

*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 January 8, 2009

Attending: D. Tinio, P. Coffin, W. Aten and T. Aicardi, Laurie, Conor & Robert Sweet, 50 Milford Street; P. Ghelli, 42 Milford Street; W. Halsing, Land Planning, Inc.; D. & L. Lowell, 40 Millville Road; T. Willoughby, 7 Leonard Road.

Meeting was called to order at 7:37 p.m. when a quorum was reached.

7:38 p.m. Mr. Sweet asked permission to audio record the meeting. Members had no issue with request.

7:45 p.m. D. Willoughby explained that Mr. Lyon, 80 Northbridge Road, will require an Extension Permit for his Order of Conditions which will expire January 12, 2009 Mr. Lyon will send a letter explaining that he has run out of money to complete system upgrade. The only portion which needs to be completed is the grading, loaming and seeding. Members signed a one-year extension.

Action: D. Willoughby will issue once the letter is received.

Members reviewed the Requests for Determination of Applicability (RDA). D. Tinio performed site visit to 1 Hastings Street for a bank foundation. There is no wetland impact.

Members also reviewed the RDA for 64 Bates Street. The owner would like to construct a detached garage. P. Coffin performed the site visit and there is no wetland impact. D. Tinio performed site visit at 28 Washington Street. The owner plans to connect the detached garage to the existing house. There was no wetland impact.

Fred Lapham sent a letter and spoke with D. Tinio regarding the status of Miscoe Springs' erosion control project. Miscoe Springs is working with Sylvan Springs to get an easement for a water quality swale and detention-retention swale.

7:41 p.m. T. Aicardi joined meeting. Mr. Tinio explained what was discussed prior to his arrival.

P. Coffin made and T. Aicardi seconded a motion to approve the meeting minutes dated December 4, 2008. The motion carried unanimously.

P. Coffin and D. Willoughby gave synopsis of proposed Stormwater Regulations Permit. R. Sweet

asked if he could be notified of workshops/presentations. *Action: D. Willoughby will try to send out notifications for public informational meetings as she gets them.*

7:49 p.m. Mr. Halsing presented the dam restoration plan for 50 Milford Street. The owner will install a 24'-inch ADS pipe with riprap to solve any flooding problems (100-year storm) with adjacent property. Mr. Halsing took elevation shots at the point where flooding had previously occurred. He will create an emergency spillway. Mr. Halsing instructed Mr. Sweet on how to lay the pipe properly. Mr. Sweet provided Con. Com with D. Lenthall's letter with comments regarding his site visit on December 3, 2008. D. Tinio will visit the site at noon on January 9, 2009. P. Coffin made and T. Aicardi seconded a motion that Mr. Sweet will install silt fence January 9, 2009, notify the Conservation Commission at start of construction and notify Con. Com. when pipe is in place with stones before it is backfilled. The outflow headwall shall be constructed out of stone NOT concrete as indicated on the plan. Mulch will be placed on the banking, wood chips shall be placed in the shaded area and loam and seed shall be placed in the sunny area. An as-built is required when the work is complete. The motion carried unanimously.

Members approved the Conservation Commission's submittal for the Annual Town report with addition of enforcement orders and correction of member's titles.

Members agreed to the following meeting dates: February 12 & 26, March 12 & 26, April 9 & 23.

A motion to adjourn was made at 8:26 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 February 12, 2009

Attending: P. Coffin, T. Aicardi M. Ammendolia, W. Aten; Robert Sweet, 50 Milford Street; P. Ghelli, 42 Milford Street; F. Lapham, Shea Engineering; Joyce Gilmore, 23 Hastings Street; and R. Poxon, Guerriere & Halnon, Inc.

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

F. Lapham presented an updated plan for Lot F6A Northbridge Road. There is an existing Order of Conditions. The house will be positioned further away from wetland; a deck has been added and a Cultec C-4 leach bed will be used. The level of disturbance has not changed. M. Ammendolia made and W. Aten seconded a motion to accept the revised plan for Lot F6A Northbridge Road. Motion carried unanimously.

7:33 p.m. Mr. Sweet asked permission to audio record the meeting. Members had no issue with request.

Members directed D. Willoughby to send Mr. Hilliard a letter requesting he attend a meeting to discuss the status of 60 North Avenue and his work with NRCS.

P. Coffin made and T. Aicardi seconded a motion to approve the meeting minutes dated January 8, 2009. The motion carried unanimously.

P. Coffin informed members that A. Mazar will come to a future meeting to discuss a land grant.

D. Willoughby presented proposal from Aquatic Control Technology, Inc. regarding treatment of Lake Nipmuc. They indicated in a letter that S. Smith, Lake Nipmuc Assoc., asked if they could treat the Lake for lilies in July. The Assoc. would pay for that treatment. D. Willoughby explained that she spoke with C. Cataldo. The Association would need to send a letter to the Board of Selectmen indicating they would make a gift in the specific amount indicated for the lily treatment. Once a check was received, the Con. Com. would authorize the treatment. P. Coffin signed the agreement for the aquatic management program in the amount of \$4920. *Action: D. Willoughby to invite S. Smith to next meeting and send her a copy of their report. Diane will also ask a representative from Aquatic Control Tech., Inc. to attend.*

Members reviewed the as-built plan for 50 Milford Street dam restoration. T. Aicardi explained that he viewed the 24-inch ADS pipe. The plan represented what was in place. Members discussed materials that could be used to finish banking. P. Coffin said that since half of the dam area is on P. Ghelli's property, Mr. Sweet needs to finish it in such a way that is amenable to Pat. It can be mulched or loamed and seeded. Loaming and seeding would be more stable. Action: P. Ghelli must decide by April 15. Pat will attend meeting on April 9 to do so. Members agreed that enforcement order may be released after one growing season. Mr. Sweet asked if he can remove bush near guard rail. Members directed him to mark it with a ribbon. T. Aicardi told Mr. Sweet to not bring heavy equipment in that area. T. Aicardi made and W. Aten seconded a motion to sign Certificate of Compliance for 50 Milford Street, DEP# 218-0548. The motion carried unanimously.

Members reviewed Request for Certificate of Compliance for 76 Taft Avenue. D. Willoughby informed members that D. Tinio did site visit and confirmed work was completed. Members signed complete COC.

8:12 p.m. Joyce Gilmore informed members that she sent a letter to the Conservation Commission regarding 49 Milford Street. However, the office did not receive it. Acting as a private citizen, she saw that a wetland was filled on that site. She had gone on site when Tony Depoto owned it as Oak Tree Gardens. She told him that he couldn't do anything in that area because there were wetlands. Mr. Shane bought the property from Mr. Depoto. At that time Mrs. Gilmore noticed plant waste was being thrown in the same area in the back. Nothing was done to correct it. The property was sold. R. Sweet presented aerial and close-up photos as well as the site plan for the auto body shop next door. T. Aicardi directed Mrs. Gilmore or Mr. Sweet to fill out an RDA indicating a wetland was filled. Joyce offered to go on a site walk as a private citizen. Action: D. Willoughby to call DEP once Con. Com. receives an RDA telling them that there is an on-going court-contested case for that property.

8:40 p.m. 15 Millville Street, NOI. Mr. Poxon presented plan for an artesian well to service the Imperial Plaza as a separate public water supply is needed. Mr. Meehan purchased the property. There will be a gravel access road. He will selectively cut trees to gain access. T. Aicardi asked Mr. Poxon to mark the well site in preparation for a site visit. Mr. Poxon will let D. Willoughby know when that is done. Members also directed hay bales be put around the pit for the well. The hearing will be continued to February 26 at 8:15 p.m. Action: D. Willoughby to find out if a filing w/National Heritage needs to be done.

R. Sweet asked if he can remove the rocks that are near the side of his driveway. Members directed him to add it to the next NOI he plans to submit. R. Sweet directed D. Willoughby to remove picnic area RDA for 50 Milford Street.

Members agreed that the Con. Com. will not have any future capital expenses.

Members also agreed that they do not have any additional services for which they can charge residents.

Members reviewed the petition for a zoning variance submitted by Omar Wenger. He wishes to construct a driveway through the business zone to access a residential dwelling being relocated from the business zone to a residential zone at 123Uxbridge Road. Action: D. Willoughby

to notify members when the hearing is scheduled.

D. Willoughby informed members that an engineer for Mass Highway wanted to know whether the signature on the green cards was sufficient for signature authorization for Mass Highway to go on private property for work to be done near Nipmuc Pond. Members agreed that letters should be sent to property owners requesting access.

Owner of 8 Gaskill needs partial Certificate of Compliance to obtain Occupancy Permit. Roof drainage is not complete. D. Willoughby asked owner to have his engineer submit Request for COC. *Action: T. Aicardi to perform site visit.*

Members reviewed RDA for 59 Milford Street. Members directed D. Willoughby to ask contractor to flag the wetland. The plan indicated wetland delineation was approximate. Members wanted to know who indicated proximity. Members also requested that the closest corner of the house to the wetland be staked.

D. Willoughby informed members that the DEP was willing to hold workshop or Q&A session. M. Ammendolia said he'd like to discuss official procedure for RDA's. He would also like D. Willoughby to tell DEP that a member of the Con. Com. has been on the board for 18-20 years and was recently elected selectman. His term on Con. Com. is going to run out. He wants to know what the procedure is to get reappointed.

A motion to adjourn was made at 9:31 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 February 26, 2009

Attending: D. Tinio, T. Aicardi, W. Aten; F. Lapham, Shea Engineering; R. Poxon, Guerriere & Halnon, Inc., Tony Willoughby, 7 Leonard Road; Amy Dewitt, 10 Ashkins Drive; Bob Taylor, 8 Gaskill Street; and Dan Boucher, 90 Millville Road.

Meeting was called to order at 7:31 p.m.

Members reviewed the RDA for 59 Milford Street. Owner would like to construct a single-family house. The wetland has been flagged. Tim and Damon will perform site visit.

Members reviewed RDA for 49 Milford Street. Resident believes that there is a wetland on the property which has been filled. *Action: D. Willoughby to notify the owner, pursuant to M.G.L. c131, §40, that we have received the RDA which indicates there was once a wetland and it has been filled. Members would like him to attend the next meeting.*

Members reviewed the BOS License Routing Slip for Imperial Chrysler, Dodge, Jeep for a Class I License. D. Tinio signed it as there were no Con. Com. issues.

Bob Taylor, owner, and Daniel Boucher, engineer, presented a Request for Certificate of Compliance for 8 Gaskill Street. Mr. Taylor requires it for his occupancy permit. The yard is not loamed or seeded but will be done in the spring. Owner will also keep the silt protection in place. T. Aicardi made and W. Aten seconded a motion to approve the partial Certificate of Compliance for 8 Gaskill Street. The motion carried unanimously.

Mr. Willoughby and Mrs. Dewitt from the Mendon Historical Commission presented the proposed Demolition Delay Bylaw and provided documentation for members. The intent of the bylaw is to protect and preserve buildings and structures within Mendon which reflect or constitute distinctive features of the architectural, cultural, economic, political or social history of the Town. The intent of is not to permanently prevent demolition but rather to provide an opportunity to develop preservation solutions for properties threatened with demolition.

8:15 p.m. F. Lapham presented a plan for the repair of a septic system at 29 & 31 North Avenue. Members directed engineer to stake out leaching field and hay bales. Fred will notify Con. Com. office when it is complete. W. Aten made and T. Aicardi seconded a motion continue the hearing

for 29 & 31 North Avenue until March 12 at 7:45 p.m. Motion carried unanimously.

8:25 p.m. 15 Millville Street NOI continued. Mr. Poxon presented an updated plan that showed hay bales and silt fence. The silt fence is now closer to the well. There is a note indicating erosion control during drilling of well. T. Aicardi made and W. Aten seconded a motion to approve the updated plan for 15 Millville Street as presented. The motion carried unanimously.

Ann Mazar, Community Preservation Committee, explained that she is writing a matching grant in order to get up to \$500,000 for the Chaleki property on Park Street. The Conservation Commission would own the land and the Trustees of Reservations would create a trail and park. D. Tinio agreed to sign a letter approving the concept. Mrs. Mazar indicated that if the grant is approved, it will have to be brought to town meeting to transfer the funds. *Action: A. Mazar to contact D. Willoughby when the letter is ready to be signed. Diane to contact Damon for his signature*

T. Aicardi made and W. Aten seconded a motion to approve the meeting minutes dated February 12, 2009. The motion carried unanimously.

Members reviewed Request for Certif. of Compliance for 60 Blackstone Street. Action: D. Willoughby to find out if Harry O'Hannesian is still the owner. If so, they will do a site visit.

Members read a letter from Dennis Prefontaine of the Knox Trail Council sent to D. Tinio. He is looking for a project for a town-based, conservation-themed project. *Action: D. Willoughby to suggest the boat access to Lake Nipmuc. They may also want to contact the Lake Nipmuc Association to see if they have any projects.*

D. Willoughby voiced her concern that there would be no travel/training money budgeted per the direction of the Selectmen. Members thought the directive was for next fiscal year only. D. Willoughby noted that a department presented their budget to the Fin. Com. last week with money allotted for travel/training. She also noted that A. Holmes was not aware of the directive and said it was not requested by the Fin. Com. *Action: D. Willoughby to confirm w/M. Ammendolia the directive.*

A motion to adjourn was made at 9:06 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*Damon Tinio, Chairman
Peter Coffin, Vice Chairman*



*Timothy Aicardi
Michael Ammendolia
William Aten*

TOWN OF MENDON

**Conservation Commission
Mendon Town Hall
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Meeting Minutes of March 12, 2009

Attending: D. Tinio, P. Coffin and W. Aten; F. Lapham, Shea Engineering; and Robert Sweet, 50 Milford Street.

Meeting was called to order at 7:34 p.m. when a quorum was reached.

R. Sweet asked if he could audio record the meeting. There were no objections.

Members reviewed the RDA for 6 Nipmuc Drive. The owner would like to demolish the old bumper car building. The roof caved in from the snow. There will be no digging. The concrete pilings will be left in place. It is located ten feet off the Lake. Debris will be loaded onto trucks from Park Street. Members directed the owner to install silt fence between the building and the water line. The owner acknowledged by signing the Determination. Members signed the negative determination of applicability.

The owner of 18 Asylum Street would like to construct a 24' X 24' two-car, attached garage to the right side of the house as one faces it. Members signed the negative determination. There is no wetland impact.

D. Tinio reported that Ivan, botanist, flagged the wetland at 59 Milford Street. He used to do work for the Town of Mendon. Damon spoke with the engineer, Paul DeSimone. The wetlands are 20-30-feet, in some spots, away from the wetland than the plan shows.

D. Willoughby informed members of her discussion with P. Nadeau regarding 49 Milford Street. He said the Grant case in 1991 ruled that fill in a wetland which is left in place is a continuing violation if filling was done after 1991. Diane sent Mr. Funari a registered letter requesting his attendance at the March 12, 2009 meeting. The office has not received the green return-receipt post card.

7:50 p.m. 29 & 31 North Avenue NOI hearing continued—F. Lapham showed an area marked with a yellow line on the plan where brush will be cut to put up erosion control. W. Aten made and P. Coffin seconded a motion to accept the plan for 29 & 31 North Avenue as presented. The motion carried unanimously

Members reviewed the Request for a Certificate of Compliance for Round Meadow Brook

Subdivision which is now known as Resthaven. D. Tinio informed members that everything appears complete but has not seen it himself. Members agreed to sign Complete Certificate of Compliance but not release it until the Town Engineer signs off on it. The as-built engineering plans were given to the Planning Board.

Members reviewed Request for Certificate of Compliance for 10 Blackstone Street. An as-built engineering plan was not included. *Action: W. Aten to do site visit.*

D. Willoughby informed members that T. Hilliard called with a status of his property at 60 North Avenue. He has not finished his project due to a tight budget. He needs to spread loam. He expects it to be done after the summer. He will call Dan Lenthall when it is complete.

D. Tinio signed letter to Knox Trail Council regarding boat ramp project and suggestion of contacting S. Smith for a project to help the Lake Nipmuc Association. *Action: D. Willoughby to fill out survey the Council requested to accompany letter.*

W. Aten made and D. Tinio stepped down as Chairman to second a motion to approve the meeting minutes dated February 26, 2009. The motion carried unanimously.

D. Willoughby reported that H. Ohannesian still owns 60 Blackstone Street but is renting it. *Action: W. Aten to do a site visit. D. Willoughby will continue to hold COC until W. Aten approves release.*

R. Sweet as if Grey Development filled in wetland at 4 Morrison Drive. It is located behind the fire station. D. Tinio replied that according to the plan we have, it was not. He has not had a chance to do a site visit.

R. Sweet provided copy of recorded Certificate of Compliance for 50 Milford Street, 218-0548. He also provided a copy of cranberry bog information.

R. Sweet submitted an RDA to clean up the rocks on the side of his driveway at 50 Milford Street. He will put the fence installation on an NOI. D. Tinio directed Mr. Sweet to put silt fence at bottom of slope where work will be done. *Action: Mr. Sweet is to call D. Willoughby when silt fence has been installed for an inspection. D. Willoughby to notify P. Ghelli, abutter, that this work will be done.*

R. Sweet submitted a second RDA to remove a lilac bush near the retention pond near the street. Member agreed that the clean up of the rocks must be done prior to this RDA being approved. Mr. Sweet informed members that in the future he wants to install a dyke and is working with D. Lenthall, NRCS.

D. Willoughby informed members that she was not able to put Travel/Training in the 2010 budget due to the fact that the Finance Committee was looking for further cuts. Members asked D. Willoughby to let them know if there is a class she needs to take in the future. They will attempt to find funding.

D. Willoughby provided suggested Orders of Conditions that were provided to her at the MACC Fundamentals for Conservation Commissioners Workshop on how to write effective Orders of Conditions.

A motion to adjourn was made at 8:36 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

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 April 9, 2009

(Amended May 7, 2009)

Attending: D. Tinio, P. Coffin, T. Aicardi, M. Ammendolia and W. Aten; Cosmo & Kathy Chinappi, 1 Old Taft Avenue; Cameron Gaultitz, 1 Taft Avenue; Jane Lowell, 40 Millville Street; William Clougherty, Mass. Highway; Gillian Davies, BSC Group, Inc.; P. Ghelli, 42 Milford Street; and Robert & Laurie Sweet, 50 Milford Street.

Meeting was called to order at 7:30 p.m. when a quorum was reached.

R. Sweet asked if he could audio record the meeting. There were no objections.

Members reviewed the RDA for 7 Bates Street. The owner would like to construct decking for an above-ground pool. D. Tinio performed site visit. There would be no wetland impact. Members signed the negative determination of applicability.

The owner of 54 Bellingham Street would like to replace a deck and construct a larger one, 16' by 14', on the back of the house between the pool and sun porch. D. Tinio performed a site visit. There would be no wetland impact. Members signed the negative determination.

The owner of 25 Lovell Street needs to dig a 1.5 foot to 2-foot wide by 200-feet long trench for the wiring for solar panels. D. Tinio visited site and there would be no wetland impact. Members signed the negative determination.

The owner of 3 Puddingstone Lane would like to construct a 10' by 48' deck with poured-concrete footings off the existing sunroom. D. Tinio visited site and determined there would be no wetland impact. Members signed determination.

Cameron Gaultitz submitted RDA with a question regarding staking off Taft Avenue for the new Imperial dealership. He is concerned there is a road/access going in that will affect water flow on his property at 1 Taft Avenue. He is also concerned now that trees have been cut down that there will be more water flow. Mr. Tinio indicated that the depression will be filled, sloped down, and water will flow to Stormwater management system on Imperial site. R. Sweet asked if trees that were cut were within 100 feet of a wetland. Mr. Ammendolia said they were not. C. Gaultitz indicated that there is more water in wetland than there was before. R. Sweet asked if a MEPA review was done for Imperial. D. Tinio told him to call the Planning Board as it is under their

jurisdiction. M. Ammendolia asked if it has been determined whether trees were cut on town property. D. Tinio said the Parks Department will talk with the owner of Imperial who may be able to plant trees. The stone wall was moved to install the septic system. P. Coffin asked why it was moved. D. Tinio said it is the Parks Department's jurisdiction. M. Ammendolia looked at the site last Friday. He noted that the boundary line is straight; yet, the stone wall is curved. He does not feel the trees were removed from town property. P. Coffin said he has an issue with the stone wall being moved. R. Sweet asked if a cease and desist order can be issued until a property line is determined. T. Aicardi reiterated that it is not a Conservation Commission issue. The Town Coordinator is working the issue and any further questions should be directed to him. J. Lowell said she thinks there is a violation because the wall was moved. D. Tinio responded that the wall will be put back together where it was.

7:45 p.m. NOI hearing, Near 44 Uxbridge Road—Members reviewed plan for dredging out sediment from bottom of pond with a clam-shell bucket. Machine will stand on Nipmuc Marine and has a 50-foot reach. Sediment will be placed in a dump truck. No equipment will go on anyone's property. *Action: Mr. Clougherty will provide Con. Com. with name of contractor.*

The Chinappi's are getting silt in their yard which causes their yard to flood. Mr. Clougherty informed attendees that four-foot deep sumps were installed on Route 16. There is ledge below that depth. The curb will be curved at the hill going up to 49 Uxbridge Road. A site walk will be conducted Thursday, April 16 at 8:00 a.m. Mrs. Chinappi will be available and will e-mail Mr. Tinio photos. G. Davies said project is being done under Chapter 91 and they have a specified timeframe between July and September/October. The hearing will be continued until April 23 at 7:45 p.m.

R. Sweet asked if anything was being done with runoff from the area of Sola's Gym. D. Tinio said the DEP is working with the owners of the property.

Members discussed silt sock options for erosion control as O. Wenger sent information regarding them to the Conservation Commission. Members agreed that they prefer hay bales and silt fence as they are taller. *Action: D. Willoughby to have O. Wenger call for an inspection when his erosion control is in place.*

P. Coffin made and W. Aten seconded a motion to approve the meeting minutes dated March 12, 2009. The motion carried unanimously.

Members reviewed the Board of Selectmen Routing slips for new licenses or renewals. They agreed there were no wetland issues. D. Tinio signed the following slips: Mendon Twin Drive-In, Willow Brook, Southwick Wild Animal Zoo and Mendon Driving Range.

D. Willoughby reported that the owner of 49 Milford Street received the letter from the Conservation Commission but has not called the office as requested. He was asked to attend the scheduled March 26, 2009 Con. Com. meeting to discuss a possible wetland violation on his property. *Action: D. Willoughby to call P. Nadeau to see if the Con. Com. Can issue a cease and desist order on the owner of 49 Milford Street.* If this is possible, D. Willoughby to send a letter stating that if he does not attend next meeting, he will be getting a cease and desist order. A copy shall be sent to P. Nadeau and the BoS.

T. Aicardi noted that the detention basin near the driveway of 50 Milford Street was changed from the original plan due to excavation. R. Sweet was directed to return the detention basin to its shape indicated on the engineering plan, to fix the flared end of the pipe and install riprap. The contours on the restoration plan need to be the same as at the site. Rocks can be placed at the top of the detention pond. Loam and seed made be placed six feet out from restored area.

P. Ghelli requested that plantings be used around the dam instead of mulch per D. Lenthall's recommendation letter. Members recommended waiting one growing season (next spring) and seeing what grows on its own before any plantings are done.

8:40 p.m. P. Coffin left meeting

L. Sweet re-wrote the RDA for 50 Milford Street lilac bush removal. Owners would like to move lilac bush to opposite side of driveway, re-grade slope around retention basin and loam and seed that area. They would also like to fix flared end and install six-foot grass strip around top of slope (back side). Members signed negative determination.

Jon Rosenfeld is ready for an inspection of his silt fence at 165 Millville Street. *Action: T. Aicardi to do inspection.*

Members agreed on the following Thursday meeting dates:

May 7 & 21

June 11 & 25

July 9 & 23

D. Willoughby informed members that the Sheriff's Department will be in charge of the Annual Town Cleanup as opposed to the Lion's Club. Ann Mazar, however, will be coordinating the clean up of the town conservation land. Members agreed that D. Willoughby can work with her to involve the students at Miscoe.

Motion was made by T. Aicardi and seconded by W. Aten to go into executive session and adjourn meeting when executive session is adjourned. A roll call vote was taken. M. Ammendolia, D. Tinio, T. Aicardi and W. Aten voted affirmatively. The motion carried.

The meeting adjourned at 9:25.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*Dan 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

Executive Meeting Minutes of April 9, 2009

Attending: D. Tinio, T. Aicardi, M. Ammendolia and W. Aten.

Meeting was called to order at 9:21 p.m.

Members agreed that the topic was not appropriate for executive session.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*Dan 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 April 23, 2009

Attending: D. Tinio, P. Coffin, T. Aicardi, M. Ammendolia and W. Aten; Jane Lowell, 40 Millville Street; William Clougherty, Mass. Highway; Robert & Laurie Sweet, 50 Milford Street; J. Gilmore, 23 Hastings Street; R. Machione, 52 Mowry Street; D. Lane, 38 Vincent Rd.; R. Lareau, 51 Blackstone Street; S. Lancetta, 50 Harding Street, Uxbridge, MA.; S. Smith, 188 Providence St.; A. Dewitt, 10 Ashkins Rd.

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

R. Sweet asked if he could audio record the meeting. There were no objections.

Members reviewed the RDA for 52 Mowry Street. The owner would like to construct a 28' X 40' addition with 3-car garage. The entrance to the garage will be changed to face the street. They also need to shorten the septic tranches and add a fourth trench. Roger Boulanger will be doing the excavation. Members agreed that the work would be allowed but the owner needs to come back with a formal plan. The committee may require erosion control.

The owner of 24 Colonial Drive would like to remove the 10' X 14' deck and install a sun room of the same size. He will use techno metal posts that screw into the ground next to the existing footings. It will be one foot closer to the house. Members signed the negative determination noting that as long as no additional digging or regarding is done, there is no wetland impact.

In response to an RDA, D. Tinio informed attendees that the owners of 49 Milford Street were not filling in a wetland on the property. They were fixing the parking lot. J. Gilmore said that when T. DiPoto owned the property and wanted to expand in the back, there was a wetland there.

7:50 p.m. NOI hearing continued, Near 44 Uxbridge Road—Mr. Clougherty reported that he had a site visit with some of the members of Con. Com., the engineer, and the Chinappi's, owners of 1 Old Taft Avenue. Concern regarding flooding on Old Taft Avenue was discussed. The engineer recommended adding asphalt to raise the top of the road to meet the top of the existing curb. The Chinappi's agreed with the suggested solution. Members agreed the property must be restored to the condition that existed prior to construction. Asphalt berm must be installed to keep water off road to prevent flooding of private property.

T. Aicardi joined the meeting at 8:00 p.m.

The catch basins along Route 16 were cleaned one year ago. Members reiterated that the sumps and basins need to be monitored after construction. Mr. Clougherty informed members that the Upton Mass Highway Depot is to be called when there is a problem with drainage. Applicant must notify Conservation Commission when construction begins. P. Coffin made and M. Ammendolia seconded a motion to approve the plan for near 44 Uxbridge Road as presented. The motion carried unanimously.

Action: D. Willoughby will ask P. Nadeau if any progress has been made regarding runoff at 49 Uxbridge Road.

P. Coffin informed members that he would like an Enforcement Order written for 20 Uxbridge Road. April 12, Peter drove by the corner where the Imperial dealership is located and noticed murky water in the settling basin. Members reviewed two pictures that he took on April 20. Mr. Lancetta said that the parking lot is scheduled to be grading and binding on May 15. P. Coffin made and W. Aten seconded a motion to issue an enforcement order for owner to take corrective action to ensure filtration control is put in place to ensure stability on site. The motion carried unanimously. A copy of the Order is to be sent to Guerriere and Halnon.

8:15 p.m. M. Ammendolia left the meeting.

Members signed the complete Certificate of Compliance for Lot 1 Quissett Road. A vote had been taken at April 9 meeting; however, the Certificate was not signed.

Members received a copy of the report on Round Meadow Brook from Cullinan Engineering. As there were still unresolved issues, the Certificate of Compliance for Rest Haven Road will not be issued until punch list is complete.

Members signed the Negative Determination of Applicability for 50 Milford Street. Owner wants to clean up of rocks.

W. Aten made and P. Coffin seconded a motion to accept the meeting minutes of April 9, 2009. The motion carried unanimously.

Members discussed the renewal flea market license for the Mendon Country Gift Barn. There are no wetland issues. D. Tinio signed.

Members reviewed the Board of Selectmen Routing slips for Mendon Country Gift Barn's flea market renewal license. They agreed there were no wetland issues. D. Tinio signed.

Members discussed D. Pleau's request for a recommendation to appoint R. Sweet to the Conservation Commission. M. Ammendolia and W. Aten are up for re-appointment this year and want to be re-appointed. Members discussed that Mr. Sweet has had wetland violations in the past and he has future plans for his property that will be presented to the board. P. Coffin made and T.

Aicardi seconded a motion to support the current slate of candidates for the Conservation Commission. The motion carried unanimously.

D. Willoughby informed members that Mr. Zonghi, 26 North Avenue, would like to get his occupancy permit. His driveway has been too wet to pave. He wanted to know whether he could get a partial Certificate of Compliance. Members agreed that he needs to pave the driveway since it is so close to the wetland before a partial certificate will be issued.

R. Sweet submitted a new RDA for 50 Milford Street. He would like to create a picnic area on the left hand side of the driveway. D. Tinio to perform site visit. RDA will be put on the agenda for next meeting on May 7, 2009 so abutter can attend.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*Dan 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 7, 2009

Attending: D. Tinio, P. Coffin, T. Aicardi, M. Ammendolia and W. Aten; Robert & Laurie Sweet, 50 Milford Street; W. Angenent, 3 Spring Brook Ct.; P. Ghelli, 42 Milford St.; and F. Lapham, Shea Engineering.

Meeting was called to order at 7:33 p.m.

Members reviewed the Request for Determination of Applicability (RDA) for 3 Spring Brook Ct. Mr. Angenent would like to install a ham radio tower on a 4' x 4' X 5.5' concrete pad. It will be 70 feet from both the road and house. Members signed the negative Determination of Applicability.

R. Sweet asked if he could audio record the meeting. There were no objections.

D. Tinio informed members that he performed a site visit to 57 Milford Street. The owner would like to install a 16' X 32' inground pool off the existing deck. Members signed the negative Determination of Applicability as there was no wetland impact.

D. Tinio and T. Aicardi performed site visits to 4 Blueberry Drive. The owner would like to install a 23' X 40' inground pool and fence. There was not wetland impact. Members signed the negative Determination of Applicability.

D. Tinio informed members that he went to 5 Metcalf Drive. The owner wanted to remove down trees. There are wetlands along the side of the road and trees fell into them. The trees must be removed by hand. D. Willoughby informed owner. Members signed Determination of Applicability.

P. Coffin performed site visit to 7 Oak Hill Road. Owner wants to rebuild existing screened porch and extend ten feet out. There was no wetland impact. Members signed Determination of Applicability.

Members reviewed RDA for 20 Dudley Road and the original Eight Rod Road Subdivision Plan. Owner would like to extend existing deck off the back of the house. There was no wetland impact. Members signed the RDA.

7:45 p.m. T. Aicardi joined meeting.

7:46 p.m. NOI Hearing, 53 Kinsley Lane—F. Lapham informed members that a tight tank and gray water system will be installed. It is 33 feet off the bank of Lake Nipmuc. Members want both silt fence and hay bales installed. They want the erosion control outside of the tree line and beyond so the trees will not be removed. Applicant is to call 48 hours prior to start of excavation. F. Lapham will let D. Willoughby know who will be doing the work and shall supply contact information. P. Coffin made and M. Ammendolia seconded a motion to accept the plan with conditions. An updated plan with details is to be submitted. The motion carried unanimously. The Order of Conditions will not be released until a DEP number is issued. The hearing was closed at 7:58 p.m.

D. Tinio reported that he and T. Aicardi performed a site visit to 50 Milford Street. R. Sweet provided engineering plan for picnic area. The stumps from the cut trees need to be removed and taken off the site. Conservation Commission needs documentation showing how much was taken off site to ensure they have not been buried on site. T. Aicardi marked up plan showing where trees will be planted and what area will be loamed and seeded. Members asked for the Sweets to submit details of a construction schedule and phasing. L. Sweet will send to D. Willoughby so members can review as soon as possible. D. Tinio noted that the detention basin is almost done. The bottom isn't loamed and seeded. Banking needs to be mulched.

T. Aicardi performed site visit to 49 Northbridge Road. The owner would like to construct a one-car, detached garage on the right side of his house. The existing shed will be moved back and new garage will replace it.

P. Ghelli asked that the meeting minutes of April 9 be clarified. P. Coffin made and T. Aicardi seconded a motion to amend the minutes of April 9, page 3, first paragraph to read "plantings be used around the dam instead of mulch". The motion carried unanimously.

D. Tinio stated that P. Nadeau said the Conservation must know for sure if there are wetlands on the 49 Milford Street property before any action can be taken. M. Ammendolia said the Con. Com. needs to get a cost for doing borings testing for hydric soils. *Action: D. Willoughby to contact MACC for free legal guidance to find out who we should hire.*

D. Willoughby explained that an old version of the Enforcement Order form was used during the last meeting to draft the Order for the Imperial Dealership. That form only required a signature from one member. The new form requires a majority of the board. Since there was a motion which carried unanimously at the April 23 meeting, D. Willoughby initialed P. Coffin's signature. D. Tinio performed a site visit and there appears to be no problems. As part of that Enforcement Order P. Coffin required a report from the Engineer. He hasn't seen it yet. *Action: D. Willoughby to call Mr. Poxon.*

T. Aicardi reported that he drove by 33 Northbridge Road and observed heavy equipment near the BVW. *Action: D. Willoughby to send a letter to the owner stating it has come to the Commission's attention that he is in the buffer zone bordering a BVW. He needs to contact the office to arrange attendance at an upcoming meeting. Diane will have Tim review prior to sending.*

Action: D. Willoughby will ask P. Nadeau if any progress has been made regarding runoff at 49 Uxbridge Road. She will also get a status on Miscoe Springs' erosion control

Members reviewed the Special Conditions for near 44 Uxbridge Road Order of Conditions. Action: D. Willoughby to correct item 21. to read "to keep water on road". D. Willoughby informed members that the revision date of the plans given to the board on the closing date of the hearing was prior to the date of the original plan. She is waiting for a return call from the engineer to make sure the board has the latest plan.

W. Aten made and P. Coffin seconded a motion to accept the Executive Meeting Minutes of April 9, 2009 and Meeting Minutes of April 23, 2009. The motion carried unanimously.

Members reviewed the Board of Selectmen Routing slips for Beth White's Junk renewal license. They agreed there were no Conservation Commission issues. D. Tinio signed.

D. Willoughby informed members that she received a message from a resident on 4 Hopedale Street saying the tenant in the white farm house has built a track in the middle field and is riding a four-wheeler and ripping up the meadow which is causing erosion which is running into Muddy Brook. *Actions: D. Willoughby to bring this to Chief Horn's attention. D. Tinio to perform site visit.*

D. Willoughby also informed members that a resident had a complaint with the owner at 24 Taft Avenue. The owner does not live there but has returned to cut trees on the back of his property. She is concerned that it could be town property. T. Aicardi called the owner and asked for his property line to be staked. *Action: M. Ammendolia to perform site visit.*

P. Coffin informed members that J. Lowell was concerned that Mr. Fino on Millville Street is doing unpermitted work on the left side of his property in the back. *Actions: D. Willoughby to put on the agenda for the next meeting. She will have available for review the plan for the Imperial well that was approved for Millville Street property as well as the Order of Conditions for the pool on Mr. Fino's property. P. Coffin to have J. Lowell submit an RDA.*

Meeting adjourned at 9:05 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 21, 2009

Attending: P. Coffin, T. Aicardi, M. Ammendolia and W. Aten; Robert Sweet, 50 Milford Street; Christopher Allaire, 210 Providence Street; A. Tetreault, Highway Surveyor; Lisa & Scott Falconer, 33 Northbridge Street.

Meeting was called to order at 7:36 p.m.

R. Sweet asked if he could audio record the meeting. There were no objections.

Alan Tetreault came before members to inform them of his intention to repair and raise a pipe and install a deep sump catch basin at the corner of Taft Avenue near the Spindel's house. This will stop siltation. Members instructed him to place hay bales at the end and signed the negative Determination of Applicability.

Mr. Allaire would like to cut trees within 100 feet of Muddy Brook at his property on 208 Providence Street. He will stump and grub. Family members will be doing the work. There is a stone foundation and wall which will prevent silt from getting into the wetland. M. Ammendolia instructed Mr. Allaire to use silt fence if he believes any silt may get through to the wetland. Mr. Allaire shall call the Conservation Commission office when work begins. Members signed the negative determination.

Anne Mazar informed members that she needs a Municipal Certification from the Conservation Commission and Board of Selectmen for the Meadow Brook Woods Property. The Trustees of Reservations, Trail Riders Association and Boy Scouts have maintained town owned land in the past. W. Aten made and T. Aicardi seconded a motion to sign the Municipal Certification for Meadow Brook Woods. The motion carried unanimously. Anne believes the cabin on the property may be taken down by the Public Safety for a practice burn.

Lisa and Scott Falconer came before the commissioners in response to a letter they received from the Con. Com. regarding a potential wetlands violation on their property. T. Aicardi stopped by their property by accident looking for another location for which an RDA was filed. He noted a wetland that was behind the house possibly being filled. Scott explained that he removed boulders and Christmas trees. He filled to the top of the stone wall. He also removed trees that were dangerously close to his house. T. Aicardi instructed him to make sure silt does not go through area

where boulders were placed.

8:20 p.m. M. Ammendolia left meeting

D. Tinio performed a site visit to 10 Edward Road. The owner would like to enlarge kitchen area by 5' X 15' with a foundation off the back of the house. There was no wetland impact. Members signed the negative Determination of Applicability.

T. Aicardi performed site visit to 49 Northbridge Street. The owner would like to change the location of the one-car garage from the right side of the house to the front. Original location was approved on May 7. There was no wetland impact. Members signed the negative Determination of Applicability.

D. Tinio also performed a site visit to 37 Bellingham Street. The owner wants to construct an 11' X 20' deck on the back of the house beside the three-season porch. There was no wetland impact. Members signed the negative Determination of Applicability.

T. Aicardi visited 21 Millville St. in response to a resident's concern over a potential wetland violation. The toe of the slope near the septic break out was dug up. D. Tinio called Mr. Fino. Mr. Fino explained that his landscaper had dumped clippings in that area. Mr. Fino called the landscaper to tell him not to dump them there any more and to remove them. His tractor sunk in the dirt. Members reviewed the engineering plan for the septic system and the plan for 15 Millville Street (Imperial well). *Action: D. Willoughby to put note on calendar to have members review Request for COC for 21 Millville St. in August, 2009.*

P. Coffin expressed his concern to R. Poxon that the Conservation Commission had not received a report from the developer/engineer with a design solution in accordance with the Enforcement Order issued for 20 Uxbridge Road. Mr. Poxon responded that no one directed him to do a restoration plan. The Enforcement Order was sent to the applicant and Guerriere and Halnon. Scott Lanzetta told him that the mitigation was already done and he didn't need to do anything further. Mr. Poxon will put in writing what has been done. The catch basins have been raised and area is ready for paving. He suggested getting a wetland scientist to develop a restoration plan for across Route 16. Members agreed. P. Coffin said the construction phase was not considered in regard to handling silt. Members directed R. Poxon to keep his eye on the problem. Bob will speak with Mr. Meehan and requested a letter be sent from the Commissioners saying they would like a wetland scientist to review the impact on the wetland across the street due to the sediment.

D. Willoughby reported that D. Tinio performed site visit to 24 Taft Avenue in response to a concerned neighbor that owner was removing trees not on his property. M. Ammendolia also visited. The trees were on his property and about to fall on his house.

D. Willoughby informed members that she received e-mail from P. Nadeau saying he could not prove there was a serious problem relative to the lake caused by runoff from 49 Uxbridge Road. Therefore, they cannot do anything further.

Members acknowledged reading e-mail from F. Lapham, Shea Engineering. He is meeting with Dean Foods regarding easement for Miscoe Springs to manage erosion control.

T. Aicardi informed members that he has not visited 4 Hopedale Street yet in response to a complaint regarding 4-wheelers riding through the nearby meadow, causing erosion which is going into Muddy Brook. Mendon Police called him to see what Con. Com wanted done.

D. Willoughby informed members that she has left messages for two lawyers who were recommended by MACC for free legal advice regarding 49 Milford Street potential wetland violation. *Action: D. Willoughby to call MACC if she does not get a return call. The Commission pays yearly dues in exchange for services they offer.*

Members reviewed and P. Coffin signed junk license renewal BoS Routing Slips for David Lowell at 133 North Avenue and 4 Main Street. There were no wetland issues.

T. Aicardi made and W. Aten seconded a motion to accept the Meeting Minutes of May 7, 2009. The motion carried unanimously.

Members reviewed the Board of Selectmen Routing slips for Beth White's Junk renewal license. They agreed there were no Conservation Commission issues. P. Coffin signed.

Members reviewed a letter from Peter and Linda Hawkes regarding their sale of one building lot taxed under M.G. L. Chapter 61A. M. Ammendolia made and T. Aicardi seconded a motion to waive their right of refusal for Lot 1 Park Street. The motion carried unanimously.

R. Sweet asked if there is criterion for removing stumps. T. Aicardi replied that they are considered material or fill and cannot be in a wetland. In Mr. Sweet's case, they are part of a condition in his Request for Determination of Applicability.

Meeting adjourned at 9:20 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 11, 2009

Attending: P. Coffin, T. Aicardi, M. Ammendolia and W. Aten; F. Lapham, Shea Engineering; Robert Sweet, 50 Milford Street; Steve Comolli, President, Comolli Construction & Development; J. Pavlik, Outback Engineering.

T. Aicardi called the meeting to order at 7:35 p.m. when a quorum was reached.

R. Sweet asked if he could audio record the meeting. There were no objections.

F. Lapham presented the Request for Determination of Applicability for the Chaleki property at 94 Park Street with photos and documentation supporting his assertion that the brooks on that property are classified as intermittent streams and not rivers. An appraisal still needs to be done for the land grant. It assumes that there could be 23 lots and approximately 3600 feet of roadway. A motion was made by M. Ammendolia and was seconded by W. Aten to approve the negative Determination of Applicability for 94 Park Street. The motion carried unanimously.

Steve Commoli presented his plan for 26 Crestview Drive. M. Ammendolia made and W. Aten seconded a motion that there is no wetland impact at 26 Crestview Drive by adding a bay to the existing garage and enclosing the screened porch. The motion carried unanimously.

The owner of 1 Lowell Drive wanted to know if he needed to drill a new well whether it could be done in the 'wood chip' area on his property. His well dries up quickly. He would like to drill the current well deeper. If that doesn't solve his problem, he will need to drill in another location. Members agreed that if he does decide to drill another well, the wetland boundary needs to be marked out. The septic and wells of his and abutters need to meet Board of Health criteria. Once that is done, he will need to put silt fence and hay bales around the well before it is drilled.

D. Tinio performed a site visit to 7 Cranberry Court. The owner wants to install an 18' X 40'-inground pool in the lawn area. There is no wetland impact. Members signed the negative Determination of Applicability.

D. Tinio also performed a site visit to 11 Thayer Road. The owner would like to remove an old studio and wood shed that are attached to the house and construct a two-car garage on the right side as one is facing the house. There would be no wetland impact. Members signed the negative

determination.

Members reviewed the RDA's for 3 W. Hill Road and 88 & 92 Northbridge Road for construction of three homes. Members agreed there were no wetlands on the properties and signed the negative determination.

J. Pavlik explained that he wants to request a partial Certificate of Compliance for the roadwork and drainage in Cobbler's Knoll. He explained that the septic for the over-55 portion of the development is complete. The utilities on Ammidon Road have been installed. The existing Order of Conditions has expired. He plans to submit a new NOI for a 20-lot subdivision and no age restriction. Members agreed that the owner would have to file a new NOI before a partial Certificate of Compliance would be issued. M. Ammendolia told Mr. Pavlik that no more work can be done until a new NOI is filed.

Members reviewed the Request for an Extension Permit for Order of Conditions for 19 Cemetery Street/Lot 9. The property was in litigation; therefore, no construction has begun. The issue has been resolved. The owner is requesting a one-year extension. Members signed permit for a two-year extension of the Order of Conditions until September 6, 2011.

D. Willoughby informed members of the recommendations (attached) provided by the lawyer who provides free legal advice for MACC members. Members agreed that no further action should be taken until such time that the owner comes before the Conservation Commission requesting a permit be issued to perform work on site.

R. Sweet verbally requested to put stone down on the turnaround area. T. Aicardi directed him to let commissioners know when stumps have been removed prior to doing any more work.

M. Ammendolia made and W. Aten seconded a motion to accept the Meeting Minutes of May 21, 2009. The motion carried unanimously.

M. Ammendolia made and W. Aten seconded a motion to approve Chairman of Con. Com. to sign purchase and sale agreement for Chaleki property. The motion carried unanimously.

M. Ammendolia made motion and W. Aten seconded motion that if Chairman of Con. Com. is not available that the Vice Chairman be authorized to sign Chaleki property purchase and sale agreement. M. Ammendolia withdrew motion, W. Aten seconded, that if Chairman of Con. Com. is not available that the Vice Chairman be authorized to sign Chaleki property purchase and sale agreement. Motion carried unanimously.

Members reviewed and T. Aicardi signed Entertainment-Live/Common Vic. BoS License Routing Slip for RAD Skate Park of Mendon. There were no issues for the lessee.

Members reviewed the Petition for Zoning Variance for 30 North Avenue. The Con. Com. issued an Order of Conditions (as 28 North Avenue) on January 10, 2008. However, the members are concerned with the amount of houses using an undeveloped road and public safety.

D. Willoughby reminded members that employee evaluations are due to D. Pleau on July 15, 2009.

M. Ammendolia inquired as to whether Mr. Meehan has responded to letter sent regarding wetland restoration plan which was dated May 26, 2009. D. Willoughby answered that he has not. *Action: D. Willoughby to send M. Ammendolia copy of letter sent to Mr. Meehan regarding wetland restoration.*

R. Sweet asked Mr. Coffin why Con. Com. can direct owner of 20 Uxbridge Road to get restoration plan but cannot do so for 49 Milford Street. Mr. Coffin explained that he can see the sediment getting into the wetland across from 20 Uxbridge Road.

MACC is inquiring as to what Con. Com. foresees as the largest issue they have to deal with in upcoming year. Members responded that due to budget constraints getting information and guidance from MACC is even more important. Also, they foresee tension between Planning Board and Conservation Commission due to the inability to review plans adequately regarding Stormwater regulations.

D. Willoughby informed members that Chairman Tinio may frequently not be able to attend Con. Com. meetings during the summer months. She said Mr. Tinio wanted to know whether board was comfortable having the V. Chairman preside over the meetings or whether members should vote for a new chairperson. D. Tinio said he is still able to do site visits for RDA's, etc. Members agreed to delay making a decision until after the new appointments are made July 1, 2009.

Members agreed to review Cook's Crossing Definitive Plans as requested by Planning Board during the June 25 meeting. *Action: D. Willoughby to put on June 25 agenda.*

Meeting adjourned at 9:45 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Attachment (1)

*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 25, 2009

Attending: P. Coffin, T. Aicardi, M. Ammendolia and W. Aten,; Robert Sweet, 50 Milford Street; J. Lowell, 40 Millville St.; P. Ghelli, 42 Milford St.; and Joyce Hasting, GLM Engineering.

T. Aicardi, acting Chairman, called the meeting to order at 7:33 p.m.

R. Sweet asked if he could audio record the meeting. There were no objections.

D. Tinio performed a site visit to 18 Thayer Road. The owner wants to install a 20' X 37' -inground pool. There is no wetland impact. Members signed the negative Determination of Applicability.

Members discussed the Definitive Subdivision plan for Cook's Crossing per the request of the Planning Board. The board directed D. Willoughby to send a letter to the developer informing him that the he has no current Order of Conditions (permit) on file. No work should be taking place until a new Notice of Intent is filed by the applicant. Members will conduct a thorough review at that time. Members will be at the site inspecting to make sure no work is being done. A copy of the letter shall be sent to the Planning Board

T. Aicardi informed members that an abutter of 30 North Avenue had attended a Planning Board meeting and said the utilities were going to be put in the wetland at that location. *Action: D. Willoughby to send a letter to the engineer voicing the Con. Com.'s concern regarding how the utilities will be positioned on the lot.*

8:04 p.m. P. Coffin joined meeting.

M. Ammendolia made and P. Coffin seconded a motion to accept the Meeting Minutes of June 11, 2009. The motion carried unanimously.

D. Willoughby informed members that the Community Preservation Committee needs a representative from the Conservation Commission. W. Aten volunteered. M. Ammendolia made and P. Coffin seconded a motion to nominate W. Aten be the Conservation Commission representative to the Community Preservation Committee. The motion carried unanimously. *Action: D. Willoughby to ask T. Palmer what Bill needs to do or sign to be on Committee.*

P. Coffin informed members that he performed site visit to the 30'-pipe outlet near New England Steak and Seafood on June 12. There are still high NTU's. Silt could be coming from Phase I of Mr. Meehan's project. He also believes there could be silt in the catch basins. Members directed D. Willoughby to send a letter to Mr. Meehan and R. Poxon requesting they attend the July 9 meeting. Members want to ensure he received the May 26 letter informing him that the Commission would be hiring a wetland scientist and billing Mr. Meehan. The letter shall also state that he is in non-compliance with the Enforcement Order. The board has taken this matter quite seriously and would like to speak with the owner and his engineer in order to avoid any legal action. The board has not received the solution to silt leaving his property by May 7 nor a restoration plan by May 23 as the enforcement order required. Copies of the enforcement order, May 26 letter and pictures shall be included.

T. Aicardi reported on his site visit to 50 Milford Street to view finished picnic area. Some stumps had been removed. Others were behind the barn. R. Sweet said they are not in the wetland and came from another area. R. Sweet presented the receipts from and A. Tetreault's (4 loads with 10-wheeler) who hauled it to Cooks Landscaping (4 loads with 6-wheeler). He estimates there were 40 to 50 stumps. Members directed Mr. Sweet to have vendor correct discrepancy with truck size used. R. Sweet asked if stumps were removed in wetland can they be placed in the buffer zone. M. Ammendolia replied that the Conservation Commission has jurisdiction over the buffer zone. Decisions are made on a case-by-case basis.

8:35 p.m. J. Hasting asked for the board to informally review site plan for Lots 13 & 14 Dudley Road. There is an intermittent stream on the property. There is a culvert that runs under Dudley Road. A new wetland line has been flagged. One wetland crossing has 2600 square feet of disturbance. The area would be replicated. An embedded box culvert will be constructed and the channel will not be disturbed. Members suggested minimizing the shared-driveway width without sacrificing safety.

Members agreed to meet August 13 and 27th. Members will assess whether both meeting dates will be needed at the July 13 meeting.

Meeting adjourned at 8:53 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 9, 2009

Attending: P. Coffin, T. Aicardi, M. Ammendolia and W. Aten,; Robert Sweet, 50 Milford Street; J. Lowell, 40 Millville St; and Brandon Faneuf, Ecosystem Solutions, Inc.

T. Aicardi, acting Chairman, called the meeting to order at 7:37 p.m. when a quorum was reached.

M. Ammendolia asked if the meeting was being recorded. T. Aicardi replied that it was not.

Members reviewed Requests for Determination of Applicability for which D. Tinio performed site visits. P. Leblanc, 49 Northbridge Road is considering purchasing Lot 51 Northbridge Road to possibly build a shed. He realizes there is a retention basin on it. D. Tinio said it looked like there should be enough room but an engineering plan will need to be submitted if he decides to build anything there. Members directed D. Willoughby to send letter to Mr. Leblanc informing him there is a drainage easement on that property. When it comes time to build on the lot, a plan must be submitted and any work within 100 feet of the wetland would require review.

Applicant at 6 Cape Road requested to pour a 12'X 42' cement slab to replace a rock foundation for a structure that was removed on the driveway side of the house. D. Tinio indicated there would be no wetland impact. Members signed negative Determination of Applicability.

Members reviewed RDA for 159 Hartford Ave. E. Applicant plans to remove old wooden fence around property. He will install 200' by 25' to 30' of hay bales and silt fence running along the fence line to protect marshy area on property. D. Tinio determined there would be no wetland impact if silt fence and hay bales are installed as applicant described. No equipment is to be in the marsh area. Action: T. Aicardi to perform site visit as he is concerned the Charles River is nearby.

Members reviewed RDA for 54 Uxbridge Road. T. Hackenson (son) requested to remove a beach house that was condemned by the town. The roof is caved in. D. Tinio directed applicant to put hay bales along water line along bottom of slope across from lot line to lot line. *Action: D. Willoughby to obtain paper work from Building Department that indicates building was condemned.*

8:47 p.m. P. Coffin joined meeting.

Applicant for 66 Washington Street submitted RDA to replace addition off the back of the house.

He will be pouring an 18' X 28' foundation. There would be no wetland impact per D. Tinio. Members signed negative RDA.

P. Coffin informed members that Brandon Faneuf, came highly recommended from the Sutton Conservation Commission. Mr. Faneuf introduced himself and provided information regarding education and experience. He has looked at the Imperial site. T. Aicardi said he spoke with D. Tinio who had been in contact with D. Wang. Damon agreed that if Mr. Faneuf had qualifications to provide services in relation to Imperial silt problem, he would agree to hire him. Members agreed Brandon had the qualifications for site control. P. Coffin made and W. Aten seconded a motion to hire Ecosystem Solutions regarding the restoration of wetland adjacent to New England Steak and Seafood. The motion carried unanimously. Brandon Faneuf will report on the extent of damage the silt caused to the wetland and a proposal to fix it. *Action: D. Willoughby to inform D. Tinio. D. Willoughby to keep a record of when money from Conservation Engineering Account is spent so we can have money from General Funds transferred to replenish Conservation Engineering Account when money is reimbursed.*

Members agreed to perform site visit to Meadow Brook Woods per the Land Use Plan in early October. *Action: D. Willoughby to send letter to A. Mazar stating that according to Land Use Plan, we are planning on scheduling a site walk during the middle to late part of October as conditions will be good for walking the site. We will notify all parties concerned by late September of the date.*

M. Ammendolia made and P. Coffin seconded a motion to accept the Meeting Minutes of June 25, 2009. The motion carried unanimously.

D. Willoughby informed members that per T. Aicardi's request, she arranged for members to get ID's from Police Department to be used when conducting site visits.

D. Willoughby also informed members that she can print or e-mail Mendon Address Listings for those wanting them. T. Aicardi requested Diane to get a book from the Town Clerk and he will reimburse her. *Action: D. Willoughby to e-mail P. Coffin files.*

J. Lowell asked members if 49 Milford Street could be put on agenda for July 23 meeting per Joyce Gilmore's request. *Action: D. Willoughby to put on agenda. J. Lowell to inform J. Gilmore.*

M. Ammendolia said he received a call regarding Abe Rosenfeld's development of 54-multi-family homes. *Action: D. Willoughby to research and inform Mike of status.*

M. Ammendolia mentioned both he and W. Aten need to get sworn in. Town Clerk did not know that W. Aten was the new Con. Com Community Preservation member. M. Ammendolia directed D. Willoughby to copy BOS & T. Palmer whenever she e-mails D. Pleau.

R. Sweet provided corrected invoice from Aldore Tetreault & Sons, Inc. It now has no reference to size of truck used. It reads, "truck service – 4 lds. of stumps to Cooks".

Meeting adjourned at 8:46 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 23, 2009

Attending: P. Coffin, T. Aicardi, M. Ammendolia and W. Aten,; Robert Sweet, 50 Milford Street; J. Lowell, 40 Millville St; Joe Montecalvo, Themeli Builders; Scott Lanzetta, Lanzetta Excavating; S. Smith, 188 Providence Rd.; Joyce Gilmore, 23 Hastings St.

P. Coffin called the meeting to order at 7:34 p.m. when a quorum was reached.

R. Sweet asked if he could audio record the meeting. There were no objections.

Members reviewed Requests for Determination of Applicability (RDA) for which D. Tinio performed site visits. Applicant for 159 Hartford Ave. E. would like to construct deck & handicap ramp. D. Tinio determined there would be no wetland impact. Members signed negative determination. Owner of 143 Blackstone Street would like to replace his existing porch w/larger (26'X8') porch. M. Ammendolia also performed site visit and both determined there would be no wetland impact. Members signed negative determination. Owner of 9 Metcalf Rd. would like to remove old deck (14'X 22') and construction larger (18' X approx. 30') deck. D. Tinio determined there would be no wetland impact. Members signed negative determination. Owner of 10 Pine Needle Drive would like to construct 20' X 16' deck to replace deck removed. No one has had a chance to do site visit yet. *Action: D. Willoughby will check with D. Tinio to whom the RDA was e-mailed.*

T. Aicardi made and M. Ammendolia seconded a motion to accept the Meeting Minutes of July 9, 2009. The motion carried unanimously.

W. Aten has not received a letter from the Town regarding his appointment to Community Preservation as the Con. Com. representative and thus, has not been sworn in.

None of the Con. Com. members have had a chance to get ID's from Police Department to be used when conducting site visits. *Action: M. Ammendolia directed D. Willoughby to send a letter to Chief Horn asking to send us D. Kurczy's schedule so members can stop by to get ID's made.*

7:45 p.m. P. Coffin gave overview of occurrence of events of Phase I & II of Imperial site conditions and catch basin/discharge locations. Peter voiced his concern that there is an issue regarding capacity of pipe and drainage. There is not enough Stormwater management. M.

Ammendolia feels Themeli and Lanzetta are both responsible for drainage problems. P. Coffin reviewed Stormwater Management plan. It needs to be followed as written. Wetlands cannot be used as a settling basin. S. Lanzetta informed board that 90 percent of 'lot 1' is paved. P. Coffin said he called P. Nadeau, DEP, July 22 to inform him of siltation problem. Peter would be surprised if fines are not getting through. Peter reiterated that there is still no plan to control silt as the Enforcement Order directed which was to be delivered by May 23. P. Nadeau suggested to not direct a stop work order. He did suggest that the Conservation Commission could demand a Notice of Intent be filed or polymers, such as crystals or a flock log, be used to capture fine silts. The Stormwater Management report submitted to Con. Com. indicates there will be site inspection reports. P. Coffin said Themeli Builders should be submitting those. J. Montecalvo said he has not been documenting amount of sediment that is leaving the site per the Stormwater Management Plan. Catch basins were cleaned in April. S. Smith pointed out that one of the January 2008 Stormwater standards (BMP) was a maintenance log be kept and checked by the DEP. R. Poxon did not feel this was a standard. *Action: M. Ammendolia asked S. Smith to confirm and if she found it to be true to let Con. Com. know.* R. Poxon was under the impression that 'we are all set' according to S. Lanzetta in regard to enforcement order directives.

T. Aicardi informed members that D. Tinio was in contact with Brandon Faneuf, wetland scientist, and he wants to know if he should wait until job is done to work on analysis. Brandon and Damon were not able to find a mutually convenient day to meet.

R. Poxon explained curbing will keep water on site. His only concern is that catch basins are empty. *Action: P. Coffin and M. Ammendolia will perform site visit tomorrow morning to see if silt left the site during the pending rain storm.* R. Poxon said he has permission to on Mr. Quirk's property and would be able to install the flock log if necessary.

J. Gilmore said the fact that cat-tails are visible on 49 Milford Street property, indicates there is a wetland. She believes the owner has filled it in. M. Ammendolia made and T. Aicardi seconded a motion to send Oak Tree Supply a stop-work order where wetland is located. The motion carried unanimously. *Action: D. Willoughby is to let owner know he is in violation of the Wetland Protection Act. He needs to come in to the August 13 meeting and file a Notice of Intent. He is to be reminded he has not responded to letter he received. The DEP shall be copied.* Members cannot find any plans of the area. *Action: D. Willoughby to research the Tennessee gas pipeline that was upgraded 10 to 14 years ago. It may show Oak Tree Supply area.* R. Sweet informed members that Mr. Shane, previous owner, hired Tetreault Excavating to install perimeter drain on property.

S. Smith suggested she could write an article in the Town Crier reminding residents that there are wetland regulations to follow. R. Sweet asked what a homeowner's rights are if someone's catch basin is dumping water on the homeowner's property. J. Gilmore replied that it would involve a civil suit by the property owner.

Members reviewed the BOS Routing Slips for a New Common Victualler's License for Blackstone Valley Farmer's Market, 95 Uxbridge Rd, relocation of Deluxe pizza on Hastings St. and new Kennel License on 97 Millville Road. There were no wetland issues on any of the properties. P. Coffin signed.

Members agreed to keep both August meetings and assess need for August 27 meeting at August 13 meeting.

Meeting adjourned at 9:22 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*Damon 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 August 13, 2009

Attending: P. Coffin, T. Aicardi and W. Aten, Robert Sweet, 50 Milford Street; P. Ghelli, 42 Milford Street; S. Smith, 188 Providence Street; and Joyce Gilmore, 23 Hastings Street.

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

R. Sweet asked if he could audio record the meeting. There were no objections.

Members reviewed Requests for Determination of Applicability (RDA) for which D. Tinio performed site visits. Applicant for 10 Pine Needle Drive would like to construct 20' X 16' deck in place of old deck he removed. D. Tinio determined there would be no wetland impact. Members signed negative determination. Owner of 6 Vincent Road would like to remove overgrown vines in drainage easement. Damon directed owner to not use heavy equipment and to only use hand power tools. Owner signed acknowledgement. Members signed determination. Owner of 20 Kinsley Lane needs to remove two dead pine trees near the dock. D. Tinio spoke with owner and she is getting professional company to remove the trees and leave the stumps. Members signed negative determination. Members reviewed RDA for 11 Russell Court. Owner would like to construct a 12' X 20' screen room with a 6' X 8' deck. Damon determined there would be no wetland impact. Members signed negative determination.

R. Sweet submitted an RDA to "increase the parking lot on right side of driveway. Work is more than 100' from wetlands as shown on picnic area plan". *Action: Members to perform a site visit. D. Willoughby to put on agenda for August 27 meeting.*

Developer of 7 Leonard Rd. was issued partial COC on July 27, 2000. Complete COC was never issued. T. Aicardi has been to property and work has been completed. Members signed Complete Certificate. *Action: D. Willoughby to have G. Wellman notarize D. Tinio's signature once Gail's notary license is renewed as Diane owns this property.*

D. Willoughby asked members if they are ready to sign Complete Certificate of Compliance for 21 Millville Road as members had agreed to review in August during the May 21, 2009 meeting. *Action: Members to perform site visit to 21 Millville Road.*

T. Aicardi made and W. Aten seconded a motion to accept the Meeting Minutes of July 23, 2009. The motion carried unanimously.

Members reviewed the plans supplied by the Zoning Board for 3-5 Cape Road. Members questioned how drainage is going to be discharged into the wetland. D. Willoughby read letter written to Housing Appeals Committee from Mendon Bridlewood Subdivision's lawyer informing them that matter has been dismissed.

P. Coffin voiced his concern that the bank being built on North Avenue is installing a structure and connecting it to the highway drainage. *Action: D. Willoughby to look at plans in Planning Board office and check with Highway Dept.*

R. Sweet asked about status of site visit to 20 Uxbridge Road after heavy rain storm two weeks ago. T. Aicardi responded that the water was running clear. P. Coffin responded that he observed a small amount of silt on Route 16 but didn't examine the outfall.

D. Willoughby informed members that almost 50 percent of the postage account has been used already. M. Ammendolia had directed her to inform D. Pleau so he could inform Finance Committee that additional funds will be needed for that account.

Members reviewed Cullinan Engineering Report of Strawberry Hill Estates. He believes the Stormwater system connects to a drain in the road and empties across the street. J. Gilmore said the applicant must prove there is enough capacity.

D. Willoughby informed members that the green card was not returned indicating the Enforcement Order sent to Mr. Funari was picked up. *Action: D. Willoughby to ask D. Pleau how to have the Constable deliver a new letter asking Mr. Funari to attend next meeting on August 27. J. Gilmore to check with her lawyer to get his input on the process.*

Members reviewed Request for Extension Permit for Order of Conditions at Lot 4, 5 Morrison Drive. Members signed a two-year extension.

Members agreed to schedule Con. Com. meetings on the following Thursdays at 7:30 p.m. September 10 & 24 and October 8 & 22. Members will schedule additional meetings at an October meeting.

Members agreed that the article S. Smith wrote for Town Crier reminding residents that there are wetland regulations that must be followed could be put on the Con. Com. web site.

Members reviewed Brandon Faneuf's Site Investigation for Imperial, 20 Uxbridge Road. P. Coffin noted the report's reference to the lack of deep sump catch basins on Uxbridge Road. After reviewing the Stormwater Management Plan, Mr. Coffin also noted that the Stormwater Management Report indicates a Construction Period Pollution Prevention and Erosion and Sedimentation Control Plan will be submitted before land disturbance begins. Con. Com. has not seen this and wants to know if it was submitted to someone. Members also want to know why the Bay Saver was not installed before construction began as indicated in the plan. *Action: D. Willoughby will see if Planning Board received Construction Period Pollution Prevention*

and Erosion and Sedimentation Control. Diane will also ask Mr. Faneuf how much time it would take to quantify amount of silt in wetland and whether this information would be useful. She will also find out if and when Con. Com can expect and invoice.

R. Sweet asked how to proceed with an L-shaped dike for his cranberry bog. P. Coffin responded that he has to have a plan from the NRCS with phases listed and NRCS approval. Each phase must be completed before starting the next. *Action: Members to look at area when they do site visit for RDA.*

Meeting adjourned at 9:02 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 27, 2009

Attending: P. Coffin, T. Aicardi and M. Ammendolia; Ken O'Brien, 6 Swandale Dr.; Eric Peterson, 10 Taft Ave.; Robert Sweet, 50 Milford St.

P. Coffin called the meeting to order at 7:32 p.m.

Members reviewed Requests for Determination of Applicability (RDA). Eric Peterson explained that the owner of 26 Kinsley Lane has a fieldstone retaining wall on his property. Seventy-five to eighty percent of it has collapsed into Lake Nipmuc. Thirty to thirty-five feet need to be replaced. It is 3.5 feet tall. The bottom half of the 2' X 2' X 4'-long block will be buried. He estimates it will take one day to do the excavation and one day to put the block wall in. M. Ammendolia and D. Tinio performed a site visit. Mr. Peterson plans to dig a two- to three-foot wide trench with a small excavator and put some stone at the bottom for padding. He will put a silt fence and silt boom in the water.

R. Sweet asked if he could audio record the meeting. There were no objections. M. Ammendolia asked for copies of tapes, possibly digitally. R. Sweet will see if this is possible.

Members instructed Mr. Peterson to file a Notice of Intent. Members signed positive determination indicating such. *Action: D. Willoughby to e-mail Mr. Peterson a blank NOI form which he can forward to owner.*

T. Aicardi performed site visit at 50 Milford Street. Tim asked Mr. Sweet to mark the location he wants to make the picnic area with fluorescent paint. Members also asked him to mark up the paper plan showing the picnic area. *Action: Members to conduct site visit Saturday, August 29 at 8:00 a.m.* R. Sweet agreed to let members on his property only if he is present.

Members discussed sending letters to Messrs. Funari regarding the property on 49 Milford Street and the lack of response to the enforcement order issued and requests to attend Con. Com. meetings. The letter shall say, "It is required that you attend the September 10, 2009 meeting of the Conservation Commission. If you do not attend, we will take actions to uphold the Massachusetts Wetlands Protection Act, M.G.L. c. 131, §40. Confirm your attendance within 48 hours of receipt of this letter to avoid further action." Constable Ken O'Brien will deliver letters to the place of business that has the violation as well as the home address of Christopher Funari. *Action: D. Willoughby to e-mail K. O'Brien when letters are ready. D. Willoughby to send letter to the address for the trust that owns the property as the constable can only deliver letters to Mendon locations.*

Members reviewed R. Poxon's letter in response to Brandon Faneuf's report on 20 Uxbridge Road/Imperial site. Members agreed to do site walk, in anticipation of heavy rain, Saturday, August 29, after visiting 50 Milford Street. T. Aicardi to bring Con. Com. camera.

Members have not had a chance to perform site visit at 21 Millville Road prior to signing Complete Certificate of *Action: Members to perform site visit to 21 Millville Road.*

Members reviewed Proposed Grading and Drainage plan for 1 Hastings Street after P. Coffin questioned the drainage tying into existing storm drains on Route 16. P. Coffin confirmed they were on the plan.

D. Willoughby requested members re-sign an original Certificate of Compliance for 74 Blackstone Street. She noticed that the original Request for Certificate of Compliance had the incorrect DEP# on the top of the form which got transferred to the Complete Certificate of Compliance. Members signed.

M. Ammendolia made and T. Aicardi seconded a motion to accept the Meeting Minutes of August 13, 2009. The motion carried unanimously.

D. Willoughby informed members that Parks Dept. wanted Con. Com. members to know that someone made a fire pit off the path near the rest rooms which is on Conservation land.

M. Ammendolia made and T. Aicardi seconded a motion to allow D. Willoughby to go to a MACC conference October 24, 2009 on Enforcement. The motion carried unanimously. M. Ammendolia said it is good that the Conservation Commission Clerk is willing to attend Conservation-related conferences. The conference fee is \$90. There is sufficient money in the Con. Com. budget as there have been no hearings this fiscal year. Money allocated for monthly hearings will cover the cost.

Meeting adjourned at 9:12 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

Dan On Tini o, 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 September 10, 2009

Attending: P. Coffin, T. Aicardi and W. Aten; F. Lapham, Shea Engineering; B. Faneuf, ESI; P. Ghelli, 42 Milford, St.; J. Lowell, 40 Millville St.; J. Gilmore, 23 Hastings St.; G. Funari, 4 Oakland Terrace, Natick; C. Funari, 49 Milford St.; Robert Sweet, 50 Milford St.

P. Coffin called the meeting to order at 7:34 p.m.

Mr. Coffin informed members that he, Mike and Tim performed site visit at 20 Uxbridge Rd., Imperial site on Saturday Aug. 29. NTU's measured 40 as compared to 200 previously. The Stormwater Pollution Prevention Plan was not specific about the period during construction. The BaySaver wasn't installed at beginning of construction. Silt is still getting into wetland across the street. B. Faneuf asked whether there is silt left in the settling basin and whether it is being cleaned. There shouldn't be any new silt coming from the site. Members agreed to draft a letter, attaching photos taken on Aug. 29, to be sent to Mr. Meehan (certified) and Themeli Builders, copies sent to DEP, Town Coordinator, Planning Board and EPA. *Action: P. Coffin to supply EPA contact information.* The letter shall read:

At a site visit to 20 Uxbridge Road, Mendon, MA on Saturday, August 29, after one inch of rain, we noticed silt-laden water discharging into the wetland across the street which was coming off your site. At this point we are requesting that you clean out all the structures leading into the siltation pond, vacuum underground storage basin and clean out deep sumps and underground pipes leading into state highway system as soon as possible to prevent further siltation getting into wetland.

Notice from attached photos that there is failing protection at many of the catch basin inlets. Provide copies of all Stormwater pollution prevention control inspection reports that you have been maintaining.

The Stormwater Management Report, Imperial Plaza Uxbridge Road, as submitted to the EPA mentions a BaySaver Separation System. Was that made to be used to handle construction sediment?

Please respond to this letter before September 24, 2009 or we will require a Notice of Intent to be filed.

B. Faneuf to submit invoice to Conservation Commission.

7:45 p.m. F. Lapham presented an RDA for 61 Providence Street. The owner is replacing a septic system and needs to move the well. The owner needs to drill a new, private water supply well within 50 feet of a BVW. Silt fence and hay bales are required around the well. T. Aicardi made and W. Aten seconded a motion to approve the proposed well replacement at 61 Providence St. The motion carried unanimously.

Members reviewed Requests for Determination of Applicability (RDA) for which D. Tinio performed site visits. Owner of 105 Blackstone St. is requesting to pour a 12' X 12' concrete slab for a Jacuzzi off one of the decks. There would be no wetland impact. Members signed the negative determination.

M. Ammendolia and T. Aicardi performed site visit to 50 Milford Street for parking lot expansion. R. Sweet was directed to install silt fence along driveway. P. Ghelli requested that discussion regarding more than one issue with a piece of property be done at the same time during a meeting. Mrs. Ghelli said she read in the minutes from the last meeting that there was discussion after she left where Mr. Sweet talked about dike in the cranberry bog. P. Coffin said the Con. Com. does not have jurisdiction over NRCS-related projects. However, he will try to limit discussion when Pat is in attendance. R. Sweet said he will have drawings for anything within the 100-foot buffer and will file an NOI for the dike.

D. Tinio had determined there would be no wetland impact at 66 Millville Street by the owner installing an 18' X 40' inground pool. Members signed the negative determination.

Members reviewed RDA for 75 Northbridge Road. Owner would like to construct a 12' X 20' shed on gravel on blocks. He will not be using any heavy equipment. Members signed the negative determination.

George and Chris Funari were in attendance in accordance with the letter they received regarding a wetland violation on their property at 49 Milford Street. T. Aicardi explained that members were concerned with a wetland between the Oak Tree Supply and Taylor Rental. Chris explained to members that they replaced a four-inch pipe, which existed when he bought property, with an eight-inch pipe. It was diverting water from a stream. They created a detention basin to catch the water and sent it into a wetland in back of property. Damon Tinio had visited site and saw the area. There was another pipe draining from his property but someone plugged it up. Guerriere and Halnon had flagged the area. Owners gave permission to members to go on the site and see the plans. C. Funari asked for a copy of the RDA that was submitted by a resident regarding wetland violation. *Action: T. Aicardi to contact owner for site visit when members can be notified.* Owners requested entire board to do site visit. T. Aicardi showed owners that assessor's map indicating a stream near the property; therefore, people think there may be a wetland on the property. J. Gilmore requested that 'water from pond was going on his property and he was piping it'. B. Faneuf said that if the owner is within 100 feet of a wetland, he will have to file an RDA. He can hire a consultant to delineate the wetland.

J. Pavlik requested a three-year extension for the Order of Conditions for the shared septic system at 9 Haywood Circle. Jim reported that the system is up and running. There were 28 lots proposed. Now there will only be 20. The age restriction was lifted. They need to clean up, do landscaping

and a portion of the grading hasn't been done. There will be a new NOI for the newly designed section of the development. *Action: Members will perform site visit on to check erosion control.* J. Lowell said she would like to go on visit. *J. Pavlik to check with owner for his approval.*

Members have not had a chance to perform site visit at 21 Millville Road prior to signing Complete Certificate of *Action: Members to perform site visit to 21 Millville Road.*

Members reviewed BoS License Routing Slip for a Common Victualler License for WillowBrook. Members agreed there were no wetland issues on the property. P. Coffin signed slip.

F. Lapham explained that he is looking for an extension to the Order of Conditions (OOC) for Strawberry Hill—Road Only. Fred explained that he has been in front of Planning Board since the law suit was closed. The original NOI was filed and the hearing was opened and closed. Members signed OOC but never notified or delivered it to the applicant. The project was stopped because the Planning Board decision was appealed. D. Willoughby explained that the minutes of April 25, 2002 indicated the OOC would be issued with Planning Board's approval of the project. Planning board approval was never given. Fred spoke with P. Nadeau who said nothing is stopping the Con. Com. from issuing it. However, there could be issues if a neighbor says he/she didn't have the opportunity to appeal. P. Coffin said that wetlands have been known to change. Fred still has to file with NHESP even if they proceed under the old DEP number. The court said the Planning Board needs to work things out with the owner. The plan was revised in July. Fred will highlight the changes on a new plan and get a certified abutters list to send out notices. The hearing will be scheduled for September 24, 2009.

W. Aten made and T. Aicardi seconded a motion to accept the Meeting Minutes of August 27, 2009. The motion carried unanimously.

Members signed Certificate of Compliance for 36 Quissett Road. D. Tinio had done site visit and determined work was complete.

Members will schedule site walk for Meadow Brook in October.

Action: T. Aicardi to perform site visit to 39 Northbridge Road to ensure owner put up silt fence and hay bales as requested in a letter dated July 28, 2009.

D. Willoughby informed members that S. Smith said lake treatment could be done in July 2010 when invasive plants have grown larger. She will attend a meeting in the spring to provide details.

Meeting adjourned at 9:43 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 October 1, 2009

Attending: D. Tinio, P. Coffin, M. Ammendolia and W. Aten; F. Lapham, Shea Engineering; Dan Fleury, 82 Blackstone Street; and Robert Sweet, 50 Milford St.

Chairman Tinio called the meeting to order at 7:35 p.m. when a quorum was reached.

Members reviewed Requests for Determination of Applicability for which D. Tinio performed site visits. There would be no wetland impact at any of the sites. Owner of 34-1 Hartford Avenue East would like to construct a new house. Members signed the negative determination.

Owner of 8 Megan Court requested to construct an 18' X 42' post and beam barn. Members signed the negative determination. Owner of 3 Mill River Drive requested to construct a 10' X 20' shed on poured concrete footings. There is a detention basin in the area but it is not on this property. Members signed the negative determination. Owner of 9 White Road requested to construct a 12' X 12' addition using two-poured, concrete footings with sono tubes. Members signed negative determination.

7:45 p.m. Fred Lapham requested issuance of an Order of Conditions for four house lots in Strawberry Hill Estates. He explained that he took the recent comments from Cullinan Engineering that included label changes, and revision dates. The driveway was changed from 30 feet to 25 feet. Fred stated there were no other changes to the plan. After much discussion over how to proceed, P. Coffin made and M. Ammendolia seconded a motion to schedule a hearing for October 22, 2009 at 7:45 p.m. to issue the Order of Conditions for Strawberry Hill estates subject to notification of all abutters to voice any concerns. The motion carried unanimously.

D. Willoughby informed members that F. Lapham requested cancelling the hearing scheduled for 8:35 p.m. for 26 Kinsley Lane. It will be held October 8, 2009.

Members discussed site visit performed September 22 at 9 Haywood Circle. P. Coffin made and W. Aten seconded a motion to grant a two-year extension for 9 Haywood Circle. The motion carried unanimously. Members signed the Extension Permit for Order of Conditions.

Dan Fleury explained to members that there is a large tree on the Chalecki property that fell on the trail. He would like Troop 44 to remove it. The scouts would get funding from the Community Preservation Committee. They would also like to winterize the building, put on a new roof, and

replace the windows in the spring. M. Ammendolia made and W. Aten seconded a motion to allow Troop 44 to go to the Chalecki property to remove the tree that is on the access path to the house. The motion carried unanimously. M. Ammendolia suggested Dan get on the agenda for the Board of Selectmen meeting to let them know the Conservation Commission approved the tree removal.

Members reviewed the Request for Certificate of Compliance for 26 North Avenue. Members agreed the project was complete and signed the Certificate of Compliance.

P. Coffin reported that he visited Imperial Site and the wetland across from it after the inch of rain fell. There were 140 NTU's in the sample he took. He talked with Mr. Themeli today. Mr. Themeli realizes the catch basins need to be cleaned. Hay bales located five feet from the outfall are deteriorating more. Peter asked him to replace them.

Action: P. Coffin to perform site visits to 39 Northbridge Road for potential wetland violation and 21 Millville Road prior to issuance of Certificate of Compliance.

Members reviewed BoS License Routing Slip for a Common Victualler License for Miss Mendon Diner. Members agreed there were no wetland issues on the property. D. Tinio signed slip.

P. Coffin made and M. Ammendolia seconded a motion to accept the Meeting Minutes of September 10, 2009. The motion carried unanimously.

Members reviewed Forest Cutting Plan for Asylum Street. Mrs. Leonelli who lives on the street phoned office as she wanted to make sure members were aware there are wetlands in the front of that area.

Members reviewed information regarding ethics. P. Coffin and W. Aten signed acknowledgement form for Town Clerk. M. Ammendolia and D. Tinio will submit forms with their other boards.

Members reviewed letter from John D. Gannett, Jr. regarding releasing less than ½ mile at 31 Miscoe Rod from recreational status. No action needed to be taken.

R. Sweet asked about cutting 10 to 12, 12" diameter trees on his property so his engineer can measure to prepare a bog plan for the site. D. Tinio informed him that the engineer should be able to get in there without cutting trees. He advised him to file an NOI because it is a sensitive area.

Meeting adjourned at 8:57 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 October 8, 2009

Attending: D. Tinio, P. Coffin, and M. Ammendolia; Eric Peterson, 10 Taft Avenue; Dave Mackenzie, 159 Millville Rd.; Dan Merrikin, 2 Milliston Road, Millis, Ma.; Johanna Ferrucci, 19 Lovell St.; Michael Salvador, 161 Millville; and Gary Vecchione, 1 Henry St.

Chairman Tinio called the meeting to order at 7:47 p.m. when a quorum was reached.

26 Kinsley Lane NOI Hearing—Blocks for wall will be placed below water line onto 1 ½-inches of stone at the bottom. Contractor will clean out rocks that fell over. P. Coffin made and M. Ammendolia seconded a motion to approve construction of block wall at 26 Kinsley Lane. The outer edge of the wall shall not encroach upon the lake. The engineer must call the Con. Com. office 48 hours prior to construction beginning. The motion carried unanimously.

Members reviewed engineering plan for the Request for Determination of Applicability (RDA) for 33 Pleasant St. The owner would like to construct a new house. M. Salvador who is doing the work on the site showed members limit of work. Members stipulated M. Ammendolia made and P. Coffin seconded motion to sign negative determination with stipulation that siltation barrier must be placed at 100-foot buffer zone. The motion carried unanimously. Members signed the negative determination.

Members reviewed the RDA for 16 Blackstone Street. The owner would like to remove and replace an existing deck with a deck of the same size with poured-concrete footings. He will be using a mini excavator. D. Tinio performed site visit and determined there would be no wetland impact. Members signed determination.

8:03 p.m. D. Merrikin presented proof of abutter notification for amended plan for 163/165 Millville Street. An OOC had previously been signed. The owner would like to move the barn five feet closer to the wetland due to aesthetics on the site. He would also like to make the tennis court ten feet longer to eliminate filling and sloping. The tennis court has already been poured as hearing dates had changed twice since original request. Engineer said he realizes it may have to be dug up if board does not approve change. Owner would also like to plant trees to block out neighbor's trailer. The abutter from 159 Millville St. informed members that this house is 100 feet from the property line. He is not happy that he will be looking at a 60-foot barn from his window. D. Merrikin responded that he did lower the basement one foot as it is a walkout. The engineer offered to leave

the barn as it is located on original plan to accommodate neighbor. P. Coffin made and M. Ammendolia seconded a motion to accept the changes to plant trees and shift tennis court. The barn shall remain as approved on original Order of Conditions. The motion carried unanimously.

8:34 p.m. J. Ferrucci requested to informally ask members about relocating driveway on previously approved plan for 30 North Avenue. The church decided to not proceed with the variance. There is a buyer for the property. Changing location of driveway will require 11,000 square feet of fill. M. Ammendolia said that he would need to see the delineation on the Phipps property in the center of the plan. Members said they would not approve a new plan with relocated driveway. It would require too much replication. An attendee suggested putting the driveway in the middle of the wetland to have less replication. P. Coffin did not like the road positioned in the middle of a wetland. D. Tinio suggested going back for a variance.

Members reviewed the Request for an Extension Permit for Order of Conditions for Grist Mill Village. They granted a three-year extension until January 8, 2013.

Members will address Meadow Brook Woods site walk when more leaves have fallen. They will discuss again at next meeting.

Members agreed work at 21 Millville Street was completed in accordance with OOC. Members signed Certificate of Compliance.

P. Coffin performed site visit at 39 Northbridge Road. Silt fence has been placed 20 feet from the back of owner's machinery which is 40' to 60' from the stream. The yard is in the 100-foot buffer. Owner has also put up chicken wire along property line. *Action: D. Willoughby to obtain earth removal bylaw.*

Members reviewed and approved draft letter D. Willoughby prepared to send to K. Meehan with the invoice from Ecosystem Solutions and Wetlands Consulting, Inc. for engineering fees.

M. Ammendolia made and P. Coffin seconded a motion to accept the Meeting Minutes of October 1, 2009. The motion carried unanimously.

Members reviewed Lot F6A/101 Northbridge Road Request for Certificate of Compliance (COC). Members signed but authorized D. Willoughby to only release pending the outcome of P. Coffin's site visit. Members reviewed the Request for COC for 6 Myrtle Street. Members signed the Complete COC.

Members agreed to the following Thursday meeting dates at 7:30 p.m. November 12, December 3 & 17.

P. Coffin reported that he noticed decaying hay bales have been replaced on 20 Uxbridge, Imperial site as requested.

Members reviewed enforcement question D. Willoughby drafted regarding 49 Milford Street for MACC panel discussion. Action: D. Willoughby will send to MACC for possible inclusion for panel discussion at MACC conference.

Meeting adjourned at 9:11 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 October 22, 2009

Attending: D. Tinio, T. Aicardi and P. Coffin, Mike Landry, 106 Providence St.; Francis Irons, 81 Providence Street; Mary Irons, 91A Providence Street; and Peter Mirageas, 7 Cranberry Court.

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

Members reviewed Requests for Determination of Applicability (RDA). Owner of 16 Blackstone Street would like to construct a shed 20 feet from the deck and to the right. He requested to build the deck two weeks ago. He will use six, poured concrete footings and sono tubes. Members agreed there would be no wetland impact.

Bill, Mike & Damon performed site visit at 106 Providence Street. Mr. Landry requested to level the backyard and install a lawn about 30 feet out from where it extends now. He showed members a hand-drawn plan. Members agreed there would be no wetland impact.

Members reviewed RDA for 97 Millville Street. The owner will remove the old sign for Kamelot Kennels and dig at least one new hole with post hole digger to put up smaller sign. Members signed negative determination.

D. Tinio spoke with general contractor for 9 Cape Road who will be removing and replacing the garage. There will be a poured concrete foundation. He will also be removing the asphalt in the area where the garage will be built. The driveway in the back will be removed and replaced with grass. Damon determined there would be no wetland impact. Members signed negative determination.

Owner of 5 Powers Road would like to construct a 15' X 25' shed. The area is staked at the end of the driveway along 3 Powers Road line. He will be hand digging 15 poured concrete footings. Members agreed there would be no wetland impact.

Members reviewed Request for Extension for Order of Conditions for Route 140/Hartford Ave. E. Improvement project. The project is near completion and may need "punch list items" addressed in the spring. Members granted a one-year extension.

Members reviewed and signed Alcohol License Renewals for the following establishments:

Kristen's Variety, Lowell's Restaurant, Barry's Place, Pop N Kork, Myriad Ballroom, New England Steak House, Alicante Restaurant & Lounge, The End Zone, Mendon Wine & Spirits (renewal & relocation).

Members asked F. Lapham about status of Miscoe Springs. Fred reported that Bruce Wheeler spoke with Dean Foods. Miscoe Springs is waiting for permission to use Mr. Wheeler's property for a detention basin.

7:45 p.m. – Strawberry Hill Estates Hearing F. Lapham presented plan. Mr. Irons was concerned about drainage. Mr. Lapham showed him water flow on site. Project will need to be filed with NHESPA. There could be wood turtles on the development. P. Coffin made and T. Aicardi seconded a motion to release the Order of Conditions for Strawberry Hill Estates subject to NHESP approval. The motion carried unanimously. F. Lapham will deliver a revised plan.

D. Willoughby explained that D. Merrikin requested a letter from the Conservation Commission summarizing the vote taken on 163/165 Millville Street and referencing the site plan. Mr. Tinio read the letter Diane drafted. Members approved and signed it.

D. Willoughby provided copies of the Earth Removal bylaw requested at the previous meeting. Members agreed to discuss it at next meeting so M. Ammendolia could be part of the discussion as he requested the copies.

Members will address Meadow Brook Woods site walk when more leaves have fallen. They will discuss again at next meeting.

P. Coffin made and D. Tinio stepped down as Chairman to second a motion to accept the Meeting Minutes of October 8, 2009. The motion carried unanimously.

Members signed Certificate of Compliance for 2 Gaskill Street. The original was never recorded by the applicant.

The engineer for 7 Cape Road requested a Certificate of Compliance. The applicant will not be doing the project. Members signed the COC.

Meeting adjourned at 8:18 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 November 12, 2009

Attending: D. Tinio, T. Aicardi, William Aten and P. Coffin; F. Lapham, Shea Engineering; Robert Sweet, 50 Milford Street; Shirley Smith, 188 Providence Street.

Chairman Tinio called the meeting to order at 7:49 p.m. when a quorum was reached.

Chairman Tinio reviewed Requests for Determination of Applicability (RDA) with members. Owner of 123 Uxbridge Road plans to construct three decks on existing house. Members agreed there would be no wetland impact and signed the negative determination.

National Grid informed Con. Com. that they need to remove 2 dead trees near their power line on Kinsley Lane near the bend in the road. Applicant plans to keep wood out of the Lake. Members signed negative determination.

F. Lapham requested permission to access Lot 1 Butler Road with an excavator through the right of way to create test holes. Mike Salvador will be doing the work and will use the least invasive means. Members signed negative determination.

F. Lapham informed members that he received the final draft of the Planning Board's covenant for Strawberry Hill Estates. This must be incorporated into the final plan. Members reviewed Order of Conditions and approved with no additional conditions.

Members asked F. Lapham about status of Miscoe Springs. Fred reported that Bruce Wheeler spoke with Dean Foods. Miscoe Springs is waiting for permission to use Mr. Wheeler's property for a detention basin. P. Coffin asked whether we have been receiving reports from Miscoe Springs.
Action: D. Willoughby to contact M. Hebert for the current catch basin inspection log.

F. Lapham presented his request for an Extension Permit for Sylvan Spring's Order of Conditions. One year and eight months after the Order was issued the Army Corps of Engineers and an Indian tribe got involved. Fred explained that if wetlands are being filled in a development a water quality certification is required. T. Aicardi made and P. Coffin seconded a motion to extend the Order of Conditions three years for Sylvan Springs. The motion carried unanimously.

Members discussed A. Mazar's initial concern with forest cutting on Asylum Street. They received a subsequent e-mail from her indicating there were no issues.

Members reviewed forest cutting plan for 120 Chapin Road.

Members will address Meadow Brook Woods site walk at next meeting. They will also postpone reviewing earth removal bylaw until M. Ammendolia can attend meeting.

P. Coffin made and T. Aicardi seconded a motion to accept the Meeting Minutes of October 22, 2009. The motion carried unanimously.

P. Coffin left meeting for discussion of Lot 4 Quissett Road. D. Tinio read letter from L. Pearson regarding notice pursuant to M.G.L. Ch. 61 & 61A. T. Aicardi made and D. Tinio stepped down and seconded a motion indicating that the town is not interested in buying the Pearson property. The motion carried. *Action: D. Willoughby to send letter to Mr. Pearson asking what he plans to do on the property in the buffer. She shall also e-mail D. Pleau and Terry indicating members are not interested in property.*

R. Sweet informed members that he wants to maximize the use of his property for agricultural purposes. P. Coffin directed him to get a professional to advise him.

Members reviewed and signed BOS License Routing Slips for Class II Licenses for Certified Sales, Inc., Brian's Tire & Brake, Champney Used Auto, Copart Salvage Auto Auction, Fabbulous Motor Sales, Mendon Auto Sales, Taylor Rental, Sutfol Auto Sales, Inc., Stop & Save Auto Sales, Richie's Driveline; Class I Licenses for East Acres Recreational Vehicles, Imperial Chrysler, Dodge & Jeep, Imperial Ford, Imperial Chrysler, T&T Sales & Repairs; Common Victualler's License, Blackstone Valley Farmer's Market, Deluxe Pizza, Dino's Two, Dunkin Donuts, George's Surf n Turf, Mendon X-Tra Mart, Rebecca's Place Too, Pop's Popcorn, Miss Mendon Diner, Mendon Dance Center, Sunny Farms, RGMA Subway; Street License, ACTS Airport & Casino; Hawkers, Peddlers, Transient Vendor's License, Lambert's Flowers of Mendon, Hawkers; Lodging, Executive Manor Lodging House; Entertainment-Live, Common Vic., RAD Skate Park of Mendon; Restaurant/Common Vic, The Finest.

Members reviewed Stormwater Management packet from BOS. They noted that the EPA is initiating civil penalty enforcement.

S. Smith reported that she attended Mr. Cohen's seminar on cold water fisheries. Muddy Brook, Spring Brook and Hop Brook are the cold water fisheries in Mendon.

A Mendon resident, who is attending University of Massachusetts in Amherst, is working on a project to gain insight into town government and planning. *Action: D. Willoughby to give him P. Coffin's contact information.*

W. Aten joined meeting at 8:40 p.m.

Members discussed the lack of response to a request for a site visit from owner of Oak Tree Garden. *Action: D. Willoughby to send the owner and his son a letter requesting two possible days on a weekend 2009 when a site visit would be possible, at his convenience, between now and December 15,. Letters will be sent to the owner via certified return receipt mailing to his place of business and residence. A letter will also be sent to his son at his residence.*

Members reviewed a letter from Gary Smith regarding a 26-acre parcel available for purchase off Millville Road and Pleasant Street owned by Mr. Gannett. *Action: D. Willoughby to send G. Smith a letter saying members are not interested in the lad and do not offer their support at this time.*

D. Willoughby provided members with interesting information she learned at the Enforcement Conference.

Meeting adjourned at 8:50 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk

*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 December 3, 2009

Attending: D. Tinio, P. Coffin, M. Ammendolia and William Aten; F. Lapham, Shea Engineering; Larry Pearson, 43 Quissett Road; John McCarthy, 3 Barrows Road; Dick Skinner, 143 Hartford Ave. E.; & Walter Lewinsky, GLM Engineering.

Chairman Tinio called the meeting to order at 7:40 p.m. when a quorum was reached.

Mr. Pearson informed members that his engineer for Lot 4 Quissett Road has not decided what will be done in the wetland on that property. Mr. Pearson explained his Request for Determination of Applicability (RDA) for his property on 43 Quissett Rd. When the ground freezes he would like to cut the brush along the perimeter of the farm. His plan showed in yellow what he wants to cut down. He wants to use area for beef cattle feed and hay. He applied and got a grant for the Grassland Reserve Program. Members signed the negative determination.

Owner of 8 Providence Road removed a deck and wants to replace it with an addition. Members agreed there would be no wetland impact and signed the negative determination.

D. Tinio performed site visit at 73 Washington Street. The owner would like to construct a 25' X 50' garage, with foundation, across from his house on the opposite side of the driveway. There would be no wetland impact; negative determination was signed.

Owner of 2 Cranberry Court requested to construct a 16' X 28' addition to the middle-back of his house. D. Tinio performed site visit and determined there would be no wetland impact. Members signed negative determination.

P. Coffin joined meeting at 7:50 p.m.

F. Lapham reviewed Miscoe Springs Catch Basin Inspection Log with members. A copy had also been sent to the Conservation Commission from M. Hebert via e-mail. Fred explained that there are three pipes and two catch basins. Fred expects to have a plan in two weeks for a permanent solution for siltation problem that involves using B. Wheeler's property adjacent to site. Fred feels confident that the land deal will go through. The new plan will be presented to commissioners at 8:25 p.m. on December 17.

Members reviewed NOI plan for 5 Cape Road with Walter Lewinsky. Applicant would like to renovate the existing greenhouse building to a proposed restaurant and construct a parking area with related grading in the buffer zone. The plan meets Stormwater requirements. He will use deep sump catch basins. He is not certain if the plan has received Zoning Board approval. Mr. Skinner, abutter, voiced his concern regarding the large amount of parking spaces and with the use of salt on the parking lot. The engineer explained that runoff will be handled with the deep sump and recharged to the detention basin. Erosion will be controlled during construction with silt fence and staked hay bales. The detention basin will be made so it can be used as a settling basin during construction. P. Coffin made and W. Aten seconded a motion to approve the plans for 5 Cape Road as proposed. An Operation and Maintenance plan must be submitted prior to construction beginning. The motion carried unanimously.

M. Ammendolia made and W. Aten seconded a motion to support the removal of water chestnuts in the pond at Meadow Brook Woods. The motion carried unanimously.

Sylvan Springs overview was cancelled as resident student who requested it was unable to attend.

D. Willoughby informed members that John Lyon is looking for his Certificate of Compliance for his property on 80 Northbridge Road. D. Tinio believes that the area still hasn't been loamed and seeded and is not in good condition. *Action: D. Willoughby to ask T. Aicardi to speak with Mr. Lyon.*

P. Coffin volunteered to be the Conservation Commission representative on the Master Plan Committee. *Action: D. Willoughby to send an e-mail to members Monday morning reminding them that there is a Planning Board meeting on Monday, December 7 for the Master Plan Committee.*

Members agreed on the following Thursday meeting dates for 2010:
January 21, February 11 & 25, March 11 & 25.

M. Ammendolia informed D. Willoughby that the budget planning process for 2011 will begin soon. He directed her to level fund the Conservation Commission budget and use whatever percentage salary increase for her salary that the full-time Town Hall employees will be using.

Members reviewed the ZBA variance request for 30 North Avenue. Members agreed with the proposal because it has the least amount of impact on the wetland.

Action: D. Willoughby to send a letter to Mr. Boulanger, 39 Northbridge Road, asking him to come to the next Con. Com. meeting regarding the pile of loam on his property.

P. Coffin took a sample of water from the wetland near New England Steak & Seafood. There is still some silt present. *Action: D. Tinio will ask Imperial to clean out the pipe leading to the Bay Saver.*

M. Ammendolia made and W. Aten seconded a motion to accept the Meeting Minutes of November 12, 2009. The motion carried unanimously.

Action: D. Willoughby to call Joan Forbes to explain that the Order of Conditions for 66 Kinsley Lane needs to be recorded before work begins.

D. Willoughby informed members that J. Gilmore called to inquire what the next step will be regarding the wetland violation at 49 Milford Street if the owner does not contact the Conservation Commission for a site visit. Members agreed they would send a letter requesting Mr. Funari to attend a Conservation Commission meeting for an update.

D. Tinio initialed BOS License Routing Slip for Stop & Save. The original slip he initialed had the business name incorrectly listed as Mendon X-Tra Mart.

Meeting adjourned at 9:10 p.m.

Respectfully submitted,

Diane Willoughby
Administrative Clerk