



**Waltham Conservation Commission  
October 10, 2019  
Meeting Minutes**

Meeting called to order at 7:02 p.m.

**Attendees:** Chair Philip Moser Vice Chair Bill Doyle, Gerard Dufromont, Courtney Semlow, Brad Baker

**Absent:** Mike Donovan

**Public Hearing** (Continued from 9-12-2019)

**Notice of Intent** (DEP File # 316-0756)

**Applicant:** City of Waltham Engineering Department

**Property Location:** 617-655 Lexington Street

**Project Description:** Installation of a flow control structure under Jack's Way.

The Applicant has withdrawn the notice of intent.

**Public Meeting**

**Request for Certificate of Compliance** (DEP File # 316-0394)

**Applicant:** James A. Scanlon

**Property Location:** 62 Totten Pond Road, Lot 2

Attorney James Scanlon is representing the Applicant to request Partial Certificate of Compliance for Lot 2 at 62 Totten Pond Road. There are a total of 6 lots that were in the Notice of Intent and a few lots have received a Partial Certificate of Compliance. There is a Conservation Easement on one of the lots on the site.

The Commission cannot sign off on this request without more information. The burden of proof is on the Applicant and Mr. Scanlon will review the files to find the plans for Lot 2.

A site visit is scheduled for Tuesday, October 22 at 7:30 a.m. All are welcome to attend.

Motion made by Mr. Doyle to continue until the October 24 meeting, seconded by Mr. Baker. All in favor.

**Motion passed.**

**Public Meeting**

**Request for Extension of Order of Conditions** (DEP File # 316-0717)

**Applicant:** City of Waltham Recreation Department

**Property Location:** Graverson Playground – 16 Pine Vale Road

The Order of Condition has expired on this project and therefore, an extension cannot be granted. A new Notice of Intent will need to be filed in order to perform any future work.

Motion to deny the Extension Order of Conditions request and require Applicant to file a new Notice of Intent made by Mr. Dufromont, seconded by Mr. Baker. All in favor. Motion passed.

**Public Meeting**

Approved 10-24-2019

## **Request for Extension of Order of Conditions (DEP File # 316-0718)**

**Applicant:** City of Waltham Recreation Department

**Property Location:** Elsie Turner Field – 385 Trapelo Road

The Order of Condition has expired on this project and therefore, an extension cannot be granted. A new Notice of Intent will need to be filed in order to perform any future work.

Motion to deny the Extension Order of Conditions request and require Applicant to file a new Notice of Intent made by Mr. Dufromont, seconded by Mr. Baker. All in favor. Motion passed.

## **Commission Business**

- **Approval of meeting minutes from 9-12-2019 and 9-26-2019:** Motion made by Mr. Baker to approve the meeting minutes from 9-12-2019 and 9-26-2019, seconded by Mr. Doyle. All in favor. **Motion passed.**
- **Question from a concerned resident:** Motion to table item to later in the meeting made by Mr. Doyle, seconded by Mr. Baker. All in favor. **Motion passed.**
- **Potential uses for filing fees in administering the Wetlands Protection Act:** Mr. Moser provided updates:
  - Mt. Feake Cemetery: Mr. Moser and Mr. Baker are working together to select a consultant for this project.
  - Hardy Pond: Mr. Moser and Ms. Semlow have received a proposal from a consultant and will meet to review before presenting to the Commission.
  - GIS mapping and inventory of wetland resource areas on City-owned property: No updates.
- **Press release ideas:** Mr. Baker explained that the hope for press releases is to engage the public to help the Commission to do their job. Mr. Moser suggested that once the Commission has some accomplishments completed, a press release about the project can be published.
- **Enforcement orders:**
  - 554 Lexington Street – Motion by Mr. Doyle to issue an Enforcement Order to request the applicant/owner of the property to secure, stabilize the area of the debris pile, place erosion controls, remove the debris pile and then perform the soil testing that the DEP is requiring to determine the extent of the wetlands. This includes the procedures outlined in the Memo and associated plan from SMMA dated 10-9-2019 addressed to the Commission, seconded by Mr. Baker. All in favor. **Motion passed.**

Motion to table Enforcement orders until later in the meeting made by Mr. Doyle, seconded by Mr. Baker. All in favor. **Motion passed.**

## **Correspondence**

- **380 Lexington Street:** An appeal was filed by Paul Finger who is representing the neighbor and all work has stopped until the appeal has been resolved.
- **Coleman-Stanton:** Mr. Doyle received an email asking if the Commission has considered the Coleman-Stanton property for the new high school. This is outside of the Commission's jurisdiction and will respond accordingly.
- **200 Smith Street:** A plan was submitted to the Commission asking if the plan would suffice for submitting a Notice of Intent. After a brief discussion, the project is a limited project and therefore does not require a Notice of Intent or Request for Determination.

## **Old Business**

### **Mr. Moser**

- No updates.

### **Mr. Doyle**

- **Paine Estate Forestry Plan:** Michelle will work with the Community Preservation Office and Ann Clifford to submit an application for funds for this plan.

### **Mr. Baker**

- **Paine Estate planting and Paine Estate trees:** As part of the surveying project, Mr. Baker explained that once there are survey markers, the Commission can survey particular trees within our jurisdiction and then start identifying trees the Commission is responsible for.

### **Mr. Dufromont**

- No updates.

#### **Mr. Donovan**

- No updates.

#### **Ms. Semlow**

- No updates.

#### **Committee Reports**

- **CPC:** No updates.
- **Trust Fund:** No updates.

#### **Site visit reports**

- **80 Clark Lane:** The Commission received a complaint from a neighbor that work is being performed at this site. There was recently a Certificate of Compliance issued at the completion of the project, however, there is new work taking place. Mr. Baker went for a site visit to inspect what was going on. Motion made by Ms. Semlow to issue an Enforcement Order for 80 Clark Lane, seconded by Mr. Dufromont. All in favor. **Motion passed.**

#### **New Business**

- **554 Lexington Street:** There is a MEPA filing to review comments and provide comments on the project site. A site visit took place on Monday, October 7, followed by a Public Informational Meeting at the high school. Discussion ensued about whether or not the Commission should comment. Motion made by Mr. Doyle to submit a letter to MEPA with comments, seconded by Mr. Dufromont. All in favor. **Motion passed.**
- **Invasive Control Training at Mt. Feake Cemetery:** The Commission will send a letter to the head of CPW to request the use of Mt. Feake Cemetery to conduct a Commission only training on October 26.

Motion to untangle Question from a concerned resident from Commission Business made by Mr. Doyle, seconded by Ms. Semlow. All in favor. **Motion passed.**

- **Question from a concerned resident:** Mr. Baker made a presentation on why trees are important. Discussion ensued about how to protect trees in the City of Waltham.

Motion to untangle Enforcement orders from Commission Business made by Mr. Doyle, seconded by Mr. Dufromont. All in favor. **Motion passed.**

- **98 Lakeview Terrace:** The Commission sent a letter to the homeowner, but it was returned to sender. Mr. Moser will write an enforcement letter to mail to the new homeowners.
- **250-252 Prospect Street:** The Commission had voted to issue an Enforcement Order in an April meeting, but it was never sent out. The Commission signed an Enforcement Order to be issued next week.

Motion made by Mr. Doyle to adjourn the meeting, seconded by Mr. Dufromont. All in favor. **Motion passed.**

Meeting adjourned at 8:59 p.m.