

Town of Westwood
Commonwealth of Massachusetts

Stephen David, Chairman
Todd Sullivan
Vesna Maneva
Debra Odeh
Grace Weller
R. J. Sheer
Elias Fares



Karon Skinner Catrone, Conservation Agent
kcatrone@townhall.westwood.ma.us
(781) 251-2580

CONSERVATION COMMISSION

**Conservation Commission Meeting Date:
Wednesday, December 14, 2022
Minutes**

7:00 p.m. - Call to Order

The Westwood Conservation Commission meeting of Wednesday December 14, 2022, at 7:00 PM. is being held through Zoom pursuant to Governor Baker's June 16, 2021, Order extending Certain Provisions of the Open Meeting Law MGL C. 30A, §18, and an extension to allow for remote participation until July 15, 2022; the December 14, 2022, [Conservation Commission Meeting](#) will be conducted via remote participation by the Board.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/84375659776?pwd=OTBxR0NYV2cyMzUzN0tPaVJKVTQzQT09>

Passcode: 682742

Or One tap mobile :

US: +19292056099,,84375659776# or +13017158592,,84375659776#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 929 205 6099 or +1 301 715 8592 or +1 309 205 3325 or +1 312 626 6799 or +1 646 931 3860
or +1 507 473 4847 or +1 564 217 2000 or +1 669 444 9171 or +1 669 900 6833 or +1 689 278 1000
or +1 719 359 4580 or +1 253 215 8782 or +1 346 248 7799 or +1 360 209 5623 or +1 386 347 5053
or 833 548 0276 (Toll Free) or 833 548 0282 (Toll Free) or 877 853 5257 (Toll Free) or 888 475 4499
(Toll Free)

Webinar ID: 843 7565 9776

The following members are present: Stephen David, Chairman, Todd Sullivan, Debra Odeh, Elias Fares, and Grace Weller. Absent are Vesna Maneva and R.J. Sheer. Conservation Agent, Karon Skinner Catrone is also present. Mr. David announces this meeting is being recorded.

Action Items:

1. 76 Thatcher Street – DEP #338-0271 – Request for Certificate of Compliance – O’Leary – Ms. Catrone states this project was completed in 2000. The Notice of Intent included renovations to the existing barn into living space, construction of a deck, extension of water and sewer lines, construction of a gravel driveway and a wetland replication area. I inspected the site on 12/12/22 and found the area stabilized. The wetland replication area had some Bittersweet growing along the edge. The contractor has agreed to remove the Bittersweet.
Motion made by Mr. Sullivan, seconded by Ms. Odeh, to issue a Certificate of Compliance with the condition the Bittersweet is removed. Unanimous.
2. 92 Pine Lane – DEP #338-0722 – Request for Certificate of Compliance – Morrissey – Ms. Catrone states the Order of Conditions was for an addition and patio. The project was approved with an infiltration system and a rain garden. The project was completed last month. There is a requirement under “requirements for a Certificate of Compliance” in the Order of Conditions that the plantings have a 75% success rate after two years. The infiltration system and rain garden have been installed and are functioning. The lot is stabilized.
Motion made by Mr. David, seconded by Ms. Weller to continue to May 10, 2023. At which time Ms. Catrone can go back and check the health of the required plantings. Unanimous.

3. 290 Summer Street – DEP #338-0721 – Request for Minor Modification – Esposito – Present is Drew Haughton of Legacy Engineering. Mr. Haughton states the applicant has reconfigured the shape of the house and pool resulting in a decrease in the amount of impervious by 1,285 sq. ft. The limit of work has not changed.
Joseph Previtera requests information regarding the Operation and Maintenance plan.
Ms. Catrone she can provide this information tomorrow.
Motion made by Ms. Weller, seconded by Mr. David to issue a Certificate of Compliance. Unanimous.
4. 94 Gay Street – DEP #338-0713 – Request for Certificate of Compliance – O’Neill – Ms. Catrone states the Order of Conditions was approved for the construction of a 507 SF addition and replacement of an asphalt to porous paver courtyard. The gutters are tied into two drywells, located on the side and front of the property which were inspected at the time of installation. All plantings appeared to be healthy at the time of inspection.
Motion made by Mr. David, seconded by Ms. Weller to issue a Certificate of Compliance for 94 Gay Street. Unanimous.

Public Hearings:

510 Far Reach – Stormwater Land Disturbance – Cabral – Continued from 11/9/22

The construction of a new single-family house and landscaping

Ms. Catrone states the applicant has requested a continuance to the January 11, 2023 meeting at 7:00 pm.

Motion made by Mr. David, seconded by Mr. Sullivan to continue this hearing to January 11, 2023 at the request of the applicant. Unanimous.

490 Gay Street – ANRAD –DEP #338-0? – Petrozzi – Continued from 11/9/22

Wetland boundary confirmation

The Commission opened the public hearing and reviewed copies of the Abbreviated Notice of Resource Area Delineation (ANRAD) for 490 Gay Street, including the following:

1. DEP form 4A Abbreviated Notice of Resource Area Delineation submitted on October 11, 2022 by Lou Petrozzi of P.T. Really Investors LLC, 2 Warthin Circle, Norwood MA 02090, including fifty-two (52) pages;
2. Plan – WETLAND DELINEATION PLAN ‘490 GAY STREEET’ WESTWOOD, MASSACHUSETTS submitted by GLM Engineering Consultants, Inc., dated September 21, 2022, including one (1) page;

Present is Lou Petrozzi of P.T. Really Investors LLC, 2 Warthin Circle, Norwood MA 02090.

Mr. Petrozzi states he is requesting approval of the wetland and riverfront. Ms. Catrone has reviewed the line. We have revised the plan to reflect her requested changes.

Ms. Catrone states she was unable to review the riverfront area in the rear due to flooding and she needs to return to the site to review the area on the other side of the path and in the area of flag CG-15, which she requested be reflagged.

Mr. David asks Mr. Petrozzi if he owns any other lots in the area of this lot.

Mr. Petrozzi states he does not but we are here to discuss the ANRAD.

Luke Legere, Esq., McGregor and Associates PC, of 15 Court Square, Suite 660, Boston, MA 02108, is present and states he is representing Duncan and Ellen McFarlan, owners of the property immediately east of 490 Gay Street. He explains that Purgatory Brook extends onto their property and is a high value perennial stream.

Brandon Faneuf, PWS, of Ecosystem Solutions, Inc. of 100 Centerville Road, Warwick, RI 02886 is present and states the report from the applicant’s wetland consultant does not show how mean annual high water mark was determined, there are errors on the DEP Data Forms, the revise buffer zone is not shown on the plan and he believes the bank is not shown correctly on the plan.

Ms. Odeh states this raises enough concern to require a peer review consultant take a look at this line.

Mr. Fares asks how this impacts abutters.

Mr. Legere states, until we determine the correct resource areas it is difficult to say. Flooding and high water could be an issue.

Mr. Pretrozzi states he understands the comments from Mr. Legere but Ms. Catrone has been out to the site several times. She has approved the line. (As stated above she was unable to review the entire line.)

Motion made by Mr. David to approve the ANRAD with the exception of the questionable areas which are the rear portion of the bank and wetlands in the area of the culverts.

No second. Motion fails.

Motion made by Ms. Odeh, seconded by Ms. Weller, to require a peer review consultant review the resource areas shown on the plan and to continue the hearing to January 11, 2023. Unanimous.

131 Bay Colony Drive - Notice of Intent –DEP #338-0? – Hess

In-ground swimming pool

The Commission opened the public hearing and reviewed copies of the Notice of Intent (NOI) for 131 Bay Colony Drive, including the following:

1. DEP form 3 Notice of Intent submitted by Colonial Engineering, Inc. of 11 Awl Street, Medway, MA 02053 submitted on November 23, 2022, including twenty-three (23) pages;
2. Plan – PROPOSED POOL PLAN OF LAND IN WESTWOOD, MA submitted by Colonial Engineering, Inc., dated October 11, 2022, including one (1) page;

Present is Paul DeSimone of Colonial Engineering, Inc.

Ms. Catrone explains there was required planting in 2016 for vegetation removal within the 35-foot buffer. There is no work proposed within the 35-foot buffer associated with the proposed project.

Mr. David states we cannot issue an Order because there is no DEP file number. He states the plan should show a compost sock and orange construction fence and infiltration for seasonal drawdown.

Motion made by Mr. David, seconded by Mr. Sullivan to continue this hearing to January 11, 2023 at 7:00 pm. to allow the applicant to make required changes to the plan. Unanimous.

110 Arcadia Road – Request for Determination – Musto – Continued from 11/9/22

Clearing of trees and brush.

The Commission opened the public hearing and reviewed copies of the Request for Determination of Applicability (RDA) for 110 Arcadia Road, including the following:

1. DEP form 1 Request for Determination of Applicability submitted by Craig Cygawnoski of Rim Engineering Co, Inc. of P.O. Box 32 Mansfield, MA 02048 submitted on October 4, 2022, including seven (7) pages;
2. Plan – PROPOSED LAND CLEARING 110 ARCADIA ROAD IN WESTWOOD, MA submitted by Rim Engineering Co., Inc., dated October 4, 2022, including one (1) page;

No one is present for the hearing.

Mr. David states he spoke with the owner and he will be filing to build a new house and pool on the site under a land disturbance permit and would like to start with the land clearing. The owner would like to cut down five (5) trees and is proposing eight (8) replacement trees.

Ms. Weller and Ms. Odeh ask why the Commission would allow the applicant to cut down mature trees to plant new trees.

Motion made by Mr. David, seconded by Mr. Sullivan to continue the hearing to January 11, 2023 at 7:00 to allow the applicant to be present to answer the Commission questions. Unanimous.

7 Little Boot Lane – Notice of Intent –DEP #338-0? – Champion – Continued from 11/9/22

Addition

Ms. Catrone states this hearing cannot be closed due to lack of DEP file number.

The applicant's representative is not present.

Motion made by Mr. David, seconded by Mr. Sullivan, to continue this hearing to January 11, 2023 at 7:00 pm. Unanimous.

Approval of Minutes: Consideration of minutes for the meeting of October 12, 2022.

Motion made by Mr. David, seconded by Ms. Weller, to approve the minutes of the October 12, 2022 meeting. Unanimous.

Approval of Minutes: Consideration of minutes for the meeting of October 26, 2022.

Motion made by Ms. Odeh, seconded by Ms. Weller, to approve the minutes of the October 26, 2022 meeting. Unanimous.

Motion made by Mr. Sullivan, seconded by Ms. Weller, to adjourn the meeting. Unanimous.

Upcoming Meeting: 1/11/23

Note: Agenda items and order subject to change