

Town Clerk

Weymouth Conservation Commission

Council Chambers, Town Hall

December 08, 2010 Meeting

Present: George Loring, Chairman

Steve DeGabriele, Vice-Chairman

Scott Dowd, Commissioner

Adrienne Gowen, Commissioner

Not Present: Laura Harbottle, Commission Clerk

Also Present: Mary Ellen Schloss, Administrator

Recording Secretary: Patricia Fitzgerald

Cmmr. Loring called the December 8th, 2010 meeting to order at 7:00 PM in the Council Chambers at Weymouth Town Hall.

Minutes

Minutes from Oct. 13th and Oct. 27th, 2010 were tabled until the January meeting.

Notice of Intent

17 & 21 Woodbine Road

Continued Hearing

DEP File #81-1078

Cmmr. DeGabriele moved to re-open the public hearing, Cmmr. Dowd seconded. UNANIMOUSLY VOTED.

At the request of the applicant, the Notice of Intent hearing was continued to January 12, 2011.

Cmmr. DeGabriele moved to continue the public hearing, Cmmr. Dowd seconded. UNANIMOUSLY VOTED.

Enforcement Order
45 Mathewson Drive
DEP File #81-124

Ms. Schloss reported the trailer has been moved and the Jersey barrier extended, as requested. The silt fence is still up and the erosion control blanket is sticking up a little bit in places. Even so, Ms. Schloss recommended it be closed out but wants to wait until the silt fence is removed before issuing a final compliance letter.

Cmmr. DeGabriele moved to indicate Compliance with the Enforcement Order issued May 26, 2010 for 45 Mathewson Drive, Cmmr. Gowen seconded. UNANIMOUSLY VOTED. Commissioners agreed that the compliance letter should recommend that the owner extend the Jersey barriers even farther, and remove debris at the top of the slope to prevent additional encroachments that would bring them back before the Commission.

Discussion

The Dec. 3rd Resource Agency Meeting was held and it seems the Town is uncomfortable with the restoration of fish passage to Great Pond and wants to focus on Whitman's Pond. Cmmr. Dowd reported that the (2) hour discussion, that focused on how to eradicate invasive plants, included herbicide treatment versus pond drawdown, but a firm plan was not determined.

The Commission also discussed the option of aeration and Cmmr. Dowd suggested Ms. Schloss talk to Aquatic Ecosystems. Ms. Schloss suggested that perhaps they could apply for a Grant for aeration.

Cmmr. DeGabriele commented that if Great Pond is not an option then a long range plan for Whitman's Pond may be needed. He said he would rather see money spent to find a combination of cures to get more 'bang for the buck' and perhaps they could secure a Grant for finding the best management options for maintaining the pond.

Cmmr. DeGabriele wondered if drawdown plus dredging is an option; if it isn't determined why plants are growing they'll just come back.

Ms. Schloss said there were a lot of studies done on the Pond and in 1983 Metcalf and Eddy looked at all the options.

Cmmr. DeGabriele said even (20) year old data would be helpful.

Ms. Schloss asked if the Commission should apply for the Water Quality Grant; all agreed there may not be enough time available to do the work required.

Other Business

1. MWRA Great Esker Park restoration is being proposed. There will be a new contractor coming the week of Dec. 13th to dig a couple of borings (through the asphalt) to see if there is ledge. Ms. Schloss asked the Commission that if it is in the buffer zone, would it be permissible to proceed under the minor project provision for the work in the buffer zone; 310 CMR 10.02(b)(1)(g). The Commission responded 'yes'.
2. A Notice of Intent for repair of Washington St. sluice gate was handed out for the next meeting. There was an existing Order of Conditions for construction of new gate (which failed) and new intake pump screen from 1995/96; the DPW never closed it out. There is no as-built; Ms. Schloss has spoken to Engineering, telling them a Certificate of Compliance needs to be certified by an engineer. They need to go forward to repair the gate; they can certify the gate above the water.
3. Request for Determination needs to be prepared in-house, as the application is from the Town. Braintree and Weymouth got a Public Works Grant for Weymouth Landing "streetscape" improvements.
4. Brad Hawes Conservation Restriction – Ms. Schloss is reviewing and Cmmr. Harbottle is likely reviewing for CPC.

Conservation Report

1. Open Space and Recreation Plan – Jim Clarke asked if the Commission would be willing to do an exercise at the January meeting and will want the Conservation Commission to review the draft plan. Ms. Schloss asked everyone to do the survey that is available on the Town website 12/13 through 1/14/11.
2. Ms. Schloss met with Carl Ericson to do an inspection at Weathervane Golf Course. A Certificate of Compliance was requested of them again; they need to get it before Spring. Cmmr. Dowd suggested it would be better to send a letter to put him on notice; Ms. Schloss agreed.
3. Alexan case – superseding order received from DEP, saying work is all in buffer zone and local jurisdictional only and not subject to the Wetland Protection Act. Decision has been appealed by Marques and an adjudicatory hearing has been requested; the Superior Court hearing has been rescheduled for Jan. 26th.
4. Pond Street construction looks good; weekly inspection reports are being received.

5. Kibby property house has come down – it will become publicly owned park land. It is thought it will be managed by the state as part of Abigail Adams.

Enforcement

- Richards Auto Service, Main St. next to So. Weymouth T station: Fill has been removed where it had been pushed into the wetlands and buffer zone for a dirt bike track. The area is being allowed to grow back and will be re-inspected in the Spring.
- 100 Essex Street/Lot 8 will be the Commission's next case. There's a Notice of Intent pending and there is a lot of water is coming in from the wetlands detention basin in back. They never came back for a Certificate of Compliance for the detention basin (for the entire sub-division); DPW doesn't want it and doesn't want to maintain it.

Cmmr. DeGabriele commented that the 25 ft. buffer needs to be discussed with new the regulations.

- 328 North Street: They have requested a continuation; they were not ready for tonight's hearing but they have found a company to remove the debris and a survey will be done to determine the extent of the dumping. The survey should indicate whether their neighbor also had debris dumped on their property within the wetland buffer zone.
- 65 Park Avenue West: Ms. Schloss has talked to Dana Morgan and they are aware erosion controls need to be maintained and they still need to come back before the Commission in the Spring for an inspection. Cmmr. DeGabriele suggested the Commission needs to put this in writing.

Adjournment

Cmmr. DeGabriele moved to adjourn the meeting at 9:00 PM and to meet again on January 12, 2011 at Town Hall in Council Chambers, seconded by Cmmr. Dowd. UNANIMOUSLY VOTED

Respectfully submitted,

Patricia Fitzgerald

Approved:

Laura Harbottle, Conservation Clerk

Date