

**HANSON CONSERVATION COMMISSION
MINUTES OF THE PUBLIC MEETING OF JUNE 16, 2021
HANSON MIDDLE SCHOOL, 111 LIBERTY STREET, HANSON, MA 02341**

Called to Order at 7:00 pm under M.G.L. c131, §40 and the Hanson By-Law 3-13, §5 and Rules and Regulations by Phil Clemons, Chairman, Hanson Middle School Auditorium, Hanson, MA

Present: Phil Clemons, Chairman
Sharon LePorte, Vice Chairman
David Mansfield, Clerk
Thomas Roffey, Jr., Member (7:25pm)
Frank Schellenger, Agent
Lan Woodward, Administrative Assistant

Also Present: Kurt Tarvis II, E Washington Street
Colin McSweeney, McSweeney Associates, Inc.
Bob Crowell, Crowell Engineering
Gregory Morse, Morse Engineering Company, Inc.
Elizabeth and Joe O'Sullivan, West Washington Street
Marian and Robert Scott, Holmes Street

Minutes

June 2, 2021

Motion to approve the minutes of June 2, 2021 by: Sharon LePorte

Second: David Mansfield

Vote: 3-0-0

Public Hearings

7:00 PM Notice of Intent for a proposed residential septic system upgrade to Title V standards for and existing home within 100 ft of bordering vegetated wetlands at 202 Forest Trail, Map 101, Lot 5D-20, for Stacey Berardinelli, represented by Collins Civil Engineering Group, Inc., 225 South Main Street, West Bridgewater, MA 02379. (DEP# SE175-0736) (New Hearing)

Mr. Mansfield read the Public Hearing Notice.

Motion to continue hearing per request of Applicant to July 7, 2021 at 7:30 PM by: Sharon LePorte

Second: David Mansfield

Vote: 3-0-0

7:15 PM Request for an Amendment to an Order of Conditions for a change which would include an in-ground-pool, concrete apron, privacy plantings, and fence/lawn area within 100' of bordering vegetated wetlands at 217 King Street, Map 115, Lot 5-2, represented by McSweeney Associates, Inc., 745 Winter Street, Hanson, MA 02341. (DEP# SE175-0728) (New Hearing)

Mr. Mansfield read the Public Hearing Notice and green cards were verified.

Colin McSweeney, McSweeney Associates Inc., presented plans to the Conservation Commission. He stated that the pool is outside of the wetlands, but partially inside the 200' Riparian Zone and removing existing vegetation will have no adverse effect to the riverfront. Mr. McSweeney said there are tall trees pre-existing and small vegetation, he is unsure of the species. The plan shows 14 trees/shrubs to be planted and he asked if there was an accepted list of moderately sized shrubs.

Agent Schellenger stated that where the pool is supposed to go is partially vegetated with trees, brush, grass and that is why he requested Mr. McSweeney to discuss the Riparian Zone.

Chair Clemons invited the Applicant to propose species and that there could be a standard condition of a staff approved list of species. Chair Clemons asked if there were any questions, comments.

Motion to issue variance for work within the Riparian Zone by: Sharon LePorte

Second: David Mansfield

Vote: 3-0-1

Motion to close hearing and approve an Amendment to the Order of Conditions as presented and subject to Standard Conditions and Specific Vegetation Conditions by: Sharon LePorte

Second: David Mansfield

Vote: 3-0-1

7:30 PM Continued Notice of Intent to demolish existing house and commercial building and construct two 3-story mixed residential/commercial buildings; building one with 3 commercial units, 14 one-bedroom, 12 two-bedroom units, building two with 3 commercial units, 10 one-bedroom, 3 one+ bedroom, 10 two-bedroom units with associated site improvements and signage at 965&999 Main Street, Map 42, Lot 9&10 for Stephen Egan, Egan Development LLC, represented by Crowell Engineering. **(DEP# SE175-0731)**

Bob Crowell, Crowell Engineering, presented updates to the Conservation Commission. Sheet 7 had changes to the outlet structure, it shows a retaining wall, basin, outlet structure, and catch basin. More details were also added and groundwater is shown. On either side, the swales have been re-designed and the outlets have been stoned. Sheet 5 now shows cross hatching for the reserve area for the new septic system. It is also on Sheet 2 and 6. At the end of the infiltration basin a couple of bushes were removed. Mr. Crowell stated that he gave Agent Schellenger plans yesterday and has been in discussion with the review engineer, they are almost there.

Agent Schellenger stated that the outlet structure to the railroad has been pulled back from property line. Against the left side of Building 1, a new infiltration bed has been added and some of the drainage has been re-routed. He has reviewed the new drainage documents. He notified the Commission that ZBA is meeting June 22, 2021 and that we would need the final revision, if any, for our plans.

Motion to continue hearing until July 7, 7:45 PM by: Thomas Roffey, Jr.

Second: Sharon LePorte

Vote: 4-0-0

8:00 PM Continued Notice of Intent to construct a residential subdivision roadway partially within the 100' setback to a bordering vegetated wetland at 0 County Road, Map 74, Lot 7&8, for Ellis Building & Development Corp., represented by County Road Partners, LLC, 20 Stearns Road, Scituate, MA 02066. **(DEP# SE175-0730)**

*Member Thomas Roffey, Jr., recused himself from the hearing.

Gregory Morse, Morse Engineering Company, Inc., was present to discuss the proposed residential subdivision roadway. He stated that the property is approximately 64 acres and there will be several lots that will require separate Notices of Intent. There will be 2 cul-de-sacs, Road A, B. They have obtained approval by the Planning Board and ZBA and have met all the requirements from Peer Reviewer, Environmental Partners. They have reduced the amount of fill from 53,000 to 49,000 and have added infiltration basin screening plantings. The project is surrounded by erosion control barriers.

Agent Schellenger stated that the Planning Board has approved, but he has not seen their decision or conditions. He received the latest documents today but has not been able to review. He has some concerns on the mounding analysis and infiltration basins that are not resolved.

Chair Clemons visited the site and it appears that other than the catch basin infrastructure, there is no hydrological connection between the two sides of County Road in the western portion of this area. The fill supporting County Road divides two separate low areas and stormwater from the road surface flows south into the wetland area.

Discussion regarding NOAA 14; there is a new draft standard that is coming from MA DEP in July.

Mr. Morse stated it was unfortunate that they submitted this months ago, if they run this to 9" rainfall event, he would have to go back to all the boards; it is cumbersome to Applicant.

Marian Scott, Holmes Street - Would the town have an easement on the basin that is being placed on someone's land? Mr. Morse stated that the drainage basins would be on private lots and that the town has a right to obtain easements. They will be maintained by the contractor for 5 years and then by the homeowner's association.

Marian Scott, Holmes Street - What if they can't maintain it?

Mr. Morse stated that they would be in violation and the town would have the right to maintain and charge the homeowner's association. Drainage in all towns requires maintenance, it is standard practice.

Marian Scott, Holmes Street - There should definitely be a way to maintain before they put in, there is a chance they won't drain and there will be stagnant water.

Mr. Morse stated the Planning Board requires that they are on their own individual lots. He said there were 30 test pits and testing was witnessed by Colin McSweeney, McSweeney Associates, Inc. on behalf of the Board of Health. The Peer Reviewer reviewed.

Elizabeth O'Sullivan, West Washington Street - The Peer Review never saw the test pits?

Mr. Morse said he did not witness, he saw the report.

Joe O'Sullivan, West Washington Street - He has been an abutter for 46 years, he has 600' for frontage on County Road. Mr. O'Sullivan stated that if this project is approved, he would like to propose a bond, should there be damage that increases the water table. The site is surrounded by wetlands.

A similar subdivision, Pennsylvania Avenue, was built and some issues that occurred in this neighborhood:

Red Acre is on a retention pond, 12" of water filled a finished basement when the generator failed, homeowner had to install a french drain, owner had to place drains in basement and whole new septic system. These concerns are some of the reasons he is asking to reject this project, it is not a good place to put this. Mr. O'Sullivan stated that the Conservation Commission is the only board that can do something, and denial is necessary, he asks that the board reject this proposal.

Elizabeth O'Sullivan, West Washington Street - When we first moved, the land was dry, now we have at least 9 ponds when it rains significantly, not to mention the cellar.

Chair Clemons stated that for all reasons that all parties are aware of, that much time is needed to review, time is needed to study plans, geology of site, and anything else that applies.

Motion to continue hearing to July 7, 2021 at 8:0 PM by: Sharon LePorte

Second: David Mansfield

Vote: 3-0-1

Appointments -

8:30 PM Appointment with Thomas Mill Committee to discuss Mill updates/plans

Appointment date/time change to June 30, 2021 Town Hall Selectmen's Meeting Room.

Discussions

Mass DEP NRD Grant Opportunity Update

Chair Clemons had communication with the realtor for 485 Winter Street. The realtor is aware of possible grant funds.

Chair Clemons met with Interim Town Administrator Lisa Green and she seemed supportive of the idea. We already have the application form from MA DEP and we will see what can be drafted for review for early July. The proposal is due at the end of July.

USDA Draft Update

We have received the scaled down proposal for the restoration of Smitty's Bog, and we are close to having a final restoration plan.

Eagle Scout Project Update(s)

Mr. Mansfield notified Commission that Mr. Woodward is working on the Poor Meadow Brook project this upcoming weekend.

Property Management Update

Town Forest; Mr. Mansfield plans to clear the Bay Circuit Trail of tall grass and weeds again. He spoke with Michael Means of Cub Scouts Troop 34 regarding possible project constructing bog bridges and was directed to contact Marcus Linn, Troop 34 or Kevin Kean, Troop 68.

Smith-Nawazelski; Mr. Mansfield plans to clear the parking area and immediate surroundings of brush.

Smitty's Bog; Mr. Mansfield plans to clear the kiosk area of weeds and brush.

Webster-Billings; Discussion on marking trails.

Indian Crossing; Concerns regarding the makeshift trail crossing over the stream feeding the swamp beginning to dam the stream creating a small pond at crossing.

Poor Meadow Brook; Mr. Mansfield removed construction debris. TJ Woodward has cleared ½ mile of trail so far.

Rocky Run; Mr. Mansfield cut up a large oak tree that had fallen lengthwise along the trail and handled trash clean up.

Authorized Signers Update - requires votes and signatures

Motion to approve Authorized Signers Update by: David Mansfield

Second: Sharon LePorte

Vote: 3-0-0

Old Business/New Business

Invoice for Public Hearing Notice (Hanson Express) for 202 Forest Trail, Notice of Intent - **Reviewed**

Invoice for Public Hearing Notice (Hanson Express) for 217 King Street, Amendment to Order of Conditions – **Reviewed**

Adjournment

Motion to adjourn at 9:15 PM by: Sharon LePorte

Second: Thomas Roffey, Jr.

Vote: 4-0-0