCC would like to see the trees cut and the fill installed prior to winter. Once the work is complete, the LCC would order a new sign as well as other improvements, such as a picnic table.

MOTION TO ADJOURN: On a motion duly made by Solomon and seconded by Lovell, the LCC voted (6-0) to adjourn at 8:18 p.m.

As recorded and submitted by Marlene Clapp and Betty Adelson

Betty Adelson
Conservation Administrator