



**Waltham Conservation Commission
June 23, 2016
Meeting Minutes**

Meeting called to order at 7:04 p.m.

Attendees: Chairman Bill Doyle, Vice Chairman Philip Moser, Gerard Dufromont

Absent: Tali Gill-Austern, Daniel Keleher, Brad Baker

The commission did not have a quorum.

Informal Discussion

- 1106 Trapelo Road

Resident, Pery Huam, appeared at the last meeting and thought that the commission asked him to reappear at tonight's meeting. Mr. Moser stated that the commission asked him to appear at the last meeting due to a potential violation on the property. At the meeting, Mr. Huam indicated that he is planning to put an addition on the house. Bibbo Brothers has drawn up a plan for it and the commission recommended that Mr. Huam speak with Bibbo Brothers or another consultant about the potential violation issue and how it can get resolved. Mr. Doyle restated to Mr. Huam that since the property is within a wetlands jurisdictional area, he needs to file a Notice of Intent with the Conservation Commission for any work he plans on doing on the property.

Commission member, Brad Baker, arrived at 7:11 p.m.

Motion made by Mr. Moser to resume commission business, seconded by Mr. Baker. **Motion passed.**

Public Hearing (Continued from 6-9-2016)

Notice of Intent: DEP File # 316-0716

Applicant: Bentley University

Property Location: 400 Beaver Street

Project Type: Construction of a 48,200 sq. ft. arena.

Motion made by Mr. Moser to continue to the next meeting due to lack of quorum (Mr. Doyle and Mr. Moser had to recuse themselves due to potential conflicts of interest). Motion seconded by Mr. Baker. **Motion passed.**

Public Meeting (Continued from 6-9-2016)

Request for Certificate of Compliance: DEP File # 316-0449

Applicant: John Dunton

Property Location: 796 Beaver Street

Bob Bibbo, Bibbo Brothers, represented the applicant. He stated that during the site visit, a question arose re: the fertilizer being used on the lawn. Mr. Moser noted that the property owner's landscaper submitted a letter to the commission stating that they routinely use fertilizer, pesticide and herbicide. In Condition 23B of the Order of Conditions issued by the commission, all three are prohibited within 50 feet of the resource area.

Mr. Doyle asked if the as-built plan looks like the proposed plan that was submitted with the Notice of Intent. Mr. Bibbo replied that it does. Mr. Doyle would like the commission to write a letter to the property owner re: their fertilizer use.

Mr. Moser would like a written response from the property owner stating he acknowledges and understands that he needs to honor the Order of Conditions.

Motion made by Mr. Moser to issue a Certificate of Compliance upon receipt of a letter from the owner acknowledging Condition 23B and that he needs to start following it. Motion seconded by Mr. Baker. **Motion passed.**

Approved 7-21-2016

Public Meeting (Continued from 6-9-2016)

Request for Certificate of Compliance: DEP File # 316-0699

Applicant: Eric and Salpi Markarian

Property Location: 57 Leitha Drive

Bob Bibbo, Bibbo Brothers, represented the applicant. Mr. Bibbo noted that at the site visit there was no seed or loam on the ground. Mr. Moser stated that it has been observed that the yard has been seeded since the site visit. He is satisfied with the property owner's letter stating that they do not treat the area behind the fence (which is within the 50-ft. buffer zone), and that organic fertilizer is used on their lawn. Mr. Doyle confirmed that the as-built plan resembles the design plans.

Motion made by Mr. Moser to issue a Certificate of Compliance, seconded by Mr. Dufromont. **Motion passed.**

Public Meeting

Request for Certificate of Compliance: DEP File # 316-0001

Applicant: Northrup LLC

Property Location: 77 Crescent Street

The applicant didn't appear. The property is for sale and there is an open Order of Conditions on it from 1972, which the applicant is trying to have closed out. Mr. Doyle asked Mr. Bibbo if he would look into this.

Motion made by Mr. Baker to continue to the next meeting, seconded by Mr. Dufromont. **Motion passed.**

Public Meeting

Request for Certificate of Compliance: DEP File # 316-0659

Applicant: Second Avenue Hotel, LLC

Property Location: 256 Second Avenue

There has been no work done on this project. Motion made by Mr. Dufromont to issue a Certificate of Compliance. The Order of Conditions has lapsed and is therefore no longer valid. Motion seconded by Mr. Moser. **Motion passed.**

Commission Business

- Motion made by Mr. Dufromont to approve the meeting minutes from 6-9-2016 once they reflect that Commissioner Maureen Fowler's final Conservation meeting was on that day. She has officially retired from the commission. Mr. Baker seconded the motion. **Motion passed.**

Correspondence

- **Hardy Pond weeds:** A property owner on Hardy Pond called to report that an enormous amount of weeds with a very strong odor is coming from Hardy Pond near her property. Julie will forward the latest chemical treatment report from Solitude Lake Management as well as the company's contact info. A commission member will come out within in the next few weeks to inspect.

Old Business

Mr. Doyle

- **Clark's Pond:** Julie will reply to the mayor letting her know we're behind on things, but will respond soon.

Mr. Baker

- **Paine Estate planting:** Mr. Baker is still waiting for feedback from some people, but he will be scheduling a meeting with the new arborist to discuss a planting plan.
- **511 Lexington Street:** Mr. Baker did not get a chance to stop by re: the complaint that trash is blowing into the Chester Brook from this property. The commission will forward the information to the Board of Health.

Mr. Dufromont

- **Signage:** Mr. Dufromont needs to schedule a meeting with Ann Clifford.
- **Trail and Stonehurst Interpretive brochure:** Ms. Clifford is working on this and will update the commission once they have the signage in place.

Mr. Moser

- **Railroad trestle update:** Mr. Moser stated that most of the bridge is down. There is a temporary bridge that the heavy equipment drives across. He referenced the field report submitted to the commission from the property owner's consultant, Mary Trudeau, recommending erosion controls for the portion on land. Mr. Moser agrees with Ms. Trudeau's recommendation. Mr. Doyle will contact Ms. Trudeau. Julie will also respond to Ms. Trudeau's e-mail stating that the Commission agrees with her recommendation to have erosion controls in place on land. Mr. Moser would like the Commission to ask them to keep track of the trees they've cut and plan to cut. He would like to see how many trees were lost and how many will be planted.

Committee Reports

- **Conservation Initiatives Committee:** Mr. Doyle and Mr. Moser noted that the committee has not been formed yet. Mr. Moser recommended holding off on doing so until after the special Order of Conditions revision has been completed. Mr. Doyle asked that the name be changed on future agendas to: "Discussion re: the creation of a Commission Initiatives Committee".
- **CPC:** Mr. Dufromont stated that at the last CPC meeting before adjourning for the summer, the committee approved all four requests on their agenda. The items then went to City Council which turned down the Music Hall until they receive more information. The Historical Commission has requested \$75K from CPC for a history follow-up of the Fernald School. The research will be conducted by Alex Green and the Historical Commission. This still needs to go through City Council for approval.

Site visit reports

- **200 Smith Street:** Mr. Dufromont was at the property yesterday with Jamie O'Connell from Cambridge Water Department. The project is on schedule and everything is in place as it should be. There were a few minor changes which Mr. Dufromont informed the consultant to make note of.

New Business

- **70 Hiawatha Avenue:** Mr. Moser stated that there was an existing house that was demolished in the fall, and a new house is being built further away from Hardy Pond. The erosion controls are in place. The new house is under construction, however work has stopped and there is a notice on the gate stating that the Building Inspector has stopped work. The site is stable now, but may not be if the project is put on hold for much longer. Mr. Dufromont would like the commission to follow up with the Building Department asking why the project was put on hold.
- **Cat Connection:** Mr. Dufromont noted that he has received calls from two people on the Cat Connection committee re: adding parking spaces on the property. He informed them that the Conservation Commission informed Building Inspector, Bill Forte, to contact the School Committee re: adding the spaces since the building is on school property.

Motion made by Mr. Dufromont to adjourn, seconded by Mr. Moser. **Motion passed.**

Meeting adjourned at 8:09 p.m.