

Holliston Conservation Commission

**APPROVED Meeting Minutes**

Via Remote Participation

January 24, 2023

7:30 PM

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

Absent:

**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:	Present
N. Smith:	Present
R. Weissman:	Present
R. Shansky:	Present
A. Pilch:	Present

**General Business**

**Review/Approve Minutes of 11/15/2022, 11/29/2022, 12/13/2022, 12/27/2022, and 1/10/2023**

- **A. Rutberg made a motion to approve the minutes of 11/15/2022. R. Weissman seconded the motion. A roll call vote was taken.**

<b>A. Rutberg:</b>	<b>Aye</b>
<b>E. Corey:</b>	<b>Aye</b>
<b>U. Nickel:</b>	<b>Aye</b>
<b>N. Smith:</b>	<b>Abstain</b>
<b>R. Weissman:</b>	<b>Aye</b>
<b>R. Shansky:</b>	<b>Abstain</b>
<b>A. Pilch:</b>	<b>Aye</b>
- The minutes of 11/29/2022, 12/13/2022, 12/27/2022, and 1/10/2023 were tabled until the next meeting on 2/7/2023.

### **FY2024 Budget**

- R. Clapp reviewed the proposed budget for the upcoming FY2024 Fiscal Year. Operating costs amounted to \$64,046, a 3.44% increase from FY2023.
- **N. Smith made a motion to approve the FY2024 budget. A. Rutberg seconded the motion. A roll call vote was taken.**
  - A. Rutberg:** Aye
  - E. Corey:** Aye
  - U. Nickel:** 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 Certificates of Compliance were tabled until the next meeting on 2/7/2023.

### **Review Correspondence**

- A. Pilch circulated an email with information regarding the MA Open Space Conference. There will be virtual meetings every Thursday in February. She noted there is a section on the Open Space and Recreation Plan, which needs updating.
- R. Clapp noted that he has received no interest thus far in filling the open seat on the Conservation Commission.
- R. Clapp noted that remote meeting provisions are currently scheduled to end on March 31.
- R. Clapp noted that registration for the MACC Spring Conference will open soon.
- E. Corey asked if the date for Town Meeting had officially changed. R. Clapp reported that it had changed to 5/15/2023.

### **Public Hearings/Public Meetings**

**Public Meeting – Request for Determination of Applicability for #D-735: #41 Lake Shore Drive (Assessors 5A-1-182) for proposed replacement septic system – GLM Engineering, representing Karl Schloetterbeck**

**Documents:** WPA Form 1; Plan of Land entitled “Proposed Sewage Disposal System, 41 Lake Shore Drive, Holliston, MA” dated 12/19/2022

- R. Clapp read the legal advertisement into the record.

Conservation Commission Minutes 1-24-23

Drafted for the Commission by: Ryan Clapp

Approved by the Commission: 3-7-23

- J. Hastings, representative for the applicant, presented the project to the Commission. The applicant proposes the installation of a new septic system to replace the existing failed septic system. Lake Winthrop is located within the rear of the parcel, casting a buffer zone through the location of the proposed septic system. The project is located outside of the 100-year floodplain. The location of proposed work is within an area of landscaping, and the system will be raised and surrounded by a 2' retaining wall to maintain existing grade. Two trees are proposed for removal with this project.
- R. Clapp noted that there is a proposed addition shown on the plan. J. Hastings noted that the addition was a leftover from a previous plan that did not change the footprint of the house onsite. She noted that the addition has already been completed.
- U. Nickel noted the two sheds located well within the 50' No Disturbance Zone. R. Clapp will add the standard condition for removal of the shed at the end of its usable life. R. Clapp noted that one of the sheds is exceptionally large and asked when it was installed. J. Hastings is unsure, but noted that it had been there for a long time.
- **A. Rutberg made a motion to issue a Negative #3 Determination for #D-735: #41 Lake Shore Drive. N. Smith seconded the motion. A roll call vote was taken.**
  - A. Rutberg: Aye
  - E. Corey: Aye
  - U. Nickel: Aye
  - N. Smith: Aye
  - R. Weissman: Aye
  - R. Shansky: Aye
  - A. Pilch: Aye

**Public Hearing – Notice of Intent for DEP #185-XXX: #34 Maple Street (Assessors Map 11-7-44) for proposed replacement septic system – *CIVILized Solutions*, representing *Derek Davis, NALA Realty Trust***

**Documents:** WPA Form 3; Plan of Land Entitled “Septic System Construction, 34 Maple Street, Holliston” dated 12/12/2022

- R. Clapp read the legal advertisement into the record.
- K. Skinner-Catrone, representative for the applicant, presented the project to the Commission. She noted that the applicant proposes the installation of a replacement septic system to replace the existing failed system. There is a perennial stream to the east of the property with associated buffer zones and Riverfront Area. One tree is proposed for removal for grading.
- N. Smith asked if there were alternative locations for the septic system to relocate the system further from the wetlands. K. Skinner-Catrone noted that based on the results of soil testing, this was the most appropriate location.
- R. Clapp reported that during a site visit, he had observed significant growth of invasive vegetation, particularly mugwort and multiflora rose. He also noted that he observed that there was a location of ponding not marked on the plans that he suspects may be jurisdictional. K. Skinner-Catrone will investigate further.
- N. Smith requested confirmation that the soils contaminated with invasive vegetation would not be reused onsite. K. Skinner-Catrone confirmed that there is a plan note prohibiting the use of such materials onsite.
- **U. Nickel made a motion to continue the public hearing for DEP #185-XXX: #34 Maple Street until the next meeting on 2/7/2023. A. Rutberg seconded the motion. A roll call vote was taken.**
  - A. Rutberg: Aye
  - E. Corey: Aye
  - U. Nickel: Aye

N. Smith: Aye  
 R. Weissman: Aye  
 R. Shansky: Aye  
 A. Pilch: Aye

**Public Hearing – Notice of Intent for DEP #185-XXX: Parcel D. Prentice Street (Assessors Map 7-4-55.D)** for proposed single family house – *GLM Engineering*, representing *Thomas Murch, Murch Prentice Realty Trust*

**Documents:** WPA Form 3; Plan Set entitled “Proposed Site Plan, Parcel D – Prentice Street, Holliston, Massachusetts” dated 12/7/2022

- R. Clapp reported that the applicant had requested a continuance until the next meeting on 2/7/2023.
- **E. Corey made a motion to continue the public hearing for DEP #185-926: Parcel D Prentice Street until 2/7/2023. U. Nickel seconded the motion. A roll call vote was taken.**

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

**Public Hearing – Notice of Intent for DEP #185-935: #58A Hopping Brook Road (Assessors Map 4-6-35.2)** for proposed commercial building – *GLM Engineering*, representing *Richard Gordon, Hopping Brook Development, LLC*

**Documents:** WPA Form 3; Plan of Land entitled “Proposed Sewage Disposal System, #58 Hopping Brook Road, Holliston, Massachusetts” revision date 11/28/2022; Stormwater Management Report, Proposed Commercial Building, 58 Hopping Brook Road, Holliston, Massachusetts, revision dated 4/30/2018

- R. Clapp reported that DEP had no comments on the Notice of Intent when issuing a file number.
- **U. Nickel made a motion to close the public hearing for DEP #185-935: #58A Hopping Brook Road. E. Corey seconded the motion. A roll call vote was taken.**

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

- **U. Nickel made a motion to issue an Order of Conditions for DEP #185-935: #58A Hopping Brook Road. A. Rutberg seconded the motion. A roll call vote was taken.**

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

**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 2/7/2023.
- **N. Smith made a motion to continue the public meeting for #D-727: #600 Central Street until the next meeting on 2/7/2023. A. Rutberg seconded the motion. A roll call vote was taken.**

A. Rutberg:	Aye
E. Corey:	Aye
U. Nickel:	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 noted that this hearing had already been continued to 2/7/2023.

**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.

**R. Weissman made a motion to adjourn at 8:30 PM. N. Smith seconded the motion. A roll call vote was taken.**

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

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