

*Dan Don Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756

Meeting Minutes of January 6, 2011

Attending: D. Tinio, P. Coffin, T. Aicardi, M. Ammendolia, and W. Aten; Arthur Allen, EcoTec, Inc.; Mark Reil, 4 Lowell Dr., Shirley Smith, 188 Providence St.; Robert Poxon, Guerriere & Halnon; Fred Lapham, Shea Engineering; and Doug Curtis, 104 Northbridge Rd.

Vice Chairman Coffin called the meeting to order at 7:33 p.m.

Members reviewed Miscoe Springs' catch basin report.

Members discussed memo from the Town Coordinator regarding locating a town cemetery on land owned by the Town of Mendon. An anonymous donor donated land to see if it is feasible for a cemetery to be built upon it.

Chairman Tinio joined the meeting at 7:40 p.m. and chaired the remainder.

Members reviewed draft of Annual Town Report. *Action: D. Willoughby to submit as written to Town Coordinator's office. She will also submit a picture of the board members.*

D. Tinio informed members that the cost of treating Nipmuc Pond will be over \$5,000 this year to include treatment of thin-leaf pondweed. *Action: D. Willoughby to write a Request for Proposals and obtain three verbal bids.* Shirley Smith indicated that Lycott Engineering would be interested in bidding. *She will inform them of our intent.*

7:45 p.m. 34 George Street ANRAD hearing continuation - R. Poxon presented the modified ANRAD which reflects Arthur Allen's findings that are noted in his e-mail dated Tuesday, December 28, 2010. T. Aicardi made and P. Coffin seconded a motion to accept the 34 George Street ANRAD after performing site visits. The motion carried unanimously.

Anne Mazar provided updates on several projects on town property. The Meadow Brook Woods property conservation restriction is complete. The Trustees of Reservations (TTOR) holds the restriction. Sixty-four tons of water chestnuts were mechanically removed from Inman Pond over the summer. Additional water chestnuts will be removed by hand in the spring and burned by the boy scouts. Greg LaPlante's Eagle Scout project will involve placing trail markers and signs at the edges of abutting properties. The boy scouts are also repairing the cabin. Anne asked that she

be notified when any projects are being done on the Meadow Brook Woods property so she may inform the TTOR.

The Community Preservation Committee did not get the grant for the Nolet property. Anne is still looking at other opportunities for funding. Neighbors near the Inman Hill are having a problem with people riding ATV's on that property. The no trespassing signs are being taken down. Chief Horn is aware of the situation and a meeting is planned in order to inform neighbors of their recourse.

8:00 p.m. Chairman Tinio opened the hearing for Lot 1 Jewell Crossing. Mr. Lapham explained that the street was paved last year. The plan shows a four-bedroom house with the septic system and driveway outside the buffer zone. There is high ground water so a walkout basement was designed. It will have a drainage easement on the deed. Hay bales shall be placed along the easement line. M. Ammendolia made and T. Aicardi seconded a motion to approve the plan for Lot 1 Jewell Crossing to include the special conditions that the well be protected during construction, fertilizer restriction and extension of the silt-fence line. The motion carried unanimously.

8:15 p.m. Chairman Tinio opened the hearing for Lot 54 Jewell Crossing. Mr. Lapham explained that this lot is across the street from Lot 1. The house has a smaller footprint than that of Lot 1. It has a drive-under garage. Hay bales will be placed along the easement line. P. Coffin made and M. Ammendolia seconded a motion to accept the plan for Lot 54 Jewell Crossing with the special conditions to include well protection and the fertilizer restriction. The motion carried unanimously.

Members agreed that any well in the buffer zone should have the same special condition that it must be protected during construction.

Mr. Lapham informed members that Bruce Wheeler, Sylvan Springs developer, is submitting a final offer to Dean Foods that will allow for a larger detention basin. Otherwise, the drainage would have to go underground.

M. Ammendolia made and P. Coffin seconded a motion to accept the Conservation Commission meeting minutes of December 16, 2010. The motion carried unanimously.

Members reviewed the potential wetland bylaw drafted by Shirley Smith. Anyone with the property owner's permission can fill out a Field Observation Form to get a vernal pool certified by the Division of Fisheries and Wildlife. Mark Reil certified one on Mr. Gannett's land. Members agreed they need to further review the no-disturb and no-build zone restrictions. A statement could also be included in bylaw that says the Mendon Conservation Commission can waive the restriction at their discretion within reason.

Meeting adjourned at 9:15 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –George Street ANRAD, revised January 4, 2011 (Conservation Commission Office File Cabinet, DEP# 218-0676)

Miscoe Springs Catch Basin Report received via E-mail January 4, 2011 (Conservation Commission Office File Cabinet, DEP# 218-0575)

Notices of Intent for Lots 1 and 54 Jewell Crossing (Conservation Commission Office File Cabinet DEP# 218-0677 and DEP# 218-0678 respectively)

Memo from Dale Pleau, Town Coordinator re: Cemetery Testing dated January 3, 2011 (Conservation Commission Office File Cabinet)

Conservation Commission Meeting Minutes dated December 16, 2010 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2010 Minutes/121610 Minutes.doc)

Cullinan Engineering's Reports regarding Sylvan Springs dated November 16, and December 13, 2010 (Conservation Commission Office File Cabinet, DEP# 218-0628)

2010 Conservation Commission Annual Town Report Submission (Conservation Commission Office File Cabinet)

Wetlands Protection By-Law (Draft) received January 6, 2011 (Conservation Commission Office File Cabinet)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



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TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of January 20, 2011

Attending: D. Tinio, P. Coffin, T. Aicardi; and Walter Lewinsky, Andrews Survey and Engineering, Inc.

Vice Chairman Coffin called the meeting to order at 7:47 p.m.

Mr. Aicardi explained that the owner of 5 Swandale Drive would like to build a 12-foot gazebo in addition to a garage that was approved in December 16, 2010. Tim had done a site visit and determined there would be no wetland impact. Members signed the negative determination.

Chairman Tinio joined the meeting at 7:55 p.m. and chaired the remainder.

Mr. Lewinsky presented the changes to the Nipmuc Commerce Park plans. The basin was moved 20 feet away from the wetland. Notation for only silt fence was changed to both silt fence and hay bales. D. Tinio informed members that the Planning Board will put conditions on that the drainage won't be impacted by the lots. They will drain into the nearby basin. P. Coffin made and T. Aicardi seconded a motion to accept the revised plans dated December 10, 2010 for Nipmuc Commerce Park. The motion carried unanimously.

T. Aicardi made and P. Coffin seconded a motion to accept the Conservation Commission meeting minutes of January 6, 2011. The motion carried unanimously.

Members reviewed draft Invitation to Bid for Treatment of Nipmuc Pond. No changes were recommended. D. Tinio signed the original.

Members reviewed Carr Research Laboratory's U. S. Army Corps of Engineer Permit Renewal letter for Sylvan Springs Subdivision.

Meeting adjourned at 8:05 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used – Request for Determination of Applicability for 5 Swandale Drive amended and signed January 20, 2011 (Conservation Commission Office File Cabinet)

Nipmuc Commerce Park Order of Conditions and associated Engineering Plans and Stormwater Management Report, revised December 10, 2010 (Conservation Commission Office File Cabinet DEP# 218-0566)

Conservation Commission Meeting Minutes dated January 6, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/010611 Minutes.doc) File Cabinet)

Carr Research Laboratory's U. S. Army Corps of Engineer Permit Renewal letter for Sylvan Springs Subdivision (Conservation Commission Office File Cabinet DEP# 218-0628)

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TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of February 3, 2011

Attending: P. Coffin, T. Aicardi, M. Ammendolia & W. Aten; F. Lapham, Shea Engineering and Scott Johnson, 40 Vincent Road.

Meeting was called to order at 7:41 p.m.

M. Ammendolia made and P. Coffin seconded a motion to accept the meeting minutes of January 20 as written. The motion carried unanimously.

W. Aten made and M. Ammendolia seconded a motion to hold meetings on Thursday, March 3 and 17.

Members reviewed the ZBA Notice of Decision for Lots 1, 2 & 3 Vincent and Butler Roads. The variance would reduce the alteration to the wetland per F. Lapham. He will be coming before the Conservation Commission for two wetland crossings. Mr. Johnson is concerned that more water will be introduced on his property with the development. M. Ammendolia recommended taking pictures of the high water mark. If that increases with new construction, he will have a record.

7:45 p.m.-- 27 Kinsley Lane NOI Hearing. Property consists of a three-bedroom house with an existing steel, underground tank. The area has ledge. A new 3,000 gallon, tight tank will be installed near the existing system. An intermittent stream comes across Kinsley Lane through a 12-inch pipe to Lake Nipmuc. A well will be drilled next to the driveway. The Board of Health has approved the plan. M. Ammendolia made and W. Aten seconded a motion to accept the plan for 27 Kinsley Lane. The motion carried unanimously. Mr. Lapham will put two additional rows of hay bales on the opposite side of the driveway to protect the well. The Conservation Commission shall be notified when construction of the well begins and when construction of the septic system begins.

Members reviewed the Petition for Zoning Variance for Lot 14 Dudley Road.

Members discussed questions from bidders for treatment of Nipmuc Pond. There shall be one water test at one site done annually. Bidders shall provide costs for all parameters for which the Lake has been tested in the past and give their recommendation as to whether they would recommend doing each test. The priority areas are the Town beach and boat ramp. The entire Lake is high use. Volunteers will continue to hand-pull water chestnuts. The firm which has

been doing aquatic treatment asked whether they will have the opportunity to match the lowest bid. Members agreed that whatever firm meets the needs of the Town will be chosen. It may not be the lowest bidder.

A motion to adjourn was made at 8:38 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used – ZBA Notice of Decision, John D. Jr. & Ute D. Gannett, 60 Washing Street, Mendon, MA 01756, dated by Town Clerk, Mendon, MA 2011 Jan 27 PM 7:54 (Conservation Commission file cabinet)

Town of Mendon Board of Appeals, Petition for Zoning Variance, Subject Property Lot 14, 4 Dudley Road(Conservation Commission file cabinet)

Conservation Commission Meeting Minutes dated January 20, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/012011 Minutes.doc) File Cabinet)

Notice of Intent Filing including Plan, Repair Sewage Disposal Plan in Mendon, MA 27 Kinsley Lane, dated September 13, 2010 (DEP File 218-679 Conservation Commission File Cabinet)

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TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
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Meeting Minutes of February 17, 2011

Attending: P. Coffin, T. Aicardi, & W. Aten and Jim Stewart, 49 Hartford Avenue West.

Vice Chairman Coffin called the meeting to order at 7:37 p.m.

W. Aten made and T. Aicardi seconded a motion to accept the meeting minutes of February 3 as written. The motion carried unanimously.

Mr. Stewart presented his plan to install another ground-mounted solar array within 100' of a wetland on his property at 49 Hartford Avenue West. Sonotubes will be dug by hand or with a power auger. T. Aicardi made and W. Aten seconded a motion to approve the negative determination of applicability for solar panels at 49 Hartford Avenue West. The motion carried unanimously.

Members reviewed the 27 Kinsley Lane plan which Fred Lapham had dropped off showing the well protection. Members signed Order of Conditions.

D. Willoughby informed members that the Town Coordinator asked departments to cut budgets (excluding salaries) by four percent. Members agreed that budgeted amount for hearing fees cannot be reduced. Members discussed how the cost for treatment of Nipmuc Pond could be reduced. Suggestions included raising swimming fees and using CPA funds. *Action: D. Willoughby to contact Anne Mazar to see if CPA funds could be used.*

P Coffin signed License Routing Slip for 1 Maple Street for a beer and wine package store license. There are no wetland issues.

Members agreed to hold meetings on Thursday, April 7 & 21 and May 12 & 26.

A motion to adjourn was made at 8:29 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Request for Determination of Applicability for 49 Hartford Avenue West (Conservation Commission File Cabinet)

Repair Sewage Disposal Plan in Mendon, MA 27 Kinsley Lane, dated September 13, 2010, Stamped Received February 17, 2010 (DEP File 218-679 Conservation Commission File Cabinet)

Conservation Commission Meeting Minutes dated February 3, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/020311 Minutes.doc) File Cabinet)

Budget Prep Report dated January 31, 2011 (Conservation Commission File Cabinet)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of March 3, 2011

Attending: P. Coffin, M. Ammendolia, & W. Aten; Jim Stewart, 49 Hartford Avenue West; Jim Pavlik, Outback Engineering, Inc.; Bob Poxon, Guerriere & Halnon; and Shirley Smith, 188 Providence Street.

Vice Chairman Coffin called the meeting to order at 7:40 p.m.

Jim Stewart dropped off some information for interested commissioners about solar heating.

Bob Poxon presented a request to extend the Order of Conditions for 18 Kinsley Lane. The landscaping and tight tank needs to be done. Bob explained the DEP took one year to approve the tight tank. Members want to ensure hay bales are still in good condition and there is no erosion. M. Ammendolia made and W. Aten seconded a motion to grant a one-year extension for the Order of Conditions for 18 Kinsley Lane. The motion carried unanimously. *Action: M. Ammendolia will try to do site visit.*

Jim Pavlik presented the Requests for Determination of Applicability (RDA) for 1, 3, 4 & 5 Ammidon Road. They are located along the gravel road opposite Cemetery Street where pipes can be seen. Jim noted that there is a non-jurisdictional isolated vegetated wetland on 3 Ammidon Road. Members discussed that the area was flagged as a wetland on the subdivision plan. Members agreed to perform a site visit to 3 Ammidon Road on Sunday, March 13, at 8:30 a.m. *Action: D. Willoughby to send commissioners a reminder.*

Shirley Smith reminded Mr. Pavlik that Mr. Ahmed said he would set aside 4.7 acres, 6 lots, for the Town of Mendon. This area adjoins the Paddock land and town-owned land. *Action: Jim Pavlik to provide status of 4.7 acres within the development that are to be set aside for the Town of Mendon.* Hearing will be continued until March 17.

Action: D. Willoughby to confirm whether T. Aicardi can attend NOI hearings on April 7 & 21 or if dates need to be changed.

Members reviewed the RDA for 6 Catalpa Lane for an inground pool. Members signed the negative determination.

M. Ammendolia made and W. Aten seconded a motion to accept the meeting minutes of February 17, 2011 as written. The motion carried unanimously.

Members reviewed the proposals received in response to the invitation to bid for the Aquatic Management of Nipmuc Pond. The bidders were Aquatic Control Technology, Inc. and Lycott Environmental, Inc. D. Willoughby gave copies to Shirley Smith. Shirley said she would ask the Lake Nipmuc Association if they would donate \$850 which is the difference between what the Conservation Commission put in the 2012 budget for Weed Control at Lake Nipmuc and the lowest bid for treating all nuisance vegetation. *Action: D. Willoughby to send letter to the Community Preservation Committee to see if they would consider using CPA funds for the weed removal program of Nipmuc Pond.*

Discussion regarding weed control will continue on March 17.

Shirley Smith discussed including a waiver for strict compliance as part of the potential wetland bylaw. Members agreed it should be included. Changes can be submitted until April 16. Shirley will ask the Selectmen to put a place holder on the May town warrant for the bylaw and supply D. Willoughby with a draft. *Action: D. Willoughby to send a to Town Coordinator requesting a place holder.* A public hearing shall be held in April

Members reviewed and discussed, NSTAR Static Wire Replacement letter, 4 Dudley Road ZBA Decision; and 9 West Hill Road Petition for Zoning Variance.

Vice Chairman Coffin announced the Charles River Watershed Association Earth Day Cleanup on April 16, 2011.

A motion to adjourn was made at 9:10 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Requests for Determination of Applicability for 6 Catalpa Lane, 1, 3, 4 & 5 Amidon Road (Conservation Commission File Cabinet)

Conservation Commission Meeting Minutes dated February 17, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/021711 Minutes.doc) File Cabinet)

4 Dudley Road ZBA Decision (Conservation Commission File Cabinet)

9 West Hill Road Petition for Zoning Variance (Conservation Commission File Cabinet)

Letter to Michael Biancucci from D. Tinio regarding completed Eagle Scout Project (Conservation Commission File Cabinet)

Letter dated February 14, 2011 regarding NSTAR Right of Way Static Wire Replacement (Conservation Commission File Cabinet)



TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of March 17, 2011

Attending: D. Tinio, P. Coffin, T. Aicardi, M. Ammendolia, & W. Aten; Jim Pavlik, Outback Engineering, Inc.; Bob Poxon, Guerriere & Halnon; Mark Reil, 4 Lowell Drive; and Shirley Smith, 188 Providence Street.

Chairman Tinio called the meeting to order at 7:41 p.m.

P. Coffin attended site walk to Ammidon Road Sunday, March 13, at 8:30 a.m. and viewed the isolated vegetated wetland. Mr. Pavlik informed members that the road will be completed this spring. He presented a letter with calculations done confirming said wetland is not an Isolated Land Subject to Flooding. He also supplied a letter with results from test pits in puddles on Lots 30A proving they are not Isolated Vegetated Wetlands. Members directed J. Pavlik to call the Conservation Commission when the road is complete so they may perform site visit to confirm no changes were made to conditions prior to Mr. Pavlik attending a meeting thereafter. T. Aicardi made and M. Ammendolia seconded a motion to approve Negative Determinations of Applicability for Lots 1, 3, 4 & 5 Ammidon Road. The motion carried unanimously. Jim Pavlik said Miraj needs to find out who will be accepting the open parcel he is donating to the Town.

P. Coffin arrived 7:57 p.m.

Members reviewed and signed Negative Determinations for the following Requests for Determination of Applicability—46 George Street, 25' X 8' addition; 50 Cape Road, 19 X 12' pre-fab. sun room; and 9 Forest Park Drive, 23' 6" X 18' 5.5" addition.

Chairman Tinio signed BOS Routing Slips for Southwick Wild Animal Zoo, Justine Brewer, 9 Southwick St., and Mendon Twin Drive In, Kathleen Gorman, 35 Milford Street. There were no wetland issues at either site.

P. Coffin made and T. Aicardi seconded motion to accept Lycott's bid for Aquatic Management of Lake Nipmuc Option 2 Ribbon-Leaf Pondweed, Variable Milfoil, Bladderwort and Stonewort at \$2350 and Option 3 Thin-Leaf Pondweed at \$900. Chairman Tinio will contact vendor to see if they will include the pre-post treatment survey and annual report for a total of \$3500. The motion carried unanimously. Lake Nipmuc Association can send their water quality reports to the Conservation Commission. *Action: D. Willoughby to inform the Town Coordinator of price reduction.*

Action: D. Willoughby to research who in State can determine if CPA funds can be used for annual treatment of Lake Nipmuc.

P. Coffin made and M. Ammendolia seconded a motion to accept the meeting minutes of March 3, 2011 as written. The motion carried unanimously.

M. Ammendolia informed members that he will not be able to attend the May 11 Conservation Commission meeting.

A motion to adjourn was made at 8:55 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Requests for Determination of Applicability for 46 George Street, 50 Cape Road, 9 Forest Park Drive, 1, 3, 4 & 5 Ammidon Road (Conservation Commission File Cabinet)

Conservation Commission Meeting Minutes dated March 3, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/030311 Minutes.doc) File Cabinet)

BOS License Routing Slips for Southwick Wild Animal Zoo, 9 Southwick St., Justine Brewer, and Mendon Twin Drive In, 35 Milford Street, Kathleen Gorman (Conservation Commission File Cabinet)

Invitation for Bid, Aquatic Management Program at Lake Nipmuc, Mendon, MA 2011, submitted March 1, 2011 (Conservation Commission File Cabinet)

Dan Tini o, Chairnan
Peter Coffin, Vice Chairnan



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TOWN OF MENDON

Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756

Meeting Minutes of April 7, 2011

Attending: P. Coffin, T. Aicardi, M. Ammendolia; Jim Pavlik, Outback Engineering, Inc.; Dave Duncan, 19 Haywood Circle; Everett Beaman, 14 Warfield Road and Shirley Smith, 188 Providence Street.

Vice Chairman Coffin called the meeting to order at 7:35 p.m.

Members reviewed and signed Negative Determinations for the following Requests for Determination of Applicability:

- Boy Scouts, 15' 8.5" X 11' 8.5" wooden shed on three footings near Little League Field between swings & bull pen. T. Aicardi made and M. Ammendolia seconded a motion to approve request with no wetland impact. The motion carried unanimously.
- Boy Scouts, Millville Street, 20' X 40' pavilion with foundation if funds are available—no wetland impact.
- 17 Inman Hill Road, Kurt Pion, 20' X 16' pool house. T. Aicardi made and M. Ammendolia seconded a motion to approve request with no wetland impact at 17 Inman Hill Road. The motion carried unanimously.
- Taft Avenue Trailer location, hand-dig a path from parking lot to trailer and make a garden. Stumps will be removed. M. Ammendolia made and T. Aicardi seconded a motion to approve request with no wetland impact at Taft Avenue Trailer. The motion carried unanimously.
- 3 Chapin Court, Tom Tierney, 8' X 20' deck on three piers. T. Aicardi made and M. Ammendolia seconded a motion to approve request with no wetland impact at 3 Chapin Court. The motion carried unanimously.
- Meadow Brook, Mark Reil, remove debris from outlet. T. Aicardi made and M. Ammendolia seconded a motion to approve request with no wetland impact at Meadow Brook. The motion carried unanimously. *Action: D. Willoughby to place pictures provided by Mark in Lake Nipmuc file.*

Vice Chairman Coffin signed Lycott Environmental Inc.'s Contract: 309-11 for Aquatic Management of Lake Nipmuc. The contract will not be submitted to Lycott until the money is allocated in the FY 12 budget at the Annual Town Meeting.

D. Willoughby gave the update on the Annual Town Clean Up. Miscoe Hill fifth- and sixth-grade students made flyers. Flyers were displayed at the Library, Town Hall, schools and local businesses. Diane purchased two \$20 gift certificates from Lowell's for a winner in each grade. The date of the clean up was changed to Saturday, April 16. Members said they would be willing to donate money for next year's contest.

M. Ammendolia made and T. Aicardi seconded a motion to accept the meeting minutes of March 17, 2011 as written. The motion carried unanimously.

7:45 p.m. NOI hearing 10 Haywood Circle—J. Pavlik presented plans for a 3-bedroom house. It originally had an over-55 age restriction. House will be 28 feet from the wetland. Jim drew build box on the plan. A motion was made by M. Ammendolia and seconded by T. Aicardi to approve the plan at 10 Haywood Circle as presented. The motion carried unanimously.

7:55 p.m. NOI hearing 11 Haywood Circle—Mr. Pavlik explained this lot will also contain a 3-bedroom house. Mr. Pavlik drew house build box on the plans. The fire cistern will stay on the lot. T. Aicardi made and M. Ammendolia seconded a motion to approve 11 Haywood Circle as designed. The motion carried unanimously.

8:05 p.m. NOI hearing 14 Haywood Circle—Jim Pavlik indicated house has a 26' setback from the wetland and drew the house build box on the plans. The garage is 22' X 24'. T. Aicardi made and M. Ammendolia seconded a motion to approve the plans for 14 Haywood Circle as designed. The motion carried unanimously.

8:15 p.m. NOI hearing 20 Haywood Circle—Mr. Pavlik explained that this house will have its own septic system. M. Ammendolia made and T. Aicardi seconded a motion to approve the plan for 20 Haywood Circle with the condition that there is a double row of hay bales 20 feet on either side of the well location. The motion carried unanimously.

8:25 p.m. NOI hearing 22 Haywood Circle—Jim Pavlik showed the location of the detention basin. M. Ammendolia made and T. Aicardi seconded a motion to approve the plan for 22 Haywood Circle with the condition that there is a double row of hay bales 20 feet on either side of the well location. The motion carried unanimously.

8:35 p.m. NOI hearing 30 Haywood Circle—Mr. Pavlik drew the house build box. It will be 68 feet from the wetland. The well is outside the buffer zone. This lot uses the shared septic system. T. Aicardi made and M. Ammendolia seconded a motion to approve the plans for 30 Haywood Circle as presented. The motion carried unanimously.

Jim Pavlik will bring a check to the next meeting to cover the advertising fees. He will also bring two copies of the development plan for two abutters present.

Members discussed Determinations of Applicability for 1, 3, 4 & 5 Ammidon Road which were approved at the last meeting. Members agreed to check off box 3 under Negative Determination and edit the first sentence as follows: "The work described in the Request will not alter an Area

subject to protection under the Act.” The condition regarding well protection and restricted herbicides, pesticides and fertilizer will be included.

Shirley Smith discussed Wetland Bylaw with members. The filing fee amounts will be in the Regulations and not in the bylaw. Shirley provided categories for fees. She will have a new revision for the next meeting.

Members reviewed Carey & Russell Kempton’s Petition for Zoning Variance at 56 Pleasant Street.

A motion to adjourn was made at 9:25 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Requests for Determination of Applicability for Millville Street Little League Field, Millville Street, Taft Avenue Trailer, 3 Chapin Court, Meadow Brook and 17 Inman Hill Road, (Conservation Commission File Cabinet)

Conservation Commission Meeting Minutes dated March 17, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/031711 Minutes.doc) File Cabinet)

Lycott Environmental Inc.’s Contract: 309-11 for Aquatic Management of Lake Nipmuc. (Conservation Commission File Cabinet)

Determinations of Applicability for 1, 3, 4 & 5 Ammidon Road (Conservation Commission File Cabinet)

Carey & Russell Kempton’s Petition for Zoning Variance at 56 Pleasant Street. (Conservation Commission File Cabinet)

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TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of April 21, 2011

Attending: D. Tinio, P. Coffin, W. Aten, M. Ammendolia; Jim Pavlik, Outback Engineering, Inc.; David Duncan, 19 Haywood Circle; Everett Beaman, 14 Warfield Road; John Rausch, 8 Lapham Court; Eric Peterson, 10 Taft Avenue; Tony Willoughby, 7 Leonard Road; Amy Dewitt, 10 Ashkins Dr.; Shirley Smith, 188 Providence Street and Jane Lowell, 40 Millville Street.

Vice Chairman Coffin called the meeting to order at 7:35 p.m.

Members reviewed and signed Negative Determinations for the following Requests for Determination of Applicability (RDA):

- 19 Cemetery Street (Kevin Tempesta) inground pool. M. Ammendolia made and W. Aten seconded a motion that there would be no wetland impact from installing an inground pool at 19 Cemetery Street if hay bales or silt fence were installed on 100' buffer line and excess material kept out of 100' buffer. The motion carried unanimously.
- 7 King Philip Path (William & Julia Busby) 8' breezeway connecting to existing garage, construct mudroom and garage. M. Ammendolia made and W. Aten seconded a motion that there would be no wetland impact due to proposed construction at 7 King Philip Path. The motion carried unanimously.

7:45 p.m. NOI hearing 1 Haywood Circle (Cobbler's Knoll, LLC) J. Pavlik provided two copies of the subdivision plan. The Board of Health plans have been approved. *Action: J. Pavlik to send commissioners approved variance for setback.* The closest disturbance to the wetland is five feet. Corners of the house and two corners of the driveway shall be staked. P. Coffin made and M. Ammendolia seconded a motion to continue the hearing for 1 Haywood Circle until May 11, 2011 pending a site visit. The motion carried unanimously. Site walk is scheduled for Monday, May 9 at 5:30 p.m.

7:55 p.m. D. Tinio arrived and chaired remainder of meeting.

7:55 p.m. NOI hearing 2 Haywood Circle (Cobbler's Knoll, LLC) Mr. Duncan would like to make sure his road is finished before work on Haywood Circle begins. Mr. Pavlik assured him it will. The Board of Health plans have been approved. Corners of the house and closest point of the driveway to the wetland shall be staked. P. Coffin made and M. Ammendolia seconded a

motion to continue the hearing for 2 Haywood Circle until May 11, 2011 pending a site visit. The motion carried unanimously. Site walk is scheduled for Monday, May 9 at 5:30 p.m.

8:05 p.m. NOI hearing 3 Haywood Circle (Cobbler's Knoll, LLC) Board of Health plans have been approved. Corners of the house and two corners of the driveway shall be staked. P. Coffin made and M. Ammendolia seconded a motion to continue the hearing for 3 Haywood Circle until May 11, 2011 pending a site visit. The motion carried unanimously. Site walk is scheduled for Monday, May 9 at 5:30 p.m.

8:15 p.m. NOI hearing 6 Haywood Circle (Cobbler's Knoll, LLC) Board of Health plans have been approved. Corners of the house and two corners of the driveway shall be staked. P. Coffin made and M. Ammendolia seconded a motion to continue the hearing for 6 Haywood Circle until May 11, 2011 pending a site visit. The motion carried unanimously. Site walk is scheduled for Monday, May 9 at 5:30 p.m.

8:25 p.m. NOI hearing 7 Haywood Circle (Cobbler's Knoll, LLC) Board of Health plans have been approved. Corners of the house and two corners of the driveway shall be staked. P. Coffin made and M. Ammendolia seconded a motion to continue the hearing for 7 Haywood Circle until May 11, 2011 pending a site visit. The motion carried unanimously. Site walk is scheduled for Monday, May 9 at 5:30 p.m.

RDA reviews continued.

- 8 Lapham Court (John Raush) install 40'-50' 18" pipe and catch basin and fill detention pond with 2 feet of loam. He has consulted with F. Lapham to ensure design meets 100-year flood standard. M. Ammendolia conducted site visit. P. Coffin made and M. Ammendolia seconded a motion that there would be no wetland impact from proposed work at 8 Lapham court. The motion carried unanimously.
- 54 Hartford Avenue East (Town of Mendon) Historical Commission would like to correct grading & redirect runoff to stop water coming into basement. Weed trees will be removed. No wetland impact.

Members reviewed draft of Off Highway Vehicles letter by the Mendon Land Use Committee. Members requested no changes.

M. Ammendolia made and P. Coffin seconded a motion to accept the meeting minutes of April 7, 2011 as written. The motion carried unanimously.

Members agreed to conduct meetings on Wednesdays, June 8 & 22 and July 13 & 27.

Shirley Smith reviewed current draft of Wetland Bylaw with members. Members agreed Section 2.20 vii should be deleted. Section 2.22 sub paragraph c. should read, "The Conservation Commission will then determine if the work area is within the Commission's jurisdiction. A determination will be made and sent to the Building Department". *Action: Shirley will e-mail the new revision to Diane Willoughby for review and on to the Town Coordinator to include in Special Town Meeting warrant.*

A motion to adjourn was made at 8:56 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Requests for Determination of Applicability for 19 Cemetery Street; 8 Lapham Court; 54 Hartford Avenue East; 7 King Philip Path (Conservation Commission File Cabinet)

Notices of Intent for 1, 2, 3, 6 & 7 Haywood Circle (Conservation Commission Office File Cabinet DEP File Numbers 218-0680 – 218-0684 respectively)

Conservation Commission Meeting Minutes dated April 7, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/040711 Minutes.doc) File Cabinet)

Draft OHV letter from Mendon Land Use Committee to Mendon Neighbors (Conservation Commission Office File Cabinet)

Draft Chapter XXVII Wetlands Protection By-Law (Conservation Commission Office File Cabinet)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of May 11, 2011

Attending: D. Tinio, P. Coffin, W. Aten, T. Aicardi; Jim Pavlik, Outback Engineering, Inc.; Desheng Wang, Carr Research Laboratory, Inc; Michael Salvador, 161 Millville Road; Tom Hackenson, 32 Washington Street ; Bill Halsing, Land Planning, Inc. and Fred Lapham, Shea Engineering.

Vice Chairman Coffin called the meeting to order at 7:43 p.m.

Members reviewed and signed Negative Determinations for the following Requests for Determination of Applicability (RDA):

- 15 Colonial Drive (Lisa Bowman) 15' X 24' above-ground pool
- 56 Bellingham Street (Sonnet Consigli) tie into drain beside their yard to keep runoff that flows into their yard from flooding it.
- 17 Crestview Drive (Scott Crossman) 20' X 40' inground, gunite pool
- 63 Hartford Avenue East (Joe Nunez) replace 10'X15' with 12'X15' deck. May need to hand-dig four posts
- 20 North Avenue (Richard Grady) demolish and replace 10'X 12' garden shed by hand. New shed will be on blocks.

7:45 p.m. 10 Butler Road, Desheng Wang, Engineer, informed members that he reviewed a project on property when it was proposed as the Bridlewood Subdivision. It is in the Spring Brook watershed which is a cold water fishery. There is a total of 41 acres. There are 9.56 acres of runoff, three percent impervious. There will be water gardens with perforated pipes. (D. Tinio joined meeting at 7:58 and chaired meeting.) The private roadway will be 18 feet wide. Current owner will donate lot five to the town. There will be a homeowners' association which will be given an O&M plan to maintain the drainage and roadway. Members will schedule a site visit through Administrative Clerk and F. Lapham. If septic plans change, engineer will bring revised plan to Commissioners. Applicant is waiting for DEP number and MESA review. T. Aicardi made and P. Coffin seconded a motion to continue the hearing for 10 Butler Road to May 25, 2011 meeting. The motion carried unanimously.

8:18 p.m. 56 Uxbridge Road, Bill Halsing presented plan to install a 1500 gallon tank and pump chamber. He is awaiting Board of Health approval. T. Aicardi made and P. Coffin seconded a

motion to approve plan for replacement of a failing septic tank at 56 Uxbridge Road as presented pending Board of Health approval. The motion carried unanimously.

8:24 p.m. NOI hearing 1 Haywood Circle (Cobbler's Knoll, LLC) J. Pavlik reported that M. Ammendolia attended site visit on Monday, May 9 and was satisfied with the plans. He was, however, concerned that sewer man hole covers in the road were dislodged and wants them secured. Jim passed information on to owner. P. Coffin made and T. Aicardi seconded a motion to approve the plan as presented for 1 Haywood Circle, Lot 71A. The motion carried unanimously.

8:30 p.m. NOI hearing 2 Haywood Circle (Cobbler's Knoll, LLC) P. Coffin made and T. Aicardi seconded a motion to approve the plan as presented for 2 Haywood Circle, Lot 70A. The motion carried unanimously.

8:35 p.m. NOI hearing 3 Haywood Circle (Cobbler's Knoll, LLC) P. Coffin made and T. Aicardi seconded a motion to approve the plan as presented for 3 Haywood Circle, Lot 72A. The motion carried unanimously.

8:45 p.m. NOI hearing 6 Haywood Circle (Cobbler's Knoll, LLC) P. Coffin made and T. Aicardi seconded a motion to approve the plan as presented for 6 Haywood Circle, Lot 68A. The motion carried unanimously.

8:55 p.m. NOI hearing 7 Haywood Circle (Cobbler's Knoll, LLC) This lot is on a shared septic system. P. Coffin made and T. Aicardi seconded a motion to approve the plan as presented for 7 Haywood Circle, Lot 74A. The motion carried unanimously.

Members discussed and made the following changes to Wetlands Protection by-Law:

- Section 2.1 h. Delete
- Section 2.18 change "50" feet to "35" feet
- Section 2.22 iv. Delete "Order of Conditions" and "registered Order"
- Section 2.25 b. and c.
- Section 2.25 d. iv. Delete "This will pay for the public" Add "Another payment will be required equal to the amount charged for a "
- Section 2.27 c. Change "Planning Board" to "Conservation Commission"

Action: D. Willoughby to research MGL Ch. 40 s. 21D. Diane shall send revised bylaw to Shirley Smith and to Town Coordinator who can forward them to town counsel for review.

Members also discussed the following fees to be charged upon passage of the bylaw.

- Request for Determination of Applicability: additions, renovations, ancillary structures - \$25.
- Request for Determination of Applicability: Single-family dwelling, (including parking lots, wetlands driveway crossings, etc.) - \$100
- Notice of Intent: additions, renovations, ancillary structures and single-family houses - \$50
- Certificate of Compliance - \$50
- Buffer Zone Alteration- \$100
- Site Visit Fee - \$30
- Amended Orders of Conditions - \$100

- Abbreviated Notice of Resource Area Determination - \$250

Chairman Tinio received a complaint that earth was being removed from 21-23 Cape Road property. The town engineer needs to confirm that eight to ten inches of soil must be left on site to maintain integrity of area.

P. Coffin made and M. Ammendolia seconded a motion to accept the meeting minutes of April 21, 2011 as written. The motion carried unanimously.

Members discussed Sylvan Springs site conditions. *Action: D. Willoughby to send letter to Cullinan Engineering thanking them for their reports and to find out whether conditions on Sylvan Springs site have been corrected.*

A motion to adjourn was made at 9:10 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Requests for Determination of Applicability for 15 Colonial Drive, 56 Bellingham Street, 17 Crestview Drive, 63 Hartford Ave. E. and 20 North Ave.(Conservation Commission File Cabinet)

Notice of Intent for 10 Butler Road (Conservation Commission Office File Cabinet DEP File Number 218-0692)

Notice of Intent for 56 Uxbridge Road (Conservation Commission Office File Cabinet DEP File Number 218-0691)

Notices of Intent for 1, 2, 3, 6 & 7 Haywood Circle (Conservation Commission Office File Cabinet DEP File Numbers 218-0680 – 218-0684 respectively)

Conservation Commission Meeting Minutes dated April 21, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/042111 Minutes.doc) File Cabinet)

Draft Chapter XXVII Wetlands Protection By-Law and Examples of Filing Fees(Conservation Commission Office File Cabinet)

Cullinan Engineering Report No. 11 dated April 25, 2011 (Conservation Commission Office File Cabinet DEP# 218-0628)

*Danon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Amendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of May 25, 2011

Attending: D. Tinio, P. Coffin, T. Aicardi; Desheng Wang, Carr Research Laboratory, Inc; Fred Lapham, Shea Engineering and Anne Mazar, 50 Pleasant Street.

Chairman Tinio called the meeting to order at 8:00 p.m. when a quorum was reached.

Town Coordinator, Dale Pleau, stopped by meeting requesting commissioners to attend Board of Selectmen's meeting as Abe Rosenfeld was in attendance to discuss earth removal on 2-3 Cape Road. Chairman Tinio informed him that he was conducting a hearing and could not attend. He asked the Town Coordinator to have Mr. Rosenfeld call the Conservation Commission office during office hours to discuss having an engineer confirm amount of soil currently on site.

8:00 p.m. 10 Butler Road, Desheng Wang, Engineer-- T. Aicardi and P. Coffin attended site visit this morning. Weeds and other organic debris need to be removed from the drainage basin A. Mr. Wang informed members that the representative from the National Heritage and Endangered Species Program has no concerns with the project and will be issuing a letter saying such. Mr. Wang provided revised plans which include new survey flags and the 24" outlet. He is working on obtaining the water quality certification. The National Pollutant Discharge Elimination System has been approved. There is an Operation & Management Plan which can be made part of the Order of Conditions in perpetuity. Members agreed site should be limited for using pesticides, herbicides and fertilizer. Hay bales and silt fence must be used and maintained as noted on plan. T. Aicardi made and P. Coffin seconded a motion to approve the plan as presented for 10 Butler Road pending approval from the National Heritage and Endangered Species Program, Water Quality Certificate, and special conditions discussed. The motion carried unanimously.

Alan Tetreault, Highway Surveyor, informed the Commission that the head wall at Muddy Brook near Hartford Ave. East and Swandale Cemetery is being eroded and undermining the pipes. He would like to put big rocks against the bank when the water level goes down to alleviate the problem. *Action: A. Tetreault to fill out the Notice of Intent with D. Willoughby.*

Chairman Tinio signed the Board of Selectmen License Routing Slip for Mendon Driving Range. There are no Conservation issues.

Members reviewed the ZBA amendment request for a special permit at 5 Cape Road.

Anne Mazar informed members that the Town received a grant for the Nolet property. She explained that the Trustees of Reservations owns one parcel and the Mendon Conservation Commission should hold the conservation restriction for it. The Town of Mendon will own another parcel for which the Trustees of Reservations will hold the conservation restriction. The restrictions are to ensure no one builds on them. The owner cannot hold the restriction. P. Coffin made and T. Aicardi seconded a motion to begin negotiating with the Trustees of Reservations for the conservation restriction for the Nolet property off Asylum Street. The motion carried unanimously.

P. Coffin made and T. Aicardi seconded a motion to approve the Regulations of the Conservation Commission, Fees, dated May 19, 2011. The motion carried unanimously.

P. Coffin made and T. Aicardi seconded a motion to accept the meeting minutes of May 11, 2011 as written. The motion carried unanimously.

A motion to adjourn was made at 9:14 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Notice of Intent for 10 Butler Road (Conservation Commission Office File Cabinet DEP File Number 218-0692)

Board of Selectmen License Routing Slip for Mendon Driving Range 2011 (Conservation Commission Office File Cabinet)

Letter dated May 6, 2011 from John McCarthy re: ZBA Amendment Request for a Special Permit at 5 Cape Road (Conservation Commission Office File Cabinet)

Regulations of the Conservation Commission, Fees, dated May 19, 2011 (Conservation Commission Office File Cabinet)

Conservation Commission Meeting Minutes dated May 11, 2011 (Conservation Commission Office File Cabinet and Computer /concom/mydocuments/minutes/2011 Minutes/051111 Minutes.doc)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of June 8, 2011

Attending: D. Tinio, P. Coffin, T. Aicardi; Seth Lajoie, Seth L. Lajoie & Associates, Inc.; Abram Rosenfeld, 88 Main St., Hopedale; John R. Andrews, Andrews Survey & Engineering, Inc.; Joseph M. Antonellis, 288 Main St., Milford; Mark Reil, 4 Lowell Drive.

Chairman Tinio called the meeting to order at 8:00 p.m. when a quorum was reached.

8:01 p.m. Seth Lajoie presented plan for a gravity-fed septic system at 52 Washington Street. Grading will be done within the 100' buffer. The Board of Health has approved the plan. T. Aicardi made and P. Coffin seconded a motion to approve the plan for 52 Washington Street as submitted. The motion carried unanimously.

8:05 p.m. John Andrews and Attorney Antonellis presented the plan to show location of loam, fill and gravel stockpiles at 21-23 Cape Road. Attorney Antonellis explained that material has been brought onto the site from Blackstone and Milford with permits from those towns. The application for earth removal has been given to the Mendon Board of Selectmen. The town engineer needs to visit the site with the owner and confirm how much loam is on site and that the area has not been disturbed. Motion was made by P. Coffin and seconded by T. Aicardi to have town engineer review and report on site at 21-23 Cape Road. The motion carried unanimously.

Members signed the Municipal Certificates for the Conservation Restrictions: on 10.797 Acres +/- to Town of Mendon, Southern Portion of Nolet Property and on 16.078 Acres +/- to the Trustees of Reservations, Northern Portion of Nolet Property.

T. Aicardi made and P. Coffin seconded a motion to accept the meeting minutes of May 25, 2011 as written. The motion carried unanimously.

Members signed a negative determination of applicability for 12'X12' posts for a pergola at 18 Crestview Drive (Melanie Mistretta) and for the management of invasive and excessive vegetation at Lake Nipmuc.

Members reviewed NSTAR Right of Way Repair & Maintenance of Roads and Tennessee Gas Pipeline Operational Plan Notice, Review & Comments. They had no comments or concerns.

Members also had no concerns with having self-service gas stations in town.

A motion to adjourn was made at 8:44 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Conservation Commission Meeting Minutes dated May 25, 2011(Conservation Commission Office File Cabinet and Computer /concom/mydocuments/minutes/2011 Minutes/052511 Minutes.doc)

Requests for Determinations of Applicability and Determinations of Applicability for 18 Crestview Drive, and 52 Washington Street and Lake Nipmuc(Conservation Commission File Cabinet)

Municipal Certificates for the Conservation Restrictions on 10.797 Acres +/- to Town of Mendon, Southern Portion of Nolet Property and on 16.078 Acres +/- to the Trustees of Reservations, Northern Portion of Nolet Property (Conservation Commission Office File Cabinet)

Plan to Show Location of Loam, Fill and Gravel Stockpiles “Nipmuc Commerce Park”, Cape Road (Route 140), Mendon, MA 01756 (Conservation Commission File Cabinet)

NSTAR Right of Way Repair & Maintenance of Roads dated May 24, 2011 and Tennessee Gas Pipeline 45 Day Yearly Operational Plan Notice, Review & Comments, Herbicide Application Notification dated May 23, 2011 (Conservation Commission File Cabinet)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of July 13, 2011

Attending: D. Tinio, P. Coffin, M. Ammendolia, T. Aicardi; Les Rudaman, ERA Key Realty, Ciaran O'Shaughnessy, 6 Davenport Drive; P. Ghelli, 42 Milford Street.

Chairman D. Tinio called the meeting to order at 8:00 p.m.

Members reviewed the Request for Determination of Applicability (RDA) for 220 Millville Street. Les Rudman (owner's listing agent) presented plan for a single-family house within the 100-foot buffer. Sale of property is contingent upon ability to build house. Members signed positive determination. The area is subject to protection under the Wetlands Protection Act. A Notice of Intent and Notification to the National Heritage and Endangered Species Program is required. Members would like to see the house moved away from the toe of the slope and the wetland if possible. Les will relay the information to Seth Lajoie, engineer, who is on vacation.

Members reviewed the RDA for 6 Davenport Drive. The owner would like to construct a 10' X 16' shed near the pool which was installed last year. It will be on crushed stone, if possible. No trees will be removed. Members signed the negative determination.

P. Ghelli asked members whether the staging area for the 50 Milford Street cranberry bog restoration (DEP# 218-0674) is on her property or where the approved plan designated. Kimball trucks have been loading and unloading material on the site. *Action: D. Tinio to inquire with Kimball what is being done with the soil. P. Coffin will see if work is being done on within 50' of Milford Street property line. D. Willoughby to ask Mr. Sweet to attend next meeting on July 27 to give members an update.*

Members reviewed the following RDA's and signed negative determinations:

- 68 Mowry Street, extend existing deck from seven feet to 10 feet.
- 6 Mill River Drive, install 23' X 34' X 40' inground pool
- 24 North Avenue, extend farmer's porch
- 26 Neck Hill Road, construct single-family house
- 34 Thornton Street, construct approx. 15' X 15' deck around existing pool

Extension Permit Request Letter has not been received yet for Lot 4 Morrison Drive.

Action: P. Coffin to review 14 Uxbridge Road (Imperial site) Stormwater Management Plan to determine if impervious area for grill will effect any minimum open space or green space requirements. D. Willoughby to leave plan accessible for Peter.

M. Ammendolia made and T. Aicardi seconded a motion to accept the meeting minutes dated June 22, 2011 as written. The motion carried unanimously.

Members agreed to the following Wednesday meeting dates:

- August 10 & 24
- September 14 & 28

Members reviewed the 'Proposed Gas Station' (Charlesview) ZBA plan. Owner is looking for a commercial variance.

Members reviewed the Carr Research Laboratory report dated July 11, 2011 for the 21-23 Cape Road Soil Survey. *Action: D. Willoughby to send Mr. Rosenfeld a letter telling him to follow the recommendations in the report and that eight inches of loam must be left on the site.*

Members reviewed letter from DEP to NSTAR regarding the Water Quality Certification on two lines in Mendon.

Members reviewed the August 1955 flood pictures of George Street and Route 16 from the Preservation Mendon Committee. Shirley Smith thought they might be helpful when the development of 34 George Street came before the Commission.

Members read ZBA Notice of Decision stamped June 29 2011 by Town Clerk granting 48 square feet to the vestibule addition.

A motion to adjourn was made at 9:00 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Conservation Commission Meeting Minutes dated June 22, 2011(Conservation Commission Office File Cabinet and Computer /concom/mydocuments/minutes/2011 Minutes/062211 Minutes.doc)

Requests for Determinations of Applicability and Determinations of Applicability for 220 Millville Street, 6 Davenport Drive, 68 Mowry Street, 6 Mill River Drive, 24 North Avenue, 26 Neck Hill Road, 34 Thornton Street (Conservation Commission File Cabinet)

Cranberry Bog Renovation and Construction Site Plan, 50 Milford Street, dated July 9, 2010 (Conservation Commission file Cabinet DEP# 218-0674)

ZBA Application for Special Permit for Charlesview Place, Inc., 147, 149 & 163 Hartford Avenue East, dated June 29, 2011 & associated 'Proposed Gas Station' site plan dated June 13, 2011 by Guerriere and Halnon. (Conservation Commission File Cabinet)

Letter from DEP to NSTAR dated July 7, 2011 regarding water quality certificate on lines 336 & 3361 (Conservation Commission File Cabinet)

E-mail from Shirley Smith with August 1955 Flood pictures of George Street and Route 16

ZBA Notice of Decision for 3-5 Cape Road (Greenhouse Restaurant) stamped June 29 2011 by Town Clerk (Conservation Commission File Cabinet)

Carr Research Laboratory letter and report dated July 11, 2011 for the 21-23 Cape Road Soil Survey (Conservation Commission File Cabinet DEP# 218-0566)

Dan on Tini o, Chair n an
Peter Coffi n, Vice Chair n an



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TOWN OF MENDON

Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756

Meeting Minutes of July 27, 2011

Attending: D. Tinio, P. Coffin, M. Ammendolia, Laurie & Robert Sweet, 50 Milford Street.

Vice Chairman Coffin called the meeting to order at 8:08 p.m.

Robert Sweet informed members that there is a yellow stake near the gas pole marking his boundary line at 50 Milford Street and that he is not working on the abutting property. Mr. Sweet explained that loam was being brought in while raining. Members indicated that stone padding could have been placed down if a large amount of loam was to be delivered. Mr. Sweet acknowledged. Mr. and Mrs. Sweet confirmed that they are working in accordance with their approved plan.

D. Willoughby explained that she had not received a letter requesting an extension for the Order of Conditions for Lot 4/5 Morrison Drive. Therefore, no extension was drafted.

Mr. Coffin did not participate in discussion regarding 19 Providence Street. D. Tinio and M. Ammendolia agreed to grant a one-year extension permit for the Order of Conditions for 19 Providence Street.

Members reviewed the following Requests for Determination of Applicability (RDA) and signed negative determinations:

- 12 Bates Street – 27' round, above-ground pool
- 1 Willowbrook Lane – 24' above-ground pool
- 101 Northbridge Road – 42" X 10' shed
- 106 Providence Road—Mr. Tinio determined that the owner is not pumping water from the brook onto his property. From the street, it did look like the hose was in the brook, but was not.
- 14 Uxbridge Road—24' X 32' canopy for dining--P. Coffin found no open space requirement—would be Planning Board issue.

M. Ammendolia made and P. Coffin seconded a motion to accept the meeting minutes dated July 13, 2011 as written. The motion carried unanimously.

Action: D. Willoughby to ask Planning Board Clerk when bylaw changes will be done by Planning Board for a Special Town Meeting. D. Tinio to speak with Bill Ambrosino

Members reviewed Blackstone River Coalition Lake Nipmuc Sampling Report.

Members reviewed NSTAR Routine Maintenance Notification.

Action: D. Willoughby to put announcement on office answering machine to call Mr. Tinio's cell phone in case of emergency while clerk is on vacation.

A motion to adjourn was made at 8:45 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Cranberry Bog Renovation and Construction Site Plan, 50 Milford Street, dated July 9, 2010 (Conservation Commission file Cabinet DEP# 218-0674)

Conservation Commission Meeting Minutes dated July 13, 2011(Conservation Commission Office File Cabinet and Computer /concom/mydocuments/minutes/2011 Minutes/071311 Minutes.doc)

Blackstone River Coalition Lake Nipmuc Sampling Report (Conservation Commission File Cabinet & Conservation Commission Computer)

RDA's 12 Bates Street, 1 Willowbrook Lane ,101 Northbridge Road, 106 Providence Road, and 14 Uxbridge Road (Conservation Commission File Cabinet)

NSTAR Routine Maintenance Notification, dated May 24, 2011 (Conservation Commission File Cabinet)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of August 24, 2011

Attending: D. Tinio, T. Aicardi, M. Ammendolia, W. Aten, Ian Jankauskas, 8 Cranberry Ct.; Les Rudman, ERA Key Realty; Seth Lajoie, Seth L. Lajoie & Associates.

T. Aicardi called the meeting to order at 7:40 p.m. in the absence of the Chairman and Vice Chairman.

Members reviewed the following Requests for Determination of Applicability (RDA) and signed negative determinations:

- 39 Taft Avenue - remove five dead trees.
- 35 Hopedale Street – remove three dead trees
- 3-5 Elm Street – 10' X 30' addition
- 3 Stymast Drive – 37' X 42' concrete pad or asphalt

Ian Jankauskas spoke with members about his Eagle Scout Project. He would like to install a 12' X 16' utility shed on crushed stone at Memorial Field on Millville Street. It will be between the Little League pitching mound and the swing set. Members signed the negative determination. The board offered their support.

M. Ammendolia made and W. Aten seconded a motion to approve the Certificate of Compliance for 53 Taft Avenue. The motion carried unanimously.

D. Tinio joined the meeting at 8:00 p.m. and chaired the meeting.

David Bates requested a two-year Extension Permit for the Order of Conditions for Lot 4/5 Morrison Drive. M. Ammendolia made and W. Aten seconded a motion to grant a one-year extension. If another extension is needed an engineer must evaluate the plan. The motion carried unanimously.

A Potential buyer inquired about feasibility of installing an inground pool at 38 Pleasant Street. Members agreed that the filing of a Notice of Intent would be necessary.

David Fernandes inquired about restrictions in clearing land the near wetland on his property at 72 Providence Street. *Action: T. Aicardi to call owner and discuss.*

8:05 p.m. Open hearing for 220 Millville Street and continue until engineer is in attendance.

M. Ammendolia made and D. Tinio seconded a motion to approve the July 27, 2011 minutes as written. The motion carried unanimously.

Members agreed to have the Special Town Meeting for the wetlands bylaw article the first week in October pending review by the town's attorney and public hearing or informational meeting. The town attorney expects to be done with her review the end of August. She will also inform Diane Willoughby if a public hearing is legally required.

8:20 p.m. Seth Lajoie presented plan for 220 Millville Street. Members need to know whether access road is public. The hearing will be continued until September 14 at 7:45 p.m.

Members reviewed BOS Routing Slip for a temporary trailer permit extension at 31 Hartford Avenue East. Members agreed there were no wetland issues.

Members reviewed the Vernal Pool Certification on Miscoe Road. Members would like to visit the site in late September.

A motion to adjourn was made at 8:45 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Conservation Commission Meeting Minutes dated July 27, 2011(Conservation Commission Office File Cabinet and Computer /concom/mydocuments/minutes/2011 Minutes/072711 Minutes.doc)

RDA's 39 Taft Avenue, 35 Hopedale Street, 3-5 Elm Street, 3 Stymast Drive, 72 Providence St., 38 Pleasant St., Memorial Field, Millville Street(Conservation Commission File Cabinet) Certificate of Compliance for 53 Taft Avenue (Conservation Commission File Cabinet DEP# 218-0675)

Extension Permit for the Order of Conditions for Lot 4/5 Morrison Drive (Conservation Commission File Cabinet DEP# 218-0496)

Notice of Intent for 220 Millville Street (Conservation Commission File Cabinet DEP# 218-0693)

Miscoe Road Vernal Pool Certificate (Conservation Commission File Cabinet)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756**

Meeting Minutes of September 14, 2011

Attending: D. Tinio, T. Aicardi, M. Ammendolia, P. Coffin; Les Rudman, ERA Key Realty; and Seth Lajoie, Seth L. Lajoie & Associates.

Vice Chairman Coffin called the meeting to order at 7:40 p.m.

Members reviewed the following Requests for Determination of Applicability (RDA) and signed negative determinations:

- 72 Bellingham Street – 10' X 16' shed
- 6 Vincent Road – remove tree in buffer that fell into neighbor's yard during storm

7:45 p.m. NOI Hearing continued – 220 Millville Street --S. Lajoie presented a revised plan. The access was changed because the original road for access had been abandoned. New access is off Millville Street. The house is repositioned further away from the buffer. The septic system did not change. T. Aicardi made and M. Ammendolia seconded a motion to accept the plan for 220 Millville Street with the addition of a hay bale line to extend an additional 40 feet to encompass the well area. The motion carried unanimously.

D. Tinio joined the meeting and chaired.

Members agreed a site walk to the vernal pool on Miscoe Road is unnecessary. Action: D. Willoughby to obtain a copy of original certification which has been misplaced. She will also get a list of certified vernal pools in Mendon and find out who discovered the new one.

Members agreed to hold meetings on Thursday, October 13 & 27 and November 10.

Vice Chairman Coffin and M. Ammendolia signed the previously approved Extension Permit for the Order of Conditions for Lot 4, 5 Morrison Drive.

Action: T. Aicardi to call David Fernandes of 72 Providence Street and answer his questions about clearing his land near the wetland.

D. Willoughby informed members that Mr. Rosenfeld has not paid the engineering and surveying fees totaling \$7143.75 done on his property. *Action: D. Willoughby to call Mr. Rosenfeld and tell him the bill is past due, commissioners hope no work is being done on property and someone from Conservation Commission will be doing a site visit.*

M. Ammendolia made and D. Tinio seconded a motion to approve the August 24, 2011 minutes as written. The motion carried unanimously.

Members reviewed the suggestions town counsel, Karis North, made on the Wetlands Protection By-Law. Members agreed to include all the suggestions in the document. Karis said there is no legal requirement for a public hearing; however, it would be good practice to have one so questions can be addressed prior to town meeting. Regulations for Conservation Commission will require a hearing and notice. She will let us know what type of notice is needed. *Action: D. Willoughby to schedule a hearing during an October Conservation Commission meeting. She is to ask Shirley Smith which meeting would be best for her as they would like her to attend so she can answer questions.*

Members reviewed the RDA for 9 West Hill Road. The owner would like to construct a 16' X 40' inground pool. Members signed a negative determination with the stipulation that erosion control must be placed along the edge of excavation to the back property line as noted on the plan the commissioners marked up

Members reviewed Preliminary Plans for Sunrise Meadows at 13 Washington Street and Definitive Plans for Birch Alley Acres at 12 Washington Street they were provided by the Planning Board. They had no comments to forward.

Members agreed to continue with Damon Tinio as Chairman and Peter Coffin Vice Chairman for the fiscal year.

A motion to adjourn was made at 8:40 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Used –

Conservation Commission Meeting Minutes dated August 24, 2011(Conservation Commission Office File Cabinet and Computer /concom/mydocuments/minutes/2011 Minutes/082411 Minutes.doc)

RDA's 72 Bellingham Street, 72 Providence Street, 9 West Hill Road, and 6 Vincent Road (Conservation Commission File Cabinet)

Extension Permit for the Order of Conditions for Lot 4/5 Morrison Drive (Conservation Commission File Cabinet DEP# 218-0496)

Notice of Intent for 220 Millville Street (Conservation Commission File Cabinet DEP# 218-0693)

Preliminary Plans for Sunrise Meadows, 13 Washington Street and Definitive Plans for Birch Alley Acres, 12 Washington Street (Conservation Commission File Cabinet)

Wetlands Protection By-Law (Conservation Commission File Cabinet and Computer /concom/mydocuments/Wetlands Protection By-Law.doc)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Michael Ammendolia
William Aten
Timothy Aicardi*

TOWN OF MENDON

Conservation Commission
Mendon Town Hall
20 Main Street
Mendon, Massachusetts 01756

Meeting Minutes of October 13, 2011

Attending: P. Coffin, T. Aicardi, M. Ammendolia & W. Aten; Jennifer Carlino, 54 Bellingham Street; Shirley Smith, 188 Providence Street.

Meeting was called to order at 7:40 p.m.

Members discussed budget. D. Willoughby recommended decreasing amount in hearings account as there is money in revolving account. Commissioners agreed to budget \$720.

M. Ammendolia made and T. Aicardi seconded a motion to accept the meeting minutes September 28, 2011 with correction in the third paragraph. Change 12' X 0' to 12' X 20'. The motion carried unanimously.

D. Willoughby informed members that Abram Rosenfeld, 21/23 Cape Road, had not remitted check to pay for engineering services. *Action: D. Willoughby to e-mail Interim Town Coordinator, Ernest Horn, copying selectmen informing him of history of 21/23 Cape Road project. Members would like to know whether an earth removal permit was issued and if so, for how long is the permit valid. They would like direction on how to proceed to get invoices from Carr Research paid.*

Members reviewed Requests for Determinations of Applicability (RDA). P. Coffin visited an abutter to 179 Blackstone Street who lives on Chapin Court. The residents were concerned that a stream may be disturbed near their property by heavy equipment. Members reviewed plan from 1995 DEP filing. *Action: D. Willoughby to send a letter to Mr. Usher, owner, requesting his attendance at the next Conservation Commission meeting. Diane shall send draft to members first.*

D. Tinio had reviewed RDA for a fence installation at 13 Leonard Road. He made a negative determination. Members agreed and signed it.

T. Aicardi visited and called owner of 72 Providence Street to answer his inquiry about clearing some debris from wetland. No one was reachable.

Action: T. Aicardi will contact Ms. Wright of 32 North Avenue. She had called the office to inquire about feasibility of putting a French drain on her property to alleviate excessive water coming into house. She believes the water is coming from sump pump across street or from previous construction on her side of the street.

8:00 p.m. Public hearing for Wetlands Protection By-law and Regulations- Shirley Smith had e-mailed frequently-asked questions that may be used for town meeting. Members reviewed and accepted some comments suggested by Jennifer. *Action: D. Willoughby to work with S. Smith to incorporate balance of comments and submit article as a placeholder for November 15 Special Town Meeting. Discussion will continue during October 27, 2011 meeting.*

Members discussed e-mail from Phil Nadeau informing commissioners that they are using an obsolete RDA form. Members have chosen to use this form, as it is less time-consuming to process than the current version. *Action: M. Ammendolia to contact Mr. Nadeau.*

Members reviewed the modified entrance for the Greenhouse Restaurant. There would be no impact to the wetland.

A motion to adjourn was made at 8:27 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Discussed:

Conservation Commission Meeting Minutes dated September 28 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/092811.doc)
Requests for Determination of Applicability for 179 Blackstone Street, 13 Leonard Road, 72 Providence Street, 32 North Avenue (Conservation Commission File Cabinet)
Lot 179 Blackstone Street Sewage Disposal Plan dated March 29, 1995 (DEP# 218-218-330) (Conservation Commission Filing Cabinet)
Request for Determination of Applicability form and Determination of Applicability form (Conservation Commission computer and <http://www.mass.gov/dep/water/approvals/wwforms.htm#noi>, respectively)
Site Plan of Land The Greenhouse Restaurant, Mendon, MA rev. 09/23/11 Modify Entrance ZBA comments (Conservation Commission File Cabinet)

D. Willoughby informed members that Mark Allen was inquiring whether a Certificate of Compliance was issued for 7 Willowbrook Lane. Diane left a message for Mr. Allen informing him that there is a partial Certificate of Compliance. She has not heard back from *him* *Action: D. Willoughby to ask Mark Allen if there is something wrong with property at 7 Willowbrook Lane.*

D. Tinio made and M. Ammendolia seconded a motion to adjourn at 8:40 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Discussed:

Conservation Commission Meeting Minutes dated October 13, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/101311.doc)
Requests for Determination of Applicability for 179 Blackstone Street, 72 Providence Street, 32 North Avenue, and 18 Bicknell Drive (Conservation Commission File Cabinet)
Lot 179 Blackstone Street Sewage Disposal Plan dated March 29, 1995 (DEP# 218-330) (Conservation Commission Filing Cabinet)
Lycott Environmental Incorporated's 2011 Annual Report for Lake Nipmuc dated October 19, 2011 (Conservation Commission Filing Cabinet)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Michael Ammendolia
William Aten
Timothy Aicardi*

TOWN OF MENDON

Conservation Commission
Mendon Town Hall
Mendon, Massachusetts 01756

Meeting Minutes of October 27, 2011

Attending: D. Tinio, P. Coffin, T. Aicardi, and M. Ammendolia; Jennifer Carlino, 54 Bellingham Street; Shirley Smith, 188 Providence Street and Keith Usher, 179 Blackstone Street.

Meeting was called to order at 7:30 p.m.

Members informed Mr. Usher that they wanted to ensure no work was being done near the stream. Mr. Usher explained that he was cutting saplings for walking and 4-wheel-drive trails on his property within 20-30' of his property line which is upland. Members reviewed engineering plan for his property dated March 29, 1995. Members informed him that a Notice of Intent is needed if he is building near the wetland and that it is important to make sure no raw dirt ends up in the stream.

T. Aicardi reported that the owner of 72 Providence Street did not return his call so he could give him information he requested regarding clearing debris near a wetland on his property.

Members reviewed Request for Determination of Applicability for 18 Bicknell Drive. Members determined there is no wetland on or near the property.

D. Tinio spoke with Kathy Wright, 32 North Avenue. Her issue with water in her basement was not a conservation issue.

P. Coffin made and M. Ammendolia seconded a motion to accept the meeting minutes October 13, as written. The motion carried unanimously.

Members reviewed Lycott Environmental Incorporated's 2011 Annual Report for Lake Nipmuc. Shirley Smith informed members that the Lake Nipmuc Association is happy with Lycott's treatment. *Action: D. Willoughby to e-mail Shirley the report.*

Members discussed that an outflow to a channel in Lake Nipmuc is overgrown. *Action: Shirley offered to call Rep. John Fernandes to get the Army Corps of Engineers to dredge the outflow to Lake Nipmuc channel*

Members reviewed Article 15 Chapter XXVII Wetlands Protection By-Law. Members agreed to add a new 6.0 a. from the Wetlands Protection Act. Sections 6b, c & d will become c, d and e respectively. The new b. Request for Determination will begin with "Any project on property". Hearing closed at 8:30 p.m.

Members agreed to have Administrative Clerk screen projects that are referred to Conservation Commission from Building Department to determine if an RDA needs to be filed.

D. Willoughby informed members that Abram Rosenfeld, 21/23 Cape Road, had not remitted check to pay for engineering services. M. Ammendolia made and P. Coffin seconded a motion to send Mr. Rosenfeld a stop work order for 21/23 Cape Road. The motion carried unanimously.

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Michael Ammendolia
William Aten
Timothy Aicardi*

TOWN OF MENDON

Conservation Commission
Mendon Town Hall
Mendon, Massachusetts 01756

Meeting Minutes of November 10, 2011

Attending: D. Tinio, T. Aicardi, M. Ammendolia and W. Aten; Shirley Smith, and 188 Providence Street
Meeting was called to order at 7:30 p.m.

There were no Requests for Determinations of Applicability to come before the board.

T. Aicardi made and M. Ammendolia seconded a motion to accept the meeting minutes of October 27, 2011 as written.
The motion carried unanimously.

D. Tinio reported that work is done on Mr. Rosenfeld's site at 21/23 Cape Road. We still have not received payment for the engineering fees he owes. Members discussed changing the Commission's procedure such that prior to a permit being issued, because of actions of people not paying, obtaining a good faith estimate. *Action: D. Willoughby to check with town counsel to make sure this would be legal.*

Members reviewed Lycott Environmental Incorporated's Management of Nipmuc Lake, Projected Costs 2012. There is \$850 left over in the revolving account which was donated by the Lake Nipmuc Association. Treatment of the Lake was able to be paid for with funds in Lake Nipmuc Weed Control Account. *Action: D. Willoughby to send a letter to the Lake Nipmuc Association saying that due to current economic conditions, we will leave the money they donated last year in the revolving account in case it is needed in the future. Cc: M. Ammendolia Action: D. Willoughby to e-mail Lycott Environmental informing them that Commission will accept the Single Treatment Option at \$2750. It will not be necessary to go out to bid.*

M. Ammendolia made and T. Aicardi seconded a motion that due to further comments made by concerned residents, we should pass over the wetlands protection by-law. The motion carried unanimously. *Action: D. Willoughby to mail comments received to board members. Diane shall also ask P. Coffin if he can make the motion to pass over at town meeting. If not, Damon offered to make the motion. Review of the bylaw will be put on the agenda for a December meeting.*

8:05 p.m. W. Aten joined meeting.

Members agreed to hold meetings December 1 and 15, 2011 and January 12 and 26, 2012

Members reviewed the new Non-Jurisdictional Project Determination form. *Action: D. Willoughby to add contact phone numbers and signature lines for commissioners.*

Members reviewed Jurisdictional Determination for 99 Providence Road. Members agreed that it was not jurisdictional and signed the form.

Members reviewed the Petition for Zoning Variance for 3-5 Elm Street and the ZBA Application for Special Permit for 1 Millville Street. They had no comments.

Members read the letter from the residents on Willowbrook Lane to Mike Salvatore. D. Willoughby informed them that she spoke with Mark Allen regarding the development. He wanted to know whether there were open permits that would block the road from being finished. *Action: D. Willoughby to research open Orders of Conditions for Willowbrook Lane.*

M. Ammendolia made and T. Aicardi seconded a motion to adjourn at 8:34 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Discussed:

Conservation Commission Meeting Minutes dated October 27, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/102711.doc)

Wetlands By-law Comments via e-mail from Jennifer Carlino dated November 7, 2011 (Conservation Commission Office Computer)

Documents Discussed Located in Conservation Commission Filing Cabinet:

Lycott Environmental Incorporated's 2011 Annual Report for Lake Nipmuc dated October 19, 2011 Jurisdictional Determination for 99 Providence Street

Letter from Residents on Willowbrook Lane to Mike Salvatore dated October 25, 2011

Petition for Zoning Variance for 3-5 Elm Street, Received Nov. 1, 2011

ZBA Application for Special Permit for 1 Millville Street, Received Nov. 3, Lycott Environmental Incorporated's Management of Nipmuc Lake, Projected Costs 2012, dated November 8, 2011

Non-Jurisdictional Project Determination Form

Jurisdictional Determination for 99 Providence Road

MENDON BOARD OF SELECTMEN

MINUTES OF MEETING-----November 28, 2011

APPROVED -----January 3, 2012

Meeting called to order at 7:30 PM. Chairman Mike Goddard, Selectmen Lawney Tinio and Mike Ammendolia are present.

Pledge

Reviewed and approved minutes for 8/22/11, 8/29/11, 9/12/11, 10/3/11, 10/11/11 and 10/17/11. Motion made by L. Tinio; M. Goddard stepped down and seconded. Unanimous vote.

Members discussed survey on film commission. Interim town coordinator to complete survey and return it to the State.

Two Green Communities Program Managers interviewed:

- Stephen Hinton in town 14 year, interested in position as he is interested in serving the community. He owns a green-type farm in Cumberland, Rhode Island.
- Mark Reil is 19 years old and has lived in Mendon his entire life. Feels the program is important to the town. He worked on solar panel project for the high school.

Selectmen Ammendolia asked each candidate several questions about their history in the town and their thoughts on a variety of alternate energy source and green initiatives.

Chairman Goddard asked question about what the candidates feel is the biggest challenge for the position for which they have applied. Mark feels organizational skills and computer skills are the priority. Steve feels the schedule and flexibility is the most important needed trait for the position.

Board plans to make a decision on a candidate this Wednesday.

7:50 P.M. Board is considering the appointment of Sharon Cutler to the Master Plan Committee. The Interim Town Coordinator to review if it has been posted/advertised.

Discussion on St. Michael's as a library and continuing the Taft Library as well. Board tabled the issue until they have more information from the Library Trustees.

Alan Tetreault/Highway Surveyor discussed the revolving account for repairing the dog kennel roof. The Board asked questions about the interpretation of the appropriate use of funds from the revolving account for recyclables. **The Board voted to approve the expenditure of repairing the old dog pound. L. Tinio made the motion and was seconded by M. Ammendolia.**
Unanimous vote.

Discussion on clearing trails up at Inman Hill area. The BOS is concerned about liability so they prefer an opinion from Town Counsel.

Mark Reil inquired about allowing ice skating on Lake Nipmuc. Need to investigate liability issues with Massachusetts Interlocal Insurance Association and Town Counsel.

Selectman Tinio moved to go into Executive Session under Chapter 39 Section 23B (3) to discuss strategy with respect to collective bargaining; will reconvene only to adjourn. Roll call vote is needed. Motion seconded by Selectman Ammendolia, unanimously approved. Ammendolia, aye, Goddard, aye, Tinio, aye.

Submitted by Interim Town Coordinator, Ernie Horn

Documents Discussed Located in Administrative Secretary's Office:

Board of Selectmen Meeting Minutes of August 22, and 29, September 12, October 3, 11 and 17, 2011.

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Michael Ammendolia
William Aten
Timothy Aicardi*

TOWN OF MENDON

Conservation Commission
Mendon Town Hall
Mendon, Massachusetts 01756

Meeting Minutes of December 1, 2011

Attending: D. Tinio, T. Aicardi, and M. Ammendolia; Shirley Smith, 188 Providence Street and Joyce Gilmore, 23 Hastings Street.

Meeting was called to order at 8:15 p.m.

There were no Requests for Determinations of Applicability to come before the board.

Members reviewed Jurisdictional Determinations. Joe Medeiros, landscape architect, to prepare a plan to landscape at 3 Davenport Drive within the 100' buffer. A plan will be brought in prior to work being done.

Doug Scott, 18 Park Street, will construct 24'X24' addition to his existing home. This is not jurisdictional.

Members reviewed Jean Conkey's, 17 Sandra Circle, request to construct a two-car garage with a family room above with a foundation.

Joyce Gilmore approached the board with a plan for the Friends of Mendon Police Station, Lot 2, 8 Morrison Drive. A water line is to be installed in a pre-existing filled area with minimum disturbance of a driveway. There will be no impact to an existing wetland. Members determined the project was not jurisdictional.

Members reviewed letter from Attorney Antonellis regarding Mr. Rosenfeld's property at 21-23 Cape Road. Mr. Rosenfeld feels the review by the engineering firm was unnecessary. *Action: D. Willoughby to invite Carr Research Lab. Representative to the December 15, 2011 meeting in order to justify their engineering bills.*

Members began review of the Wetlands Protection Bylaw. *Action: D. Willoughby to put review of the bylaw on the January 26, 2012 agenda.*

Chairman Tinio informed V. Pearl, 4 Vincent Road, that he could place grass clippings and yard waste in the buffer. A neighbor had called the office inquiring whether this was allowed. Mr. Tinio said it was as long as it is not placed in the wetland.

M. Ammendolia made and T. Aicardi seconded a motion to accept the meeting minutes of November 10, 2011 as written. The motion carried unanimously.

Members reviewed following list of licenses up for renewal which will be discussed at December 5, 2011 Board of Selectmen's meeting. Members determined there were no wetland issues.

- Myriad Ballroom
- The End Zone
- Miss Mendon Diner, Miss Mendon Diner, II
- New England Steak and Seafood
- Willow Brook Restaurant
- Hide-A-Way Pizza
- Lowell's Restaurant
- Mendon Wine & Spirits
- DB Mart #3
- RAD Skate Park
- The Finest

- Pop 'N' Kork
- The General Store
- East Acres Recreational Vehicles
- Imperial Ford, Chevrolet, Chrysler, Dodge, Jeep Corp., Imperial Sprinter
- Nipmuc Marine & Auto
- Truck & Trailer World
- Brian's Tire & Brake
- JC Auto
- Certified Sales, Inc.
- Richie's Driveline
- Executive Lodging House
- Lambert's Flowers

M. Ammendolia made and T. Aicardi seconded a motion to adjourn at 9:04 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Discussed:

Conservation Commission Meeting Minutes dated November 10, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/111011Minutes.doc)

Shirley Smith's e-mail dated November 15, 2011 with responses to Jennifer Carlino's comments to Wetlands Protection Bylaw

Documents Discussed Located in Conservation Commission Filing Cabinet:

Letter from Attorney Antonellis dated November 22, 2011 to Mendon Conservation Commission

Jurisdictional Determinations for 3 Davenport Drive, 18 Park Street, 17 Sandra Circle & Lot 2, 8 Morrison Drive

BOS License Routing Slip (December 5, 2011 Board of Selectmen Agenda)

MENDON BOARD OF SELECTMEN

MINUTES OF MEETING-----DECEMBER 5, 2011

APPROVED -----DECEMBER 19, 2011

Meeting called to order at 7:30 PM. Chairman Mike Goddard, Selectman Lawney Tinio and Selectman Mike Ammendolia are present.

Pledge

Chairman Goddard presents the administrative Issues to be discussed.

1. The Board addresses annual license renewals.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve license renewals for the sale of alcoholic beverages to be drunk on premises for:

Rouleau & Sons, Inc. d/b/a The Myriad Ballroom
Roy Ventures Corp., d/b/a The End Zone Sports Pub, The Outer Limits
Miss Mendon Diner Inc.
Miss Mendon Diner II Inc.
New England Steak House d/b/a New England Steak & Seafood
Willow Brook Restaurant, LLC
Blackstone Valley Pizza d/b/a Hide-A-Way Pizza
Lowell's Restaurant

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve license renewals for the sale of all kinds of alcoholic beverages not to be drunk on premises for:

Mendon Wine & Spirits
Davenport Beverage Corporation d/b/a Pop N Kork

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve license renewals for the sale of wine & malt beverages not to be drunk on premises for:

Kristin's Variety, Inc. d/b/a The General Store

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve Common Victualler license renewals for:

Rouleau & Sons, Inc. d/b/a The Myriad Ballroom
Roy Ventures Corp., d/b/a The End Zone Sports Pub, The Outer Limits
Miss Mendon Diner Inc.
Miss Mendon Diner II Inc.
New England Steak House d/b/a New England Steak & Seafood
Mendon Wine & Spirits
Willow Brook Restaurant, LLC
Blackstone Valley Pizza d/b/a Hide-A-Way Pizza

**DB Mart #3
RAD Skate Park
The Finest
Davenport Beverage Corporation d/b/a Pop N Kork
Lowell's Restaurant
Kristin's Variety, Inc. d/b/a The General Store**

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve renewals of Sunday Entertainment licenses for the hours specified on the license for:

**Roy Ventures Corp. d/b/a The End Zone Sports Pub, The Outer Limits
New England Steak House d/b/a New England Steak & Seafood
Rouleau & Sons, Inc. d/b/a The Myriad Ballroom**

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve renewal of Automatic Amusement license for: Roy Ventures Corp. d/b/a The End Zone Sports Pub, The Outer Limits

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve renewal of license for Live Entertainment and Dancing by Patrons Monday thru Saturday 1:00PM thru 1:00AM for:

New England Steak House d/b/a New England Steak & Seafood

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve renewal of license for Live Entertainment and Dancing by Patrons Monday through Saturday 8:00AM thru 1:00AM for:

Rouleau & Sons, Inc. d/b/a the Myriad Ballroom

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve a renewal of lodging house license for:

Executive Lodging House, 10 Main Street

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve Class I license renewals for:

**East Acres Recreational Vehicles
Imperial Ford Corporation
Imperial Chevrolet
Imperial Chrysler, Dodge, Jeep Corp.
Imperial Sprinter
Nipmuc Marine & Auto
Truck & Trailer World**

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve Class II license renewals for:

**Brian's Tire & Brake
JC Auto
Certified Sales, Inc.**

Richie's Driveline

Unanimous vote.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve the renewal of a Hawkers & Peddlers license pending payment of \$100 in fees to be paid by December 8, 2011 by 2:00PM for:

Lamberts Garden Center – 1 Cape Road

Unanimous vote.

2. Motion made by Selectman Tinio and seconded by Selectman Ammendolia to approve the minutes of October 19, 2011. Unanimous vote.

3. Selectman Tinio advises that the Town has received a proclamation from Senator Moore regarding Mendon receiving the Green Communities designation. Chairman Goddard attended a ceremony where 6 communities were recognized for this distinction. The Board wishes to thank the Land Use Committee and in particular Anne Mazar for the work and efforts put into this achievement. Mark Riel has been appointed to oversee the project. Chairman Goddard advises that metal signs will be posted in various areas of Town. Selectman Tinio reads the proclamation aloud.

4. The Board announces that the Dog Dangerousness Hearing decision will be discussed at their meeting Wednesday, December 7th and brought to closure.

5. Town Counsel Robert Mangiaratti addresses the Board regarding the library project which involves the initiative to convert a church to a library. Counsel advises that the first step is to have an architect do a preliminary proposal and schematic to ascertain the costs. The Trustees have \$10,000 available through State funds and will not need to go through the procurement process in they remain under the \$10K. Counsel further advises that the Trustees have requested his attendance at their meeting tomorrow evening to discuss the process; he will need the Selectmen's approval to do so. The Board approves the request.

6. Town Counsel addresses the Board regarding the Recycling Center Revolving Account. Counsel advises that the Town Accountant feels the funds generated by the recycling center should only be utilized for the recycling center; therefore, do not qualify for use on the dog pound building roof as requested by the Highway Surveyor. Also, the funds collected from the sale of woodchips should not be deposited into this same account, but into the general fund. Counsel advises that the town meeting vote setting up the revolving account was very specific and precludes use of funds for any other purpose. Selectman Ammendolia advises that it was his understanding that the building formerly used as the dog pound would now be utilized for purposes related to the recycling center, i.e.: storage. Counsel states that if the building in

question is used for recycling purposes, then the use of the revolving account funds would be in line with the statute. Counsel suggests the Highway Surveyor notify the Board and Town Accountant in writing of his intentions. Chairman Goddard agrees that the use of the building be clarified and that the funds collected from the sale of woodchips be redirected to the general fund. ITC Ernie Horn advises that the Town Auditor wants to repost those funds to the general account. Selectman Ammendolia suggests the Board investigate the cost of making the wood chips.

7. Town Counsel further addresses the Board to advise them that the Attorney General has promulgated regulations regarding remote participation from members of a board or committee during a scheduled meeting, i.e.: speaker phone, etc. A quorum and the Chairman must be present at the meeting. Counsel advises that the Board of Selectmen must vote to accept this regulation.

8. ITC Ernie Horn requests that any volunteers interested in video recording the meetings can contact the Selectmen's office. Selectman Tinio suggests students may be interested. Chairman Goddard advises that Mark Riel has expressed an interest to train.

9. Selectman Tinio addresses Town Counsel regarding townspeople volunteering by cleaning up trails and such on Town property and inquiries how the Board can indemnify the Town from claims of injury, etc. Counsel suggests the Board check with the Town's insurance carrier and implement a waiver form which his office will prepare. Kevin Rudden of George Street advises that the Highway Dept. has a generic form in place already which the Board will forward to Counsel for his approval.

10. Selectman Tinio addresses Counsel and advises that the Park Department is interested in opening up the Lake area for ice skating this winter season and inquiries as to the Town's liability. Counsel responds that as long as there is no fee charged the Town will not be liable.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to move into executive session at 8:08PM under MGL Chapter 39, Section 23B, Clause 3 to discuss strategy with respect to collective bargaining and Clause 6 to consider the purchase, exchange, lease, or value of real property, afterwards returning to open session only to adjourn. Roll call taken: Tinio – aye, Ammendolia – aye, Goddard – aye.

Motion made by Selectman Tinio and seconded by Selectman Ammendolia to adjourn the meeting at 10:15PM. Unanimous vote.

Respectfully submitted,
Jean M. Berthold, Assistant Assessor

Documents Discussed located in Administrative Secretary's Office: Letter from Library Trustee Susan Darnell regarding evaluation of St. Michael's church for use as a library. (on file in Admin Sec. Office)

Meeting Minutes of October 19, 2011

Green Communities Proclamation (located in Town Coordinator's Office)

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Michael Ammendolia
William Aten
Timothy Aicardi*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
Mendon, Massachusetts 01756**

Meeting Minutes of December 15, 2011

Attending: D. Tinio, T. Aicardi, and M. Ammendolia; Desheng Wang, Carr Research Lab., Inc.; Abram Rosenfeld, Hopedale, MA; Joseph Antonellis, 288 Main Street, Milford, MA.

Meeting was called to order at 7:30 p.m. by Vice Chairman Coffin.

Attorney Antonellis explained that he is representing Mr. Rosenfeld in regard to 21-23 Cape Road. Mr. Antonellis began by describing the evolution of the situation. He was of the understanding that the engineering work was based on the earth removal permit. They believe the scope of the work went beyond the stock-piled loam. Mr. Antonellis stated Mr. Rosenfeld has always paid his bills. Chairman Tinio explained that the Commission wanted to ensure that there was enough soil left on the site to allow for the required eight inches of soil that needed to remain on the site per the town's bylaw. Mr. Wang explained that he met on site with Mr. Rosenfeld and Mr. Rosenfeld's engineer from Andrews Survey and Engineering. He believes he was hired to ensure there was eight inches of loam left on the site. Mr. Wang referred to the soil survey grid he prepared and the soil survey report he sent to the Commission dated July 11, 2011. (D. Willoughby gave Mr. Antonellis another copy of Mr. Wang's report.) There were 14 acres of disturbed area. He explained he had 96 test pits. Stock piles covered 2.1 acres. He augured to ten inches. Mr. Rosenfeld did not have a copy of the earth removal permit with him tonight to reference. *Action: Mr. Rosenfeld to provide his copy of the earth removal permit to the Commissioners.* Mr. Rosenfeld explained that he was going to send the check for the \$3,000 bill. He took it back when he received another bill for \$4,000. Prior to receiving a bill, he told Mr. Antonellis that the amount of time Mr. Wang was there was going to cost him a lot of money. *Action: D. Willoughby to look for Board of Selectmen meeting minutes from June, 2011 when Mr. Rosenfeld and Mr. Antonellis came before the Selectmen.* Mr. Wang, Antonellis and Rosenfeld went into the hallway to resolve the issue of payment. Mr. Antonellis returned to the meeting saying everything was worked out.

There were no Requests for Determinations of Applicability nor Jurisdictional Determinations to come before the board.

Members reviewed the revised plans and Stormwater report for Charlesview, Inc., 143-147 Hartford Avenue East received from Guerriere and Halnon. Members had no comments.

Members discussed Board of Selectmen Routing Slip for Showtime Entertainment, LLC, 49 Milford Street, Adult Entertainment License Renewal. Mr. Funari owes \$969 for legal fees and needs to submit a restoration as-built plan for work that was to be completed by April 15, 2011. Items were noted on routing slip.

P. Coffin made and D. Tinio seconded a motion to adjourn at 8:35 p.m. The motion carried unanimously.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Documents Discussed:

Conservation Commission Meeting Minutes dated December 1, 2011 (Conservation Commission Office and Computer /concom/mydocuments/minutes/2011 Minutes/120111Minutes.doc)

Documents Discussed Located in Conservation Commission Filing Cabinet:

Carr Research Laboratory, Inc. Invoice No. 07-35 and Invoice No. 06-49

Carr Research Laboratory, Inc. Letter dated July 11, 2011 re: 21-23 Cape Road Soil Survey

Stormwater Report "143-147 Hartford Avenue East", Hopedale, MA Revised: November 16, 2011 & 200 Ft.

Surrounding Area Plan, Mendon, MA, Hartford Avenue East dated December 1, 2011

"Proposed Gas Station" Site Plan in Mendon, MA 147-149-163 East Hartford Avenue, Latest Revision December 1, 2011

BOS Routing Slip, 2012, Showtime Entertainment, LLC, Adult Entertainment License Renewal