



Minutes of The Danvers Conservation Commission Thursday, May 9, 2013 Danvers Senior Center

The Danvers Conservation Commission held a public meeting on Thursday, MAY 9, 2013, at the Danvers Senior Center, located at 25 Stone Street, Danvers, MA 01923.

Members present: Jeffrey Cary, Member
Michael Splaine, Member
Tom Manuel, Member
Neal Waldman, Member
Lisa Austin, Member
Matthew Lallier, Member

Members absent: William Glynn, Chairman

Staff present: Kristan Farr, Planner
Janell Powers, Secretary

Tom Manuel opened the Conservation Commission meeting at 7:08 p.m. with a reading of the "Commission Statement."

New Business:

Splaine mentioned for the commission, that he would like another workshop from Farr. Farr stated that the ethics test needs to be done online and turned into the town clerk, she sent the link out to everyone.

Cary asked why Farr's memo stated that the Town likes each lot done separate. Farr stated that the other lots not in the wetlands need not to be tied into the Order of Conditions. The roadway will be done as one filing. The homes in the buffer zone are generally brought before the Commission by the contractor and then closed out by the owners. The Town likes to see them filed separately.

Farr mentioned that at the meeting on the April 23rd, they closed out 58 River Street for the seawall and there was not a DEP File Number yet. They need to re-open it and re-close it.

Lallier motioned to re-open the Public Hearing for DEP File No. 14-1225 for 58 River Street since it was closed without a DEP number at the last meeting. Waldman seconded. Austin abstained. Manuel voted nay. Cary was in favor and the motion carried.

Lallier motioned to close the Public Hearing on DEP File No. 14-1225 for 58 River Street. Waldman seconded. Austin abstained. Manual voted nay. Cary was in favor. The motion carried.

Lallier motioned to issue an Order of Conditions for DEP File. 14-1225 for 58 River Street. Waldman seconded. Austin abstained. Manual voted nay. Cary was in favor and the motion carried.

Splaine mentioned that Nancy McCann stated that they need four votes as a majority. Should they change to have two alternates, this would alleviate the problem of quorums. Farr will get a definitive

answer. The Danvers Town by-law states something different. Farr will check with Town Counsel and get back to them. Farr stated in order to change how many members they have it has to go through the proper process. Manuel stated that they have to have a subcommittee and re-write the by-law and then it would go before town meeting. Austin would like Farr to check in on the 5 members. Austin stated being on the Commission takes a lot of time and effort. They are trying to address the quorum problem. Farr stated if this has to go to town meeting, you have to have a hearing on this and discuss the pros and cons at that time. Farr asked them to send their specific questions & comments and she will ask the Town Counsel.

Minutes:

January 24, 2013; February 28, 2013; March 28, 2013; April 11, 2013; April 25, 2013; May 2, 2013

Splaine motioned to January 24, 2013, February 28, 2013, and March 28, 2013 meeting minutes. Lallier seconded. All were in favor and the motion carried.

**Request to re-open Public Hearing [310 CMR 10.05 (4)] – NOI
Pickering Street; DEP File No. 14-1222**

Applicant, Rick Rodgers, Town Engineer from the Town of Danvers was present. Dwight Dunk and Robert Parsons from CDM Smith were also present. Dunk was present and requested to re-open the public hearing to address the DEP comments.

Austin motioned to re-open DEP File No. 14-1222. Lallier seconded. All were in favor and the motion carried.

Dunk stated that they provided comments to DEP comments. The only change was on the upstream inlet would be scaling back the riprap. They originally had more rip rap. This is still 6 x 6 interior and 8 x 8 exterior. DEP asked them to consider the bottomless culvert. The reason they do not want to is to not expose the utilities below which a bottomless culvert would do. There is water below and sewer is above it. Dunk stated that they cannot go deeper because of site restrictions. If the contractor uses a slope to trench the sides, they go 10 feet deep 1 x 1. They have an existing manhole and a driveway. If they go deeper, they must go wider and get into water main constraints. The timing is to get this under construction and get this in the summer months so that the school buses are not driving over this during construction. Dunk explained that they look at these on a case by case basis. Parsons replied to Cary that they have only done box culverts. They will be providing information to meet standards on the next project. They wanted to match the flow and match the existing culvert. They are trying to match them. If they increase the size of one, it could increase flow at other locations. They may not have this same constraint at other culverts. They did a town wide study a few years back. They used that study to replace in kind for this particular culvert. The reason for replacing this is that it is failing. They need to do a full replacement because of being a public safety issue. They want to replace it and do it in a quick fashion to stabilize the road in this area. This water shed is flashy and happens quickly. Austin would not like to disturb more than necessary and is happy that they are not increasing the flooding downstream. Parsons stated that may have to remove some existing brush. They wrote that the contractor will have to have the Commission's & Engineer's approval. They are trying to minimize tree removal. Anything regarded will be seeded and stabilized. They tried to take all this into consideration. Parsons stated that they try to be as thorough as possible in the planning stage. The next one is going to have to be more capacity. Culverts are confined. The proposed is to match the existing.

Austin motioned to re-close the Public Hearing for DEP File. 14-1222 with drawing 1 with the same conditions that were originally proposed. Manuel seconded. All were in favor and the motion carried.

Continued Public Hearing/By-law only [310 CMR 10.05 (4)] – NOI
128R Water Street

Jeff Bunk, Applicant requested this to be continued in writing prior to the meeting until May 23, 2013.

Public Hearing [310 CMR 10.05 (4)] – NOI
195-197 Centre Street; DEP File No. 14-1224

Applicant, John & Gordon Thomson of Thomson Development Corporation were present. Jesse Blanchette from Griffin Engineering was present to represent the proposed subdivision for them. Tom Manual recused himself. Blanchette described this as a proposed 4 lot subdivision, currently proposed of 3 homes. It is also 1.97 acres currently. The 195A parcel contains a large grassy area and a wooded area and a wetland. The municipal utilities will be underground. The roadway profile follows the watershed. The proposed water management is 2 catch basins at the start of the street to the end of the street with 3 catch water basins that go into a system with 20 storm tech chambers. There is a system to regulate the flow. There is a level spreader that is about 20 feet wide. The level spreader is 25 feet from the wetland. They will be installing erosion controls. Blanchette stated that there were no comments issued from DEP. The house on Parcel 195 is planned to be demolished. They will be taking land from 197. Austin asked if there is anyway to move the residences further from the 100 foot line. Jesse replied that the driveway would not work so well if they did. They have played with placing the homes different places and this was the final proposed.

The Commission would like a site visit. Lallier would like the 100 foot to be staked out and the cul-de-sac and where the residences will be. Austin would like to see where the water shed will go to the catch basin. They will go on Saturday, May 18th at 9:00 a.m. for a site visit. Tom Manuel as an abutter asked if he can go on the site visit. McCann stated it is not open to the public, it is only for the Commission Members. McCann stated it is a liability issue. Tom Manuel stated that they can park at 187 Centre Street, it is his house.

Sandra Kesting, 188 Centre Street, is also concerned why they are in the wetlands and if they could move them further away from the wetlands.

Lallier stated if you remove the culdesac you can move the lines and lots and where the homes are being placed. It is primarily for the turning radius for a fire truck, Nancy McCann stated.

Lallier motioned to continue the Public Hearing for DEP File No. 14-1224 and to schedule a site visit on May 18th at 9:00 a.m. Waldman seconded. All others were in favor and the motion carried.

Adjournment:

Waldman motioned to close the meeting and adjourn at 8:40 p.m. Manuel seconded the motion. All were in favor and the motion carried.