

# Town of Hanover Conservation Commission

Hanover Town Hall, 550 Hanover St.  
2<sup>nd</sup> Floor Meeting Room



## **Minutes for September 5, 2018**

**Approved 9/19/18**

Those Members and Staff present: Lisa Satterwhite – Vice Chair, Commission Members Robert Sennett and James Vaille, Conservation Agent Sandra MacFarlane, Interim Administrative Assistant Derek Vozzella  
Not present: Brian McLoone – Chairman, Frank Brierley- Hearing Officer  
Others: as per Sign-In sheet

**6:30 PM** - Acting Chair Satterwhite opened the meeting and made the following announcements:

### **I. ANNOUNCEMENTS & DATES TO REMEMBER:**

1. Next Meetings: September 19 and October 3, 2018
2. One Associate Member position on the Conservation Commission is available.  
Volunteer applications are available at the Selectmen's Office or online at the link:  
[http://www.hanover-ma.gov/sites/hanoverma/files/file/fy\\_14\\_talent\\_bank\\_application.pdf](http://www.hanover-ma.gov/sites/hanoverma/files/file/fy_14_talent_bank_application.pdf)
3. Member or Member's designee needed as voting member on Community Preservation Comm.

### **II. ACTION ITEMS:**

1. **Fees discussion- Fireworks Site NOI/OOC, Bylaw fees** *(State rescinded waiving of NOI fees)* –  
VOTE: Based on MA DEP's decision to require NOI fees for this project, upon a motion and second made by Members Sennett and Vaille, it was voted 3-0-0 to require the payment of the appropriate Bylaw fees totaling \$1,050.00.
2. **Enforcement Order- 965 Washington St.** – The Agent reported that there has been no response from the property owner about hiring a wetlands consultant. If there continues to be no response from the property owner, the Assessor's Office will be notified of the EO.
3. **Certificate of Compliance- BL 17-30, SE 31-1155, 2000 Washington St.** – Upon a motion and a second made by Members Sennett and Vaille, it was voted 3-0-0 to issue the COC with notation to add a fence along the 4' graveled section depicted in COC photos.
4. **Review of Hanover Conservation Commission Rules and Regulations-**  
The Commission accepted the revised Rules and Regulations sections as submitted by the Agent at the 8/15/18 meeting (listed in 4.a below). Revised sections submitted by the Agent (4.b., 4.c., 4.d.) will be reviewed at the 9/19/18 meeting.  
VOTE: Due to MA DEP's 1996 issuance of the *Stormwater Policy* and the associated 1997 Stormwater Handbook which contains construction guidelines for stormwater management components including detention basins, the Commission voted 3-0-0 upon a motion and second made by Members Vaille and Sennett to abolish the 1990 Detention Basin Regulations as listed in 4.e. below.
  - a. Further review or accept- 8/15/18 revised sections- Coverpage, Table of Contents, Intro, Purpose
  - b. Jurisdiction
  - c. Exemptions
  - d. Exceptions
  - e. 2/1990 Detention Basin Regulations – *Regulations and Standards Governing the Design and Construction of Detention Basins in the Town of Hanover*

### III. PUBLIC HEARING:

#### 1. **BL 18-75, 179 Union St.-** RDA- *for septic upgrade in BVW BZ*

PRESENT: Josh Green, PE, Merrill Engineers and Land Surveyors, Inc., Applicant's Representative

DISCUSSION: Mr. Green presented a plan dated 8/20/18 showing the relocation of a driveway and the replacement of a failed residential septic system with a new Title V rated septic disposal system and erosion control materials/limit of work proposed at the 50 ft. setback to an on-site Bordering Vegetated Wetland (BVW). The Agent reported that upon inspection, the wetland line was confirmed as accurate and that the design locates the new system as far away from the resource area as possible. Further, the abandonment of the failed system, which is leaching untreated septage flow toward the resource area, and the installation of a DPH/DEP approved septic system provides improved conditions for the BVW and its associated buffer. Several abutters shared concerns for rumored future development on the lot in regard to the new driveway. The Agent confirmed that only plans for work as stated during the hearing were submitted to the Conservation Office. The Acting Chair noted that as such, and not being on the agenda, the topic of future development was not allowed.

VOTE: Upon a motion and second made by Members Sennett and Vaille, it was voted to close the hearing and issue a Negative #3 Determination of Applicability (*submission of NOI not required*).

#### 2. **BL 18-76, SE 31-\_\_\_\_\_<sup>1</sup>, 263 Winter St.-** NOI- *for stormwater improvements in BVW BZ-*

PRESENT: none

VOTE: Upon a motion and second made by Members Sennett and Vaille, the Commission voted 3-0-0 to approve the Applicant's request to continue the hearing until 9/19/18 at 6:45 PM.

### IV. ADMINISTRATIVE:

#### 1. Capital Expenses- *as requested by Town Mgr.- discussion of future capital plan items*

A discussion ensued regarding possible capital expenses for conservation purposes, etc., during which the Commission determined that at this time, capital plan items were not required. In addition, they will report any such items that they deem necessary for other public buildings or equipment, as recommended in the TM's request.

#### 2. Agent's Report – Reviewed without comment.

Fireworks Site project- Strict security protocols remain in place at the site for inland areas as well as waterbodies. The bridge remains secured as well. The Order of Conditions was completed and is in the process of final review by the Site Manager (regarding the schedule of inspections) who will be recording it and the Access Agreement at the PC Registry of Deeds.

Merchants Row- Only stockpiles remain within the BVW buffer zone and consist of soils for back fill of the new foundation. All other stockpiles are located in upland areas near Webster St. Discussions are pending with the engineers, Health Agent, and Conservation Agent regarding upgrades to the wastewater treatment facility on site.

1969 Washington St. (former Midas Muffler site)- Soils exploration and ground water monitoring continue at this site after permitting for the removal of ± 300 cy of petroleum impacted soils.

Winter St. lot- adjacent to #301: An Environmental Site Assessment has been completed on this site by Inland Corporation. No contamination from previous uses was found.

1320 Broadway and adjacent vacant lot: Many inquiries have been made regarding these two lots on Broadway, as they are for sale based on a proposed subdivision. However, the subdivision is proposed within protected resource areas. The Commission may consider sending real estate companies a letter to request review of sites for wetland issues prior to inaccurate advertisements.

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<sup>1</sup> DEP File number pending.

263 Webster St.- I met with the Building Commissioner regarding plans for this site that included structures within the 35 ft. no-structure setback to the BVW. A revised plan is pending.

962 Washington St.- This project has not commenced according to the owner, due to lack of contractors.

227 Washington St.- A preliminary plan was reviewed for this septic upgrade. An RDA is pending for the September 19 Conservation meeting.

87 Bates Way- A meeting was held to discuss a preliminary plan for a pool on this property. However, 90% of the yard in Land Subject to Flooding within FEMA Flood Zone, and is BVW buffer. The only upland on the site is the location of the existing leaching field, which excludes it from use for an inground pool. Other possibilities are being explored, such as an above ground pool, and similar.

466 Broadway- A site inspection took place in response to a complaint of tree cutting in a wetland. Upon arrival, I found that 2 dead trees had been removed, one large diseased pine leaning toward a horse barn was felled, and 2 other smaller trees were taken near the barn and horse corral. Although BVW buffer does exist on this lot, the removal of the trees was for safety reasons. A Minor Activities Permit was issued for removal of the trees and for the owner to repair stormwater management areas at the rear of the corral.

1422 Washington St.- A site inspection and Minor Activities permit is pending for test pits and soil borings +50 ft. from a BVW at this site to be conducted by Kelly Engineering.

National Grid projects- There are several pending projects to replace and add new guy wire and anchors within BVW buffer along National Grid easements for maintenance and repair purposes. A Minor Activities Permit will be issued upon receipt of the documents.

1392 Washington St.- The Conservation Agent is in the process of reviewing a plan for redevelopment of this site for the Planner. Further review is required prior to comments to the Planning Board.

Community Preservation Committee- Application deadline is Monday October 1<sup>st</sup> at 4 PM.

3. Minutes- 8/15/18 - Upon a motion and second made by Members Vaille and Sennett, it was voted 3-0-0 to approve the minutes.

4. Minor Activities & DOA-H Permits/Events/Other Activities- Reviewed without comment.

a. BL 18-80, Washington St.- *for test pits and monitoring*

b. BL 18-81, Main St. (roadway layout)- *replacement of natural gas lines- 1860 linear ft.*

c. BL 18-70, 71, 73, 74, 77, 78, 79- Police Firing Range Events

*August: 2, 3, 22, 23, 30; Sept. 7, 8, 12, 17, 27*

d. BL 18-72, #0 Winter St.- *for 21E comprehensive env'l site assessment on Aug 21 & 22, 2018*

5. Correspondence- Reviewed without comment.

6. Other- Those *items not reasonably anticipated by the Chair within 48 hours of the meeting*- none.

## **8:00 PM –**

Upon a motion and second made by Members Sennett and Vaille, it was voted 3-0-0 to adjourn the meeting.

Minutes Respectfully submitted by Derek Vozella, CD/MI Intern

Documents provided at meeting:

- 9/5/18 Agenda
- Fireworks Site NOI Fee Transmittal sheet
- Enforcement Order for 965 Washington St.
- COC request packet for Jannell Ford
- Revised sections of the Comm's Rules and Reg's as listed in II.4.a – e.
- 2/1990 Detention Basin regulations
- RDA application packet for 179 Union St.
- NOI application packet for 263 Winter St.
- 9/5/18 Agent's Report
- 8/15/18 draft Minutes
- Minor Acts Permits/Events as listed in IV.4. above