

Holliston Conservation Commission

APPROVED Meeting Minutes

Via Remote Participation

December 27, 2022

7:30 PM

Present: Ann Marie Pilch, Chair; Allen Rutberg, Vice Chair; Eilish Corey, Nicole Smith, Rebecca Weissman, Commissioners; Richard Shansky, Alternate Commissioner
Ryan Clapp, Conservation Agent

Absent: Utah Nickel, Commissioner

Ann Marie Pilch, Chair, opened the meeting at 7:30 PM.

A. Pilch read the following into the record:

Pursuant to the Governor's July 16, 2022 Act relative to extending certain COVID-19 measures adopted during the state of emergency suspending certain provisions of the Open Meeting Law G.L. c. 30A paragraph 20, the Holliston Conservation Commission will be using remote participation for this meeting. The audio of this meeting is being recorded and will be posted to the Town's webpage as soon as possible in accordance with keeping the public informed of actions during this meeting. I would ask that all participants remotely attending this meeting please state your name for identification purposes each time you speak throughout the meeting.

At this time, a roll call attendance vote will be taken.

A. Rutberg:	Present
E. Corey:	Present
U. Nickel:	Absent
N. Smith:	Present
R. Weissman:	Present
R. Shansky:	Present
A. Pilch:	Present

General Business

Review/Approve Minutes of 10/11/2022, 10/18/2022, 10/25/2022, 11/15/2022, 11/29/2022, and 12/13/2022

- A. Rutberg recommended typo edits and revisions for clarity under Review Correspondence on the minutes of 10/11/2022.
- **A. Rutberg made a motion to approve the minutes of 10/11/2022 as amended. R. Weissman seconded the motion. A roll call vote was taken.**

A. Rutberg:	Aye
E. Corey:	Aye
N. Smith:	Aye
R. Weissman:	Aye
R. Shansky:	Aye
A. Pilch:	Aye

- **A. Rutberg made a motion to approve the minutes of 10/18/2022. E. Corey seconded the motion. A roll call vote was taken.**
A. Rutberg: Aye
E. Corey: Aye
N. Smith: Aye
R. Weissman: Aye
R. Shansky: Aye
A. Pilch: Aye
- The minutes of 10/25/2022, 11/15/2022, 11/29/2022 and 12/13/2022 were tabled until the next meeting on 1/10/2023.

Request for Extension to Order of Resource Area Delineation: DEP #185-860: #1483 Washington Street

- R. Clapp reported that he had received positive confirmation that the Commission was able to extend this ORAD from DEP.
- **R. Weissman made a motion to issue a three year extension for DEP #185-860: #1483 Washington Street. A. Rutberg seconded the motion. A roll call vote was taken.**
A. Rutberg: Aye
E. Corey: Aye
N. Smith: Aye
R. Weissman: Aye
R. Shansky: Aye
A. Pilch: Aye

Request for Certificate of Compliance: DEP #185-882: Lot 31B Old Cart Path

Request for Certificate of Compliance: DEP #185-884: Lot 77 Old Cart Path

Request for Certificate of Compliance: DEP #185-887: Lot 81 Old Cart Path

Request for Certificate of Compliance: DEP #185-867: Lot 82 Old Cart Path

Request for Certificate of Compliance: DEP #185-876: Lot 83A Pout Lane

Request for Certificate of Compliance: DEP #185-877: Lot 83B Pout Lane

Request for Certificate of Compliance: DEP #185-878: Lot 83C Pout Lane

Request for Certificate of Compliance: DEP #185-879: Lot 83D Pout Lane

Request for Certificate of Compliance: DEP 3185-880: Lot 83E Pout Lane

- These 9 Requests for a Certificate of Compliance were considered simultaneously.
- R. Clapp reported that he had performed a site visit at Lot 31B, Lot 77, Lot 81, and Lot 82 Old Cart Path in response to these Requests for a Certificate of Compliance. On each site, he found deficiencies and alterations and at this time, does not recommend the Commission issue Certificates of Compliance. He has not had the opportunity to review the sites on Pout Lane.

- J. Federico, Guerriere & Halnon, indicated that he did not believe that the deficiencies and alterations were significant, and therefore did not address them in the Requests. R. Weissman noted that there is a process for such minor changes written into the Orders of Conditions.
- R. Clapp will coordinate a site visit with the Commission next week to review these sites further.

Review Correspondence

- R. Clapp informed the Commission that MACC dues for the next fiscal year would be increasing by 2% to \$609.
- R. Clapp received a holiday card from MassAudubon.
- R. Clapp noted that the Parks Department plans to propose an amendment for the Order of Conditions for Lake Winthrop to treat water lilies as well.
- A. Rutberg asked if there were any updates for 555 Hopping Brook. R. Clapp noted that the project has been filed with the Planning Board again, and the hearing is tentatively scheduled in January.

Public Hearings/Public Meetings

Public Hearing – Notice of Intent for DEP #185-933: #44 Temi Road (Assessors Map 11-8-251) for proposed replacement septic system – Connorstone Engineering, representing Fred Adair

Documents: WPA Form 3; Plan of Land entitled “Proposed Sewage Disposal System, 44 Temi, Holliston, Massachusetts” dated 11/14/2022

- R. Clapp read the legal advertisement into the record.
- F. Adair, homeowner, was present, but no one from Connorstone was present. With approval from F. Adair, R. Clapp provided an overview of the project. The existing septic system is failing, and requires replacement. The entirety of the project is outside of the 100’ buffer zone, but does encroach on the 200’ Riverfront Area, with the limit of work 165’ from the banks of Jarr Brook. An erosion control barrier will be installed prior to the commencement of work, and no trees are proposed for removal with this project.
- **R. Weissman made a motion to close the public hearing for DEP #185-933: #44 Temi Road. E. Corey seconded the motion. A roll call vote was taken.**
 - A. Rutberg:** Aye
 - E. Corey:** Aye
 - N. Smith:** Aye
 - R. Weissman:** Aye
 - R. Shansky:** Aye
 - A. Pilch:** Aye
- **E. Corey made a motion to issue an Order of Conditions for DEP #185-933: #44 Temi Road. A. Rutberg seconded the motion. A roll call vote was taken.**
 - A. Rutberg:** Aye
 - E. Corey:** Aye
 - N. Smith:** Aye
 - R. Weissman:** Aye

R. Shansky: Aye
A. Pilch: Aye

Public Hearing – Notice of Intent for DEP #185-934: #22 Fisher Street (Assessors Map 1-1-24) for proposed replacement septic system – *CIVILized Solutions*, representing *Anne Kellogg*

Documents: WPA Form 3; Plan of Land entitled “Septic System Construction, 22 Fisher Street, Holliston” dated 11/21/2022

- A. Rutberg recused himself as an abutter.
- R. Clapp read the legal advertisement into the record.
- K. Skinner-Catrone presented the project to the Commission. The existing septic system serving #22 Fisher Street is failing and needs to be replaced. There is an adjacent wetland resource area located approximately 24 feet from the limit of work. There is also floodplain on the site, but no encroachment into the floodplain is proposed. The applicant proposes the installation of a boulder wall to minimize grading associated with the septic system replacement.
- R. Clapp drew the Commission’s attention to an open area outside of the 50’ No Disturbance Zone. This area is heavily vegetated, so the currently proposed location is the area of minimum disturbance.
- **R. Weissman made a motion to close the public hearing for DEP #185-934: #22 Fisher Street. E. Corey seconded the motion. A roll call vote was taken.**

E. Corey: Aye
N. Smith: Aye
R. Weissman: Aye
R. Shansky: Aye
A. Pilch: Aye
- **R. Weissman made a motion to issue an Order of Conditions for DEP #185-934: #22 Fisher Street. N. Smith seconded the motion. A roll call vote was taken.**

E. Corey: Aye
N. Smith: Aye
R. Weissman: Aye
R. Shansky: Aye
A. Pilch: Aye
- A. Rutberg returned to the meeting.

Public Meeting – Request for Determination of Applicability for #D-727: #600 Central Street (Assessors Map 9-4-62) for proposed access road and battery energy storage facility – *TRC Companies*, representing *BWC Bogastow Brook, LLC*

Documents: WPA Form 1: Plan of Land entitled “Conceptual Site Layout Sketch” dated July 2022

- R. Clapp reported that the applicant had requested a continuance to the next meeting on 1/10/2023.
- **N. Smith made a motion to continue the public meeting for #D-727: #600 Central Street until the next meeting on 1/10/2023. E. Corey seconded the motion. A roll call vote was taken.**

A. Rutberg: Aye
E. Corey: Aye
N. Smith: Aye
R. Weissman: Aye

R. Shansky: Aye
A. Pilch: Aye

Public Hearing – Notice of Intent for DEP #185-931: 1485 Washington Street (Assessors Map 5-3-59.1) for second story addition and drainage system, replacement of pavement, and restoration of altered buffer zone – *CDW Consultants*, representing *Brian Donoghue, AnyFence Co.*

Documents: WPA Form 3; Plan set for 1485 Washington Street, dated 8/9/2022 (rev. 10/18/2022); Stormwater Management Report dated 8/9/2022 (rev. 10/12/2022); letter from CDW Consultants re: Notice of Intent – AnyFence Co.

- R. Clapp reported that the applicant had requested a continuance until the first meeting in February.
- **R. Weissman made a motion to continue the public hearing for DEP #185-931: #1485 Washington Street until the meeting on 2/7/2023. E. Corey seconded the motion. A roll call vote was taken.**

A. Rutberg: Aye
E. Corey: Aye
N. Smith: Aye
R. Weissman: Aye
R. Shansky: Aye
A. Pilch: Aye

Public Hearing – Notice of Intent for DEP #185-928: “0” Bartzak Drive (Assessors Map 14-4-21.4) for proposed construction of a solar power generation system and associated site work – *Beals Associates*, representing *John Clifford, Bartzak PV, LLC*

Documents: WPA Form 3; Plan Set entitled “Plans to Accompany Permit Documents for Large-Scale Solar Power Generation System, 0 Bartzak Drive, Holliston, Massachusetts” dated 7/27/2022, “Tree Inventory Plan” dated 7/27/2022; letter from Beals Associates, Inc., dated 10/7/2022; Preliminary Vernal Pool Assessment, 0 Bartzak Drive, Holliston MA, from Oxbow Associates, Inc., dated 12/8/2022

- R. Clapp noted that this hearing had already been continued to 4/4/2023.

E. Corey made a motion to adjourn at 8:23 PM. N. Smith seconded the motion. A roll call vote was taken.

A. Rutberg: Aye
E. Corey: Aye
N. Smith: Aye
R. Weissman: Aye
R. Shansky: Aye
A. Pilch: Aye

*****All documents shall be kept in the Conservation Commission Office files*****