

June 24, 2020 Conservation Commission Transcript - Raw

WEBVTT

1

00:00:00.000 --> 00:00:00.900

Stephanie Danielson - Chair: I'm calling

2

00:00:00.960 --> 00:00:03.659

Scott Faria: This June 24 2001 to go

3

00:00:04.230 --> 00:00:06.690

Stephanie Danielson - Chair: Meeting of the Brockton.
Conservation Commission.

4

00:00:07.830 --> 00:00:16.650

Stephanie Danielson - Chair: To order. I'm Stephanie Danielson,
and I am the chair of the Commission, this meeting is being
recorded and in accordance with governor's

5

00:00:17.190 --> 00:00:28.200

Stephanie Danielson - Chair: With the governor's order suspending
certain provisions of the Open Meeting Law general law chapter 30
a section 20 relating to the 2020 Novo

6

00:00:28.620 --> 00:00:39.810

Stephanie Danielson - Chair: Corona virus outbreak emergency the
June 24 2020 public meeting of the Brockton. Conservation
Commission shall be physically close to the public to avoid group
congregation

7

00:00:41.400 --> 00:00:50.070

Stephanie Danielson - Chair: Real Time public participation and
comment can be addressed to the Conservation Commission realizing
the zoom virtual meeting software for remote access

8

00:00:50.520 --> 00:00:57.510

Stephanie Danielson - Chair: This application will will allow
users to view the meeting and send a comment or question to the
chair via the Q AMP a function

9

00:00:58.140 --> 00:01:10.980

Stephanie Danielson - Chair: Submitted text comments will be read
into the record at the appropriate points in the meeting. For
those of you joining us by phone. If you want to ask a question,
press nine to raise your hand and you'll be acknowledged.

10

00:01:12.090 --> 00:01:23.970

Stephanie Danielson - Chair: A copy of the recording and transcript will be posted to the city's website within 72 hours all votes will be done via roll call to ensure account accuracy.

11

00:01:24.540 --> 00:01:35.130

Stephanie Danielson - Chair: Quorum call board members please respond in the affirmative, to indicate your press your attendance at this meeting. Stephanie Danielson I Joanne segment.

12

00:01:35.340 --> 00:01:37.380

Stephanie Danielson - Chair: I Bonnie sparks.

13

00:01:39.960 --> 00:01:40.620

Pam Gurley - Staff: Is here.

14

00:01:40.980 --> 00:01:42.330

Bonnie Sparks: Ani I

15

00:01:42.630 --> 00:01:43.920

Stephanie Danielson - Chair: Know. Okay, thank you.

16

00:01:44.490 --> 00:01:44.970

Bonnie Sparks: And, sorry.

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00:01:45.120 --> 00:01:54.240

Stephanie Danielson - Chair: That's all right. Luciano Searcy is not attending this evening with three Members voting in the affirmative, I declare, we have a quorum.

18

00:01:55.500 --> 00:02:02.070

Stephanie Danielson - Chair: Okay. Am I supposed to read all the what we have on the agenda to. You don't think I did that last week.

19

00:02:05.280 --> 00:02:14.670

Stephanie Danielson - Chair: I'll quickly review the agenda on tonight's agenda, we have an extension request for thorny league golf course a notice of intent for plot one leech Avenue.

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00:02:15.270 --> 00:02:26.040

Stephanie Danielson - Chair: And notice of intent for 166 East Ashland Street. Notice of Intent map 142 plus 383 Quincy street a request for determination.

21

00:02:26.550 --> 00:02:47.970

Stephanie Danielson - Chair: For 53 Baker Street a request for minor change 940 Belmont Street. That is the VA hospital a request from minor change 2020 Main Street and and we have Enforcement Order ratifications and those enforcement orders of Belmont 940 Belmont 2020 Main Street.

22

00:02:49.740 --> 00:02:53.160

Stephanie Danielson - Chair: Oh no, those are request for minor changes. Okay, nevermind.

23

00:02:55.380 --> 00:03:03.030

Pam Gurley - Staff: 160 60 Ashlyn has asked to be continued to the July 15 meeting.

24

00:03:03.960 --> 00:03:11.520

Stephanie Danielson - Chair: Do I have a motion to continue 166 CS Ashlyn to the next meeting, July 16

25

00:03:12.000 --> 00:03:13.470

Pam Gurley - Staff: I'm shipping.

26

00:03:14.340 --> 00:03:15.780

Stephanie Danielson - Chair: Is July 15th.

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00:03:17.070 --> 00:03:20.610

Stephanie Danielson - Chair: All in favor by roll call. Stephanie Danielson I

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00:03:21.270 --> 00:03:22.290

Joanne Zygmunt: Joanne sigman I

29

00:03:23.130 --> 00:03:24.180

Bonnie Sparks: Bonnie sparks I

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00:03:25.110 --> 00:03:30.990

Stephanie Danielson - Chair: Motion passes. Anyone who's on the

call for 166 East Ashland street are

31

00:03:31.020 --> 00:03:33.750

Stephanie Danielson - Chair: You that is being continued to July 15th.

32

00:03:36.240 --> 00:03:43.170

Stephanie Danielson - Chair: Right. The first item on the agenda. So any league golf course Scott farrier from JK home grin. Are you ready

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00:03:43.920 --> 00:03:44.910

Scott Faria: I hope so. Can you hear me.

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00:03:45.240 --> 00:03:45.870

Scott Faria: We can

35

00:03:46.500 --> 00:03:51.690

Scott Faria: Hear us. All right, I can. Thank you. All right. Thank you madam. Yeah, that's

36

00:03:54.540 --> 00:03:55.110

Scott Faria: All for

37

00:03:56.550 --> 00:03:59.790

Stephanie Danielson - Chair: Someone does have some conversation going on in the background.

38

00:04:06.120 --> 00:04:10.110

Stephanie Danielson - Chair: Whoever has someone talking in the background. If you could mute yourself, please.

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00:04:12.150 --> 00:04:13.110

Stephanie Danielson - Chair: All right. Thank you.

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00:04:15.810 --> 00:04:16.320

Joanne Zygmunt: Scott

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00:04:16.950 --> 00:04:19.170

Stephanie Danielson - Chair: Scott. Do you have someone talking in the background.

42

00:04:19.350 --> 00:04:21.840

Scott Faria: I do not. Stephanie. Everybody has left me here alone.

43

00:04:22.410 --> 00:04:28.560

Stephanie Danielson - Chair: Okay, um, again, if, if you could please mute yourself. It sounds like they did. Thank you. Okay.

44

00:04:29.010 --> 00:04:29.400

Okay.

45

00:04:31.050 --> 00:04:33.780

Scott Faria: So what we have is an order conditions that the Commission.

46

00:04:34.830 --> 00:04:41.520

Scott Faria: Issued back in May of 2017 for routine maintenance of the drainage ditches.

47

00:04:42.660 --> 00:04:43.710

Scott Faria: Out on the golf course.

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00:04:45.060 --> 00:04:54.000

Scott Faria: It goes on twice a year. Usually the spring in the fall, where we're just looking for an extension on that order condition that would have expired may 17 of 2020

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00:04:55.650 --> 00:04:57.840

Stephanie Danielson - Chair: All right, Megan Do you have a report.

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00:04:59.670 --> 00:05:03.450

Megan Shave - Conservation Agent: Um, so I can confirm that

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00:05:04.620 --> 00:05:19.470

Megan Shave - Conservation Agent: The last time the drainage maintenance work was done was around September 16 so as required by the order of conditions they did provide advance notice that they would be doing

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00:05:20.130 --> 00:05:29.490

Megan Shave - Conservation Agent: The, the drainage maintenance at that time I've since been following up you know in the recent months to determine where they're at. Currently,

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00:05:30.120 --> 00:05:54.180

Megan Shave - Conservation Agent: It seems that the maintenance work was not required. This past spring. They just did some vegetation overgrowth removal around whole 16 but they're requesting the extension. So that should be drainage ditches need semi annual maintenance going forward. They're looking

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00:05:54.960 --> 00:06:01.980

Megan Shave - Conservation Agent: In you that it seems to be in line with the original order of conduct.

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00:06:03.900 --> 00:06:10.380

Megan Shave - Conservation Agent: I was not there at the time the original order was passed, so I can't speak to whether the intention was

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00:06:10.740 --> 00:06:26.130

Megan Shave - Conservation Agent: That this order would be continued or given extensions indefinitely. But the way the order of conditions is phrased it is phrased as semi annual maintenance. So I would assume then that the assumption was that they would be requesting these extensions

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00:06:26.640 --> 00:06:37.860

Megan Shave - Conservation Agent: And I would think, then, that it was granted the order with the understanding that they would be given these extensions so

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00:06:38.700 --> 00:06:56.550

Megan Shave - Conservation Agent: Again, in terms of the official order itself what they're proposing seems to be in line with that. The only note, I will make is that as part of the order of conditions. It did allow for alteration to land underwater because they are removing sediment.

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00:06:57.570 --> 00:07:06.570

Megan Shave - Conservation Agent: From the drainage ditches as part of up to the semi annual maintenance. So I would assume then going forward if needed.

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00:07:07.080 --> 00:07:23.760

Megan Shave - Conservation Agent: They could continue to do a repeated alteration to land underwater if they remove more sediment build up going forward. So it is included in the order of conditions, but it would be sort of a repeated alteration going forward.

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00:07:24.570 --> 00:07:35.100

Stephanie Danielson - Chair: So Megan, I'm assuming, because they're seeking an extension, we could issue an extension with an additional special condition.

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00:07:35.820 --> 00:07:47.190

Stephanie Danielson - Chair: Being that if they were going to be removing the sediment in altering the land underwater that they would need to come back and inform the Commission and allow us to review it.

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00:07:48.300 --> 00:07:53.250

Megan Shave - Conservation Agent: Yes, so the order of conditions requires them to give notice already

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00:07:54.240 --> 00:08:08.820

Megan Shave - Conservation Agent: The Commission wanted to ask for. Notice that also allows them time to respond. You know, if they do not object to that. I think that would be appropriate, since it would be repeated alteration.

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00:08:09.750 --> 00:08:10.230

Mm hmm.

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00:08:11.280 --> 00:08:24.180

Stephanie Danielson - Chair: But i'm i'm also assuming because the, the Commission doesn't is not mandated to issue an extension. It's something that we could we could request and if they do not agree.

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00:08:25.500 --> 00:08:29.040

Stephanie Danielson - Chair: Right. But in any case, I'm Joanne.

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00:08:30.900 --> 00:08:32.490

Joanne Zygmunt: I have no comments. No questions.

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00:08:33.660 --> 00:08:34.170

Stephanie Danielson - Chair: Bonnie

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00:08:35.490 --> 00:08:36.780

Bonnie Sparks: No comments or questions.

71

00:08:37.980 --> 00:08:39.570

Stephanie Danielson - Chair: Okay, do I have

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00:08:41.520 --> 00:08:49.170

Stephanie Danielson - Chair: A this is a request for an extension. So it's not a hearing, we don't need to close. Do I have emotion.

73

00:08:50.850 --> 00:08:53.700

Joanne Zygmunt: Actually let me clarify. So how long is the extension for

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00:08:53.970 --> 00:08:55.650

Stephanie Danielson - Chair: That we're asking for three years.

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00:08:55.920 --> 00:08:56.670

Three years.

76

00:08:57.810 --> 00:09:01.260

Joanne Zygmunt: And is there a particular reason why it's three years as opposed to shorter

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00:09:02.190 --> 00:09:12.660

Stephanie Danielson - Chair: That's usually what I mean that's the standard one up to three years. I mean, certainly if if we could talk about that if you felt it should be shorter

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00:09:14.430 --> 00:09:17.550

Joanne Zygmunt: I think if my fellow Commissioners are okay with three years so mine.

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00:09:19.980 --> 00:09:35.040

Stephanie Danielson - Chair: I'm okay with three years if we have the condition that if they would need to give adequate notice for us to review if they were doing sediment removal in the ponds and

thus affecting land underwater.

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00:09:38.370 --> 00:09:47.790

Joanne Zygmunt: Right, shall I make a motion then to grant a three year extension with the condition that they give us notice if they're going to be removing sentiment.

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00:09:49.230 --> 00:09:49.770

Joanne Zygmunt: In future,

82

00:09:51.930 --> 00:09:52.470

Bonnie Sparks: I second.

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00:09:53.610 --> 00:10:03.000

Stephanie Danielson - Chair: Okay, I'm just a little discussion, I would say that they give us sufficient notice to to allow the Commission and our agent to review.

84

00:10:05.310 --> 00:10:06.240

Stephanie Danielson - Chair: Their proposal to

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00:10:06.510 --> 00:10:06.780

Scott Faria: To do.

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00:10:08.160 --> 00:10:10.860

Joanne Zygmunt: Do you want me to restate the motion or show me just note that

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00:10:12.120 --> 00:10:13.740

Stephanie Danielson - Chair: I think we can we can note it

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00:10:17.490 --> 00:10:18.750

Stephanie Danielson - Chair: All right, I'm

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00:10:19.440 --> 00:10:20.550

Stephanie Danielson - Chair: All in favor to

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00:10:21.600 --> 00:10:22.110

Stephanie Danielson - Chair: Julia.

91

00:10:22.560 --> 00:10:22.920
Hi.

92
00:10:25.530 --> 00:10:25.980
Stephanie Danielson - Chair: Bonnie

93
00:10:27.030 --> 00:10:27.360
Bonnie Sparks: Hi.

94
00:10:27.990 --> 00:10:29.160
Stephanie Danielson - Chair: Stephanie, I

95
00:10:33.090 --> 00:10:34.020
Stephanie Danielson - Chair: Motion passes.

96
00:10:35.190 --> 00:10:35.580
Scott Faria: Thank you.

97
00:10:38.070 --> 00:10:44.220
Stephanie Danielson - Chair: Okay, Scott's on next for a notice
of intent for plot one leech Avenue.

98
00:10:45.360 --> 00:10:47.730
Pam Gurley - Staff: We do have some butters

99
00:10:50.400 --> 00:10:50.700
Stephanie Danielson - Chair: Okay.

100
00:10:50.820 --> 00:10:55.050
Stephanie Danielson - Chair: How do I see I just look at the
participants or

101
00:10:55.320 --> 00:10:57.180
Pam Gurley - Staff: Oh, I saw the attendees.

102
00:10:57.240 --> 00:10:58.050
Pam Gurley - Staff: But I'm not really

103
00:10:58.110 --> 00:11:03.120
Stephanie Danielson - Chair: Sure. Because, but they can people

can raise their hands, right.

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00:11:03.300 --> 00:11:05.370

Pam Gurley - Staff: Yeah, there's one that's raised now.

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00:11:07.200 --> 00:11:07.740

Stephanie Danielson - Chair: Okay.

106

00:11:07.980 --> 00:11:09.990

Pam Gurley - Staff: I'm on mute for a second.

107

00:11:13.920 --> 00:11:19.560

Stephanie Danielson - Chair: Julie. Do you have a question related to the proceedings, because we haven't even opened the hearing yet.

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00:11:24.720 --> 00:11:25.680

Stephanie Danielson - Chair: Julie are you there.

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00:11:26.790 --> 00:11:28.890

julie: Yes, I am. Can you hear me.

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00:11:29.220 --> 00:11:33.870

Stephanie Danielson - Chair: Yes. Do you have a question related to the proceedings as opposed to the project.

111

00:11:34.140 --> 00:11:35.100

julie: No I do not.

112

00:11:35.310 --> 00:11:40.140

Stephanie Danielson - Chair: Okay, alright. So we'll hear from the applicant and then we will open up

113

00:11:41.580 --> 00:11:42.870

Stephanie Danielson - Chair: The floor for

114

00:11:43.500 --> 00:11:44.790

Stephanie Danielson - Chair: This is from

115

00:11:47.370 --> 00:11:47.910

Pam Gurley - Staff: I just got it.

116

00:11:48.150 --> 00:11:49.890

Stephanie Danielson - Chair: Okay, I'm Scott

117

00:11:50.490 --> 00:12:02.640

Scott Faria: Okay. Thank you, Madam Chair. Again, Scott area from the JK hunger and engineering representing all town real estate development for a project on leeches. Oh, it's kind of a

118

00:12:03.510 --> 00:12:10.770

Scott Faria: Strange address. It's at the very end of lead jabs across the street from the school that fronts back out on Warren have

119

00:12:11.850 --> 00:12:18.210

Scott Faria: We have a Notice of Intent filed with you folks that is technically for failing.

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00:12:20.430 --> 00:12:33.600

Scott Faria: Land within a floodplain. And it's a it's a little bit of a different situation. I think as you know Brockton has a zoning regulation and also zoning overlay districts that

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00:12:34.620 --> 00:12:41.820

Scott Faria: That puts his own district over any land that has shown has been in the floodplain on the flood maps provided by FEMA

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00:12:42.570 --> 00:12:53.130

Scott Faria: In this situation, this property in the property heading from our road all the way out to Warren, as is all shown is being in the floodplain.

123

00:12:55.290 --> 00:13:13.380

Scott Faria: Last fall, we filed a letter of math amendment request with FEMA to take the property out of the floodplain. And we received a letter back from FEMA at the very end of the year, December 30 at granted our request and our property has been removed from the floodplain.

124

00:13:14.880 --> 00:13:22.950

Scott Faria: So I think in most cases in most cities and towns

that would take care of our requirement to file with conservation since the property is no longer in the floodplain.

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00:13:23.430 --> 00:13:34.470

Scott Faria: But Brockton still has that zoning overlay area. So under your by law was still required to file with conservation, even though it's no longer a female flood zone.

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00:13:35.670 --> 00:13:45.090

Scott Faria: So that being said, what we've done is, there are no resource areas on the property know vegetative wetlands know streams, nothing like that. So,

127

00:13:45.900 --> 00:13:53.100

Scott Faria: What we have to do in order to construct the proposed home. We obviously have to build it up a little bit and bring in some fill.

128

00:13:53.610 --> 00:14:04.470

Scott Faria: So we have roughly 100 cubic yards of fill that we're proposing to bring into the property in to compensate for that we're digging out 115 cubic yards.

129

00:14:05.160 --> 00:14:13.770

Scott Faria: In two different places. One on the right side of the house, one on the left side of the house as compensatory storage areas for that additional field that we're bringing in

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00:14:15.360 --> 00:14:18.060

Scott Faria: That is the quick review of, Madam Chair.

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00:14:19.980 --> 00:14:21.000

Stephanie Danielson - Chair: Okay, Megan.

132

00:14:22.530 --> 00:14:24.030

Megan Shave - Conservation Agent: Okay, yes. So I can

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00:14:25.320 --> 00:14:37.950

Megan Shave - Conservation Agent: Give a brief run through of my report. So basically we became involved in this project after an orbiter contacted the city.

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00:14:38.910 --> 00:14:54.930

Megan Shave - Conservation Agent: With concerns about a foundation that had been installed on this property they were concerned about water being redirected back onto their property because of the fill in the foundation so we followed up on it and confirm that

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00:14:55.590 --> 00:15:06.360

Megan Shave - Conservation Agent: The two family house proposed here while they had was received a zoning variance, they had not pulled a building permit and had not

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00:15:08.160 --> 00:15:17.940

Megan Shave - Conservation Agent: spoken with conservation about the potential floodplain issues. So, the Commission at the time did issue and Enforcement Order to

137

00:15:18.690 --> 00:15:41.190

Megan Shave - Conservation Agent: Prompt this filing in this review of the floodplain issues. And so I can confirm that the property has received a letter of Map Amendment or removing this property from the zone, a special flood hazard area, though, although this Loma was granted.

138

00:15:42.240 --> 00:15:47.940

Megan Shave - Conservation Agent: I and also the city engineer have concerns that this letter of Map Amendment

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00:15:48.480 --> 00:15:58.110

Megan Shave - Conservation Agent: does not include a base flood elevation. So zone. A in general does not have a base flat elevation usually an independent

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00:15:58.530 --> 00:16:10.500

Megan Shave - Conservation Agent: engineering analysis is conducted in order to apply for a loan money to get a property removed from zone. A in this case it seems that no

141

00:16:11.340 --> 00:16:25.680

Megan Shave - Conservation Agent: engineering analysis was performed for this Loma request. Instead, it appears that FEMA may have recorded with may have referenced a different Loma about a block away.

142

00:16:26.310 --> 00:16:38.250

Megan Shave - Conservation Agent: And so because that other property about a block away received a Loma removing it from the property. They've been issued it to this one, even though there was no bass flood elevation. But again,

143

00:16:39.270 --> 00:16:48.270

Megan Shave - Conservation Agent: Myself in the sea engineer do have concerns about that even the sensitivity of the site. So while there are no

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00:16:48.810 --> 00:17:03.330

Megan Shave - Conservation Agent: Legal jurisdictional other resource areas on the site. It is worth noting that French Brook does run along the western property line, it is converted from about 700 feet self.

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00:17:03.810 --> 00:17:19.410

Megan Shave - Conservation Agent: And then converted across the property line, but the brook is in an easement right along the property line there. Which probably explains some of the localized flooding in the area. So given that,

146

00:17:21.180 --> 00:17:22.170

Megan Shave - Conservation Agent: That is why

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00:17:24.690 --> 00:17:28.890

Megan Shave - Conservation Agent: The city engineer and I had concerns about the

148

00:17:30.120 --> 00:17:44.220

Megan Shave - Conservation Agent: Independent engineering analysis, not being conducted and the site not having a base blood elevation conducted. And so why we wanted to continue to pursue Commission jurisdiction over this project.

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00:17:45.420 --> 00:17:52.950

Megan Shave - Conservation Agent: Oh yes, I did request comment from the city engineer about the flood storage being proposed.

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00:17:54.210 --> 00:18:03.570

Megan Shave - Conservation Agent: Especially because they are working over a city easement above the culvert the culvert is about 20 feet away from the current foundation

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00:18:03.930 --> 00:18:21.960

Megan Shave - Conservation Agent: And the city engineer at this time is concerned is mostly about the placement of the drainage basin so close to the foundation his recommendation was either that the flood storage needs to be moved somewhere else or the

152

00:18:23.760 --> 00:18:31.980

Megan Shave - Conservation Agent: Foundation needs to be converted to slab on grade rather than a basement, which is what is currently been installed.

153

00:18:32.340 --> 00:18:32.790

Mm hmm.

154

00:18:34.260 --> 00:18:48.540

Scott Faria: Okay, manage it better. We think compensation can help. I don't have any of that correspondence. All I have is a letter from how a new insane. It does not pose a maintenance issue. Gavin to compensatory storage area over the training area.

155

00:18:49.440 --> 00:18:50.880

Megan Shave - Conservation Agent: Maybe some

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00:18:52.110 --> 00:18:58.050

Megan Shave - Conservation Agent: Chica, the city engineer received the request last week to take a look at these plans.

157

00:18:58.470 --> 00:19:14.100

Megan Shave - Conservation Agent: So he did do that. And he recently sent me these comments via email so it's been a quick turnaround to get these comments, but I can forward on his email as a Word document to Scott

158

00:19:15.630 --> 00:19:19.410

Stephanie Danielson - Chair: So this, this looks like a very tight lot

159

00:19:21.270 --> 00:19:32.280

Scott Faria: It is, it's a it's your typical old fashioned small Brockton. Want to get it. It was a city owned lot the city, put it up for auction my client bought it from the city.

160
00:19:33.720 --> 00:19:36.060
Scott Faria: About a year ago or so, maybe a little bit more than that.

161
00:19:37.110 --> 00:19:47.130
Scott Faria: It needed. It was deemed to be a buildable lot needed a variance from the board of appeals to propose a two family home in this location, but it is

162
00:19:48.630 --> 00:20:00.030
Scott Faria: I mean, it's an hour, one sees own it's a 6000 square foot lot it's, I mean, kind of your, your typical Brockton 60 by 100 foot lot. This one's a little 70 feet. Bye.

163
00:20:01.440 --> 00:20:09.810
Scott Faria: Bye roughly 90 feet. So it's, it is, it's a it's a small lot but again it was acquired at a city auction from the city.

164
00:20:10.260 --> 00:20:11.670
Stephanie Danielson - Chair: Well, the fact that it was

165
00:20:11.670 --> 00:20:19.020
Stephanie Danielson - Chair: acquired through auction doesn't doesn't mean it's necessarily buildable from an overall perspective.

166
00:20:19.290 --> 00:20:22.110
Scott Faria: Know, except again there. There is no floodplain.

167
00:20:23.130 --> 00:20:29.010
Scott Faria: That mean it's it's the reason the reason FEMA has it shown as a floodplain is because

168
00:20:30.030 --> 00:20:35.820
Scott Faria: Back in the day, friendship, Brooke did run through that it is sense I BELIEVE IN THE 40s was

169
00:20:36.930 --> 00:20:46.680
Scott Faria: Converted to a culvert system and was no longer and over land overland drainage system. So now it's subsurface drainage, like any other street in Boston.

170

00:20:47.730 --> 00:20:48.870

Scott Faria: It has a drain line under it.

171

00:20:50.130 --> 00:20:53.820

Stephanie Danielson - Chair: Okay, I'm Joanne. Do you have any questions or comments.

172

00:20:54.390 --> 00:20:55.110

Joanne Zygmunt: No, none.

173

00:20:56.220 --> 00:20:56.700

Stephanie Danielson - Chair: Funny.

174

00:20:59.250 --> 00:21:00.090

Bonnie Sparks: No questions.

175

00:21:01.080 --> 00:21:01.980

Okay.

176

00:21:03.630 --> 00:21:06.690

Stephanie Danielson - Chair: I am going to open it up to any of butters

177

00:21:07.950 --> 00:21:13.830

Stephanie Danielson - Chair: So if you could either press pound nine right pound nine is a

178

00:21:14.040 --> 00:21:15.300

Stephanie Danielson - Chair: Yeah, and

179

00:21:15.360 --> 00:21:20.040

Stephanie Danielson - Chair: One or I think you can you can raise your hand if you're

180

00:21:22.470 --> 00:21:25.170

Pam Gurley - Staff: unmuted unmuted. Julie cuz I

181

00:21:25.410 --> 00:21:28.110

Julie: Think she's. Yep. Can you hear us.

182
00:21:28.650 --> 00:21:29.220
Stephanie Danielson - Chair: Oh, yeah.

183
00:21:29.400 --> 00:21:31.080
Pam Gurley - Staff: Okay, that's the virus. Yeah.

184
00:21:31.290 --> 00:21:33.000
julie: Please state your name for the record.

185
00:21:33.090 --> 00:21:36.330
Stephanie Danielson - Chair: And I will recognize one person at a time.

186
00:21:37.980 --> 00:21:39.570
julie: 16 Lisa

187
00:21:41.850 --> 00:21:43.020
Stephanie Danielson - Chair: Okay, Mr powers.

188
00:21:44.220 --> 00:21:45.930
Stephanie Danielson - Chair: Is it Pires or

189
00:21:45.960 --> 00:21:46.980
Stephanie Danielson - Chair: Yes. Okay.

190
00:21:52.380 --> 00:21:54.810
Stephanie Danielson - Chair: And you have a comment or question.

191
00:21:55.320 --> 00:21:56.940
julie: Oh yes, very much so.

192
00:21:57.960 --> 00:22:08.910
julie: What happens is with this flood zone area over here. When these underwater traps here take water. They can only take so much at a certain time.

193
00:22:09.420 --> 00:22:19.950
julie: And what happens is the water starts receding and blowing the covers off the suit the solar covers up the street down here.

So the one, it does get about four feet deep.

194

00:22:20.700 --> 00:22:31.650

julie: There's been many cars last down here at nighttime because they don't realize when they're driving down here at night, how deep that water is it gets so bad in deep that it's it floods the front of the school.

195

00:22:32.790 --> 00:22:42.900

julie: Because the water can all take into the intake at that time. So what's bubbling out, like I say in coming there. But now, since the property behind me.

196

00:22:43.530 --> 00:22:53.730

julie: Has been built the way that they have it up when the water does come in. It's just going to come straight into my neighbor's yard because of the way they have the bank on there.

197

00:22:54.330 --> 00:23:11.400

julie: But the sewers are right there with a claim on building. There's one trap on one side one trip on the other side and two in front of the school and for years to get the water down out of there. But yeah, I just don't want to go through a flood like we've had before. And like I say,

198

00:23:11.460 --> 00:23:13.830

Stephanie Danielson - Chair: So, how frequently. Has this happened to Mr.

199

00:23:13.890 --> 00:23:24.930

julie: Is when we have quick torrential downpours will get floods over here. I'm quite sure. The city is pretty clear, but I used to tell Mr nearly all the time that we got a flood over here.

200

00:23:25.320 --> 00:23:36.540

julie: He said, there's nothing that we can do because it's the storm drains and they can only take so much water. So if that water's coming all the way from DW park or where it's coming from different string.

201

00:23:36.990 --> 00:23:41.010

julie: That's coming down here pretty quick. And there's a lot of water that's coming through here.

202

00:23:41.640 --> 00:23:48.720

julie: But we were told from FEMA, that this is a flood zone. So we've been playing flood insurance for the longest so

203

00:23:49.200 --> 00:23:56.370

julie: I don't know why FEMA would tell somebody else that it's not are used to be. We don't have nothing to worry about. But like I say, when it floods.

204

00:23:56.790 --> 00:24:11.040

julie: Floods up on Keith as well. So it's like photos and I've sent a couple of photos. I don't know if I can send them through right to Pam. I don't know if they came right through because it said that there were two large on my phone. I think

205

00:24:12.630 --> 00:24:15.450

Stephanie Danielson - Chair: There were two large, they probably didn't make it through to the

206

00:24:16.230 --> 00:24:23.670

julie: City office yet, but you can actually put a jet ski back here. No joke. When the water floods up in his backyard and

207

00:24:24.780 --> 00:24:29.130

julie: Insurance is only going to take the meter box, they don't take care, nothing else.

208

00:24:29.820 --> 00:24:30.750

Stephanie Danielson - Chair: You know I am.

209

00:24:32.460 --> 00:24:37.620

Stephanie Danielson - Chair: Okay, I'm going to ask Mr area to comment, but I have a question for for him first.

210

00:24:38.010 --> 00:24:40.560

Stephanie Danielson - Chair: Yes. Does for for Mr Feria

211

00:24:41.610 --> 00:24:48.600

Stephanie Danielson - Chair: Scott does the letter of Map Amendment only cover your lot

212

00:24:48.960 --> 00:24:57.870

Scott Faria: Yep, yep. It only covers my law there again, if you look at the flood maps. It's that entire area is shown as being in the flood zone.

213

00:24:58.200 --> 00:25:15.000

Scott Faria: Right, you have the right to file a letter of mapping in which we did, but all FEMA does is just take out Castle by castle until they determine that it's worthy of them doing a flood study elevation and revising the map.

214

00:25:15.390 --> 00:25:18.630

Stephanie Danielson - Chair: And what was there. What was the

215

00:25:20.250 --> 00:25:21.360

Stephanie Danielson - Chair: Assessment.

216

00:25:22.380 --> 00:25:24.150

Stephanie Danielson - Chair: Lady. What was the

217

00:25:26.490 --> 00:25:30.900

Stephanie Danielson - Chair: Information and justification provided by you for taking it out of the floodplain.

218

00:25:31.560 --> 00:25:38.520

Scott Faria: The two main reason was it as as your agent said the the case that was a block away on key dad.

219

00:25:38.910 --> 00:25:52.470

Scott Faria: Had a flood elevation. That was determined by proponent at that time. And by team or agreed upon, to have a flat elevation of at one eight where the lowest elevation and our property is elevation at

220

00:25:54.240 --> 00:26:05.100

Scott Faria: The cash patients out in the street at 84 for so everything is two and a half to three feet higher at our lowest point where three feet higher than the known flood

221

00:26:05.730 --> 00:26:12.870

Scott Faria: The flood elevation in over you know over this two or 300 foot distance from that property to flood elevation wouldn't jump.

222

00:26:13.680 --> 00:26:27.720

Scott Faria: You know, typically, I mean, as you've seen on any of the maps that jumps up a foot over over 100 feet a couple hundred feet. So that was the justification at 1.8 was a flood elevation one block over, then it would

223

00:26:29.310 --> 00:26:39.480

Scott Faria: You know, the theme of felt like it would be reasonable to assume that I will property at elevation 85 would not is well above the floodplain and would not have any issues as far as

224

00:26:40.080 --> 00:26:46.320

Scott Faria: The flooding in the street, and it's like any street if you have a heavy rainfall and the catch basin can handle the water

225

00:26:46.710 --> 00:26:48.420

julie: You're going to have bottles. Oh.

226

00:26:48.480 --> 00:26:58.440

Stephanie Danielson - Chair: Well, but we don't want to contribute more to that I'm going to share my screen. And I want Mr pyres to tell me where you live.

227

00:26:59.790 --> 00:27:01.260

Stephanie Danielson - Chair: proximate to the site.

228

00:27:03.180 --> 00:27:04.530

Stephanie Danielson - Chair: Okay. Can you see the screen.

229

00:27:05.280 --> 00:27:06.000

Yes.

230

00:27:07.530 --> 00:27:12.180

Stephanie Danielson - Chair: All right, because I don't see your name on the butters that are

231

00:27:12.360 --> 00:27:13.920

julie: A developer rose is

232
00:27:13.980 --> 00:27:14.460
julie: Correct.

233
00:27:14.520 --> 00:27:20.340
Stephanie Danielson - Chair: Oh, it's Perez. Okay, so you folks are over. I just saw you, you're over here.

234
00:27:20.610 --> 00:27:23.160
Stephanie Danielson - Chair: Right. Yes. Yo, you're immediately. Yeah.

235
00:27:24.330 --> 00:27:38.250
julie: I'm the only house on here that's attached to him. Jason destiny. Drop it there that he has and my neighbor to the left of me also his turns into a river as well.

236
00:27:40.530 --> 00:27:43.770
Scott Faria: Right. And again, Madam Chair. If you look at the plan.

237
00:27:44.880 --> 00:27:57.240
Scott Faria: Their property that above us, they have you know a good sized side yard a grassy area and they are, they were about three feet upgrading the bus. So, you know, that whole end of lead Javed

238
00:27:57.780 --> 00:28:00.000
Scott Faria: Don't slow down hill to the to catch basin.

239
00:28:00.510 --> 00:28:02.910
Scott Faria: In front of our property. Those are the low spot so

240
00:28:03.000 --> 00:28:05.340
Stephanie Danielson - Chair: Where is the drain discharging to

241
00:28:05.490 --> 00:28:08.580
julie: Right in front of his property right in front of his problem.

242
00:28:09.720 --> 00:28:11.640
Scott Faria: Right there, where your cursor is, Madam Chair.

243
00:28:11.940 --> 00:28:13.560
Stephanie Danielson - Chair: That's where it drains to

244
00:28:14.670 --> 00:28:15.360
Stephanie Danielson - Chair: Charges

245
00:28:15.690 --> 00:28:16.080
Scott Faria: And then

246
00:28:16.200 --> 00:28:16.500
That's

247
00:28:17.670 --> 00:28:17.880
Megan Shave - Conservation Agent: The

248
00:28:18.990 --> 00:28:21.180
Scott Faria: That's the mail the manhole run

249
00:28:21.240 --> 00:28:22.860
Stephanie Danielson - Chair: Right here is French Brooke.

250
00:28:23.220 --> 00:28:26.880
Scott Faria: Yes, he runs into suddenly direction. That way, not
sell. Okay.

251
00:28:28.770 --> 00:28:30.210
Scott Faria: So it's under. It's a big

252
00:28:31.380 --> 00:28:41.370
Scott Faria: It's an eight foot tall barn. It's a, it's a, you
know, a major trend instructor. It's not a 12 inch pipe, it's a
it's a big structure that they put underground data to rewrote
the book.

253
00:28:41.760 --> 00:28:46.230
Stephanie Danielson - Chair: But if it's surcharging. It sounds
like it's not sized properly.

254
00:28:46.470 --> 00:28:46.590

But

255

00:28:48.030 --> 00:29:00.630

Scott Faria: Yeah, I'm sure to catch basins in front of our site may not be sized properly, but the culvert itself. Again, it's an eight foot calmer and it's as big as most of the rivers in the city. So I'm sure that Calvary.

256

00:29:02.070 --> 00:29:08.910

Scott Faria: It's the catch basins in front of the site that just it's the 12 inch pipe. There's only so much water, they can handle at one point.

257

00:29:11.070 --> 00:29:14.520

Stephanie Danielson - Chair: Okay. Do we have anyone else from the public who wishes to speak.

258

00:29:16.500 --> 00:29:20.490

julie: On on that. Yes, my neighbor, my hand is up.

259

00:29:22.710 --> 00:29:23.220

Pam Gurley - Staff: I'm

260

00:29:29.220 --> 00:29:31.230

Pam Gurley - Staff: It is the galaxy.

261

00:29:32.070 --> 00:29:34.860

julie: Oh yeah, yeah, the galaxy. That's, that's me, right.

262

00:29:35.400 --> 00:29:39.210

Stephanie Danielson - Chair: Okay could you state your name, please, for the record, so

263

00:29:39.300 --> 00:29:39.690

Greg.

264

00:29:41.100 --> 00:29:44.010

Stephanie Danielson - Chair: Greg. Yes. Okay.

265

00:29:47.460 --> 00:29:48.030

Stephanie Danielson - Chair: And

266
00:29:49.410 --> 00:29:50.700
Stephanie Danielson - Chair: You have a comment or question.

267
00:29:51.240 --> 00:29:55.350
julie: Yes. Okay. Oh, I was just waiting to see am I

268
00:29:58.110 --> 00:29:59.940
julie: See, Alex. Yes, nine you

269
00:30:02.580 --> 00:30:03.060
Galaxy S9: Properly.

270
00:30:03.420 --> 00:30:05.370
Stephanie Danielson - Chair: Yeah. Yes, we can hear you fine. OK.

271
00:30:06.120 --> 00:30:06.840
Galaxy S9: OK. OK.

272
00:30:08.340 --> 00:30:10.320
Stephanie Danielson - Chair: Someone is talking over

273
00:30:12.480 --> 00:30:14.760
Stephanie Danielson - Chair: So if you could please stop. That would be wonderful.

274
00:30:16.260 --> 00:30:16.710
Yeah.

275
00:30:20.310 --> 00:30:21.540
Stephanie Danielson - Chair: If you could proceed, please.

276
00:30:22.620 --> 00:30:23.130
Galaxy S9: Okay.

277
00:30:24.780 --> 00:30:26.340
Galaxy S9: Yeah, I'm sorry. We're

278
00:30:27.480 --> 00:30:28.740

Galaxy S9: In the same area so

279

00:30:30.060 --> 00:30:35.850

Galaxy S9: Yeah. So I'm basically a but the property. I'm not

280

00:30:37.260 --> 00:30:37.770

Galaxy S9: Your

281

00:30:39.240 --> 00:30:48.390

Galaxy S9: Most likely on the property. I'm not sure, actually direction of it and as well though water comes in off of

282

00:30:49.200 --> 00:31:02.190

Galaxy S9: Keep Evan actually pours in over the rear of my property. As you can see that the grassy area alone is about 200 feet down on a 200 foot lane, and I've added

283

00:31:02.730 --> 00:31:16.380

Galaxy S9: Just two weeks ago. A week or two ago we had some heavy rain in that basically flooded out my entire backyard and that's too. That's a 10,000 square foot area.

284

00:31:17.010 --> 00:31:36.180

Galaxy S9: To, to give you an idea of how much water actually goes through. They're usually when it happens I'm early spring or something like that. The ground, the ground could still be frozen that water can stay back here for over a week.

285

00:31:37.800 --> 00:31:48.330

Galaxy S9: Because it has nowhere to go. And not only that, but it you know my backyard runs into the other empty lot I knew the number at some point. But I can't remember what is

286

00:31:49.200 --> 00:32:03.390

Galaxy S9: The undeveloped lot on the other side. And it runs into there as well. So, you know, I've been here for about 13 years. I remember my neighbors.

287

00:32:04.530 --> 00:32:22.950

Galaxy S9: You know, here the beard entire basement flooded years ago and I don't bank with whatever construction was done. It may have been, I'm not sure if the elevation was changed at all with the

288

00:32:24.390 --> 00:32:33.240

Galaxy S9: Foundation being laid in but I'm pretty sure it didn't improve any other conditions that were going on.

289

00:32:34.320 --> 00:32:36.030

Stephanie Danielson - Chair: Okay, for the exam.

290

00:32:38.550 --> 00:32:39.150

Stephanie Danielson - Chair: And

291

00:32:39.750 --> 00:32:49.020

Stephanie Danielson - Chair: Again, if any of my fellow Commissioners want to speak just speak up. I can't can't see you. So I don't know if you're dying to ask a question or not.

292

00:32:50.940 --> 00:32:52.980

Bonnie Sparks: I have a question. This is Bonnie

293

00:32:53.160 --> 00:33:04.500

Bonnie Sparks: Yes, I am curious more of how it would play out. If we were to engage with the idea of no basement or a reduced patient

294

00:33:04.770 --> 00:33:08.310

Stephanie Danielson - Chair: Yeah, that sounds like something that the senior engineer was recommending

295

00:33:09.090 --> 00:33:26.040

Megan Shave - Conservation Agent: Yes, that was his recommendation. Again, this was related more to the integrity of the house, rather than the easement his concern was that if you put water storage that close to the basement, it's going to

296

00:33:27.990 --> 00:33:37.770

Megan Shave - Conservation Agent: Infiltrate under it, or end up in the basement so his recommendation was either the basins need to be relocated, which I don't know if that's possible.

297

00:33:38.160 --> 00:33:40.620

Megan Shave - Conservation Agent: Site or the basement.

298
00:33:40.680 --> 00:33:42.300
Yeah needed to be redesigned

299
00:33:43.590 --> 00:33:53.760
Stephanie Danielson - Chair: In every. So one of the questions I had is, is it's kind of related to the certainly the flood storage. What is the depth to groundwater.

300
00:33:55.170 --> 00:34:02.580
Stephanie Danielson - Chair: There. I mean, you're bringing in. So you're raising the elevations, where you just

301
00:34:03.810 --> 00:34:05.190
Stephanie Danielson - Chair: Wait for all

302
00:34:05.400 --> 00:34:09.090
Scott Faria: Yeah, we're, we're pretty much keeping it. We're going to talk the foundation at nine.

303
00:34:09.420 --> 00:34:11.820
Scott Faria: Yeah, great around the foundation is 86

304
00:34:12.090 --> 00:34:14.010
Scott Faria: Yeah. Be great on the line is

305
00:34:14.160 --> 00:34:22.080
Scott Faria: Between 85 and 86 depending on where you are. So we're pretty much keeping the existing the proposed grading is pretty much

306
00:34:23.160 --> 00:34:25.380
Scott Faria: The existing grading, not, not a great change.

307
00:34:25.590 --> 00:34:32.160
Stephanie Danielson - Chair: So what is still being brought in for and I still needed an answer to my question about the depth to groundwater, but

308
00:34:32.160 --> 00:34:32.370
Yeah.

309

00:34:33.450 --> 00:34:34.800

Scott Faria: Feels just being brought in just

310

00:34:34.800 --> 00:34:35.130

To

311

00:34:36.150 --> 00:34:46.500

Scott Faria: You know, just to mount around the foundation, just a weekend properly pitch away from the foundation. That's 100 cubic yards. It's not a, you know, not a giant amount

312

00:34:46.500 --> 00:34:58.800

Scott Faria: That would bring it in. So it's really just properly grade away from the foundation as far as groundwater. We didn't do a test it to look at the groundwater. We don't typically

313

00:34:59.760 --> 00:35:11.100

Scott Faria: Again, the top of foundation is at 89 that would put your basement at 81 and a half. It's, you know, the lowest spot on the water is about 85 so that's that's that's

314

00:35:12.120 --> 00:35:19.560

Scott Faria: It's, it's, I'm sure we don't have the groundwater issue out there. We could certainly dig a hole to prove that. But as far as

315

00:35:20.550 --> 00:35:32.250

Scott Faria: You know, as far as not having a basement on the property. I don't know that there's really a reason to justify that. And it's not in the floodplain. And it's not in the groundwater as far as the baby.

316

00:35:32.520 --> 00:35:33.960

Stephanie Danielson - Chair: But we don't know what found

317

00:35:34.440 --> 00:35:34.890

Scott Faria: No, I

318

00:35:34.920 --> 00:35:35.580

Scott Faria: We don't want

319

00:35:36.300 --> 00:35:43.170

Scott Faria: To be honest with you if I went out there tomorrow and dug a hole and found that the groundwater was 83. I mean, we would just bumped the foundation of

320

00:35:44.850 --> 00:35:53.760

Scott Faria: You know, we would look to raise it somehow that way. But as far as the city engineers concern about the the bottom of the base and being at three

321

00:35:54.300 --> 00:36:06.990

Scott Faria: In the basement, being able to, we could just put a poly barrier up against the foundation, just to make sure the water didn't go into the basement. Oh, you know if that was an issue. Oh.

322

00:36:08.430 --> 00:36:18.960

Stephanie Danielson - Chair: OK, so the if I heard Megan correctly, the city engineer would like some time to evaluate the compensatory storage that's being proposed.

323

00:36:20.340 --> 00:36:30.900

Megan Shave - Conservation Agent: Um, yeah, so I can read his recommendation here on behalf of the engineering department. It says it is our recommendation that the Conservation Commission.

324

00:36:31.200 --> 00:36:42.090

Megan Shave - Conservation Agent: Should suggest to the project proponent to request an extension. So the above issues of first addressed and reviewed by the division of engineering of the Department of Public Works.

325

00:36:43.260 --> 00:36:46.170

Stephanie Danielson - Chair: Yeah, I mean I would agree, we would want that.

326

00:36:49.290 --> 00:36:51.750

Stephanie Danielson - Chair: Joanne and Bonnie, would you agree.

327

00:36:52.410 --> 00:36:53.430

Joanne Zygmunt: I agree with that. Yeah.

328

00:36:53.670 --> 00:36:54.030

Stephanie Danielson - Chair: Yeah.

329

00:36:54.570 --> 00:36:55.230

Bonnie Sparks: I also agree.

330

00:36:56.070 --> 00:37:03.360

Stephanie Danielson - Chair: And I think one of, one of the things, Scott, you know, there may be an issue with the catch basins, but

331

00:37:04.380 --> 00:37:10.260

Stephanie Danielson - Chair: We don't want to create. We want to make sure we're not creating an additional problem for the butters

332

00:37:10.560 --> 00:37:10.830

Stephanie Danielson - Chair: And

333

00:37:10.920 --> 00:37:23.010

Stephanie Danielson - Chair: I'm not you know i what i heard that I thought was important was this happens with the torrential downpours that we've been getting which

334

00:37:23.760 --> 00:37:42.180

Stephanie Danielson - Chair: Are kind of a new phenomenon for us that we're seeing more and more of that. And that's something that we need to take into consideration. You know when when someone says, you know, years and years ago something flooded. Well, we had severe flooding events in 2005 and in 2010

335

00:37:43.740 --> 00:37:45.300

Stephanie Danielson - Chair: You know those were unusual but

336

00:37:46.470 --> 00:38:00.240

Stephanie Danielson - Chair: It and I'm also concerned because Mr pyres i think i think it was Mr. Peters and not Seth, whose last name. I didn't quite get I apologize that the water sits for a week before it infiltrates

337

00:38:01.800 --> 00:38:04.350

Stephanie Danielson - Chair: So that that would kind of concern me

338
00:38:07.410 --> 00:38:07.920
Stephanie Danielson - Chair: So,

339
00:38:08.100 --> 00:38:09.630
Stephanie Danielson - Chair: You want to continue

340
00:38:10.920 --> 00:38:12.090
Scott Faria: Yes, please. If I could

341
00:38:13.200 --> 00:38:22.170
Scott Faria: See the city engineers later we'll do our best. It's not easy. You know, we've been waiting for a response for a few weeks on this one. So now,

342
00:38:22.590 --> 00:38:38.010
Scott Faria: You know unfortunately if it just got there today. That doesn't help us much, but if we can get a continuance and we'll do our best to try to get some conversation going with the city engineer and come up with a solution that satisfies everybody just it just as an easy doing it.

343
00:38:38.670 --> 00:38:41.100
Stephanie Danielson - Chair: And our next meeting is the 15th.

344
00:38:42.240 --> 00:38:43.020
Megan Shave - Conservation Agent: Yes.

345
00:38:43.050 --> 00:38:47.010
Stephanie Danielson - Chair: So, do I have a motion to continue to July 15

346
00:38:48.210 --> 00:38:48.450
Joanne Zygmunt: I'm going

347
00:38:49.860 --> 00:38:51.390
Joanne Zygmunt: To continue to July 15

348
00:38:52.020 --> 00:38:54.390
Stephanie Danielson - Chair: That is Joanne. Do I have a second

349

00:38:54.690 --> 00:38:55.290
Bonnie Sparks: I second.

350
00:38:55.710 --> 00:38:56.340
Bonnie

351
00:38:57.390 --> 00:38:58.980
Stephanie Danielson - Chair: Danielson hi

352
00:39:00.870 --> 00:39:01.560
Joanne Zygmunt: Joanne, I

353
00:39:06.630 --> 00:39:06.990
Stephanie Danielson - Chair: Ani

354
00:39:07.350 --> 00:39:08.190
Bonnie Sparks: Hi. Sorry.

355
00:39:08.730 --> 00:39:12.570
Stephanie Danielson - Chair: THAT'S OKAY. OKAY. SO WE'LL SEE YOU
BACK ON JULY 15

356
00:39:12.900 --> 00:39:14.130
Scott Faria: Thank you, folks. Have a good night.

357
00:39:14.250 --> 00:39:15.060
Stephanie Danielson - Chair: Thank you, you too.

358
00:39:16.740 --> 00:39:17.130
Stephanie Danielson - Chair: Alright.

359
00:39:17.340 --> 00:39:20.670
Stephanie Danielson - Chair: Next. Oh. The next item was
continued

360
00:39:21.780 --> 00:39:23.160
Stephanie Danielson - Chair: So we are now.

361
00:39:27.150 --> 00:39:33.030
Stephanie Danielson - Chair: Let's see, we are we have 383

quinsey Street.

362

00:39:35.370 --> 00:39:36.960

Stephanie Danielson - Chair: On the agenda.

363

00:39:38.610 --> 00:39:39.120

Megan Shave - Conservation Agent: I have

364

00:39:39.450 --> 00:39:41.940

Pam Gurley - Staff: unmuted as zoo and

365

00:39:43.260 --> 00:39:43.860

Pam Gurley - Staff: Chris

366

00:39:45.330 --> 00:39:46.260

Pam Gurley - Staff: Chris veil.

367

00:39:47.280 --> 00:39:52.140

Pam Gurley - Staff: I think that's it for this. Oh. JOHN McCluskey

368

00:39:55.980 --> 00:39:56.160

Okay.

369

00:40:00.480 --> 00:40:01.410

Pam Gurley - Staff: Mike Maddow

370

00:40:03.150 --> 00:40:04.320

Pam Gurley - Staff: I think I got everybody

371

00:40:06.930 --> 00:40:07.980

John McCluskey: Can you hear me.

372

00:40:08.820 --> 00:40:09.960

Stephanie Danielson - Chair: We, we can

373

00:40:10.530 --> 00:40:11.340

John McCluskey: Okay, thank you.

374

00:40:17.340 --> 00:40:17.730

Whoops.

375

00:40:23.700 --> 00:40:32.220

Stephanie Danielson - Chair: And is this. This is the project that identified as 0.0 Quincy Street.

376

00:40:33.660 --> 00:40:34.230

Chris Veale: Yes.

377

00:40:36.600 --> 00:40:40.380

Stephanie Danielson - Chair: I was planning on recusing myself.

378

00:40:42.360 --> 00:40:45.060

Stephanie Danielson - Chair: From this project.

379

00:40:47.520 --> 00:40:48.390

Azu: When I'm chip.

380

00:40:48.810 --> 00:40:50.160

Azu: This. Yes, yes.

381

00:40:50.730 --> 00:40:58.950

Azu: print your project engineer for this project, I believe, Madam Chair, that you only have three members of your Commission.

382

00:40:59.040 --> 00:41:00.030

Stephanie Danielson - Chair: That's correct.

383

00:41:01.050 --> 00:41:06.300

Azu: And I also therefore believe, on though the yo Open Meeting Law.

384

00:41:07.320 --> 00:41:15.990

Azu: And newness of disclosure, I believe that you are allowed. Madam Chair, under the rule of necessity.

385

00:41:16.410 --> 00:41:19.470

Stephanie Danielson - Chair: I am so that's going with this.

386

00:41:20.190 --> 00:41:21.000

Azu: To be present.

387

00:41:21.060 --> 00:41:30.420

Azu: You might not. You may not necessarily vote on it. But when you yeah petition on the rule of necessity is important for us to have a

388

00:41:31.710 --> 00:41:35.160

Stephanie Danielson - Chair: I have an up what could be perceived as a

389

00:41:35.160 --> 00:41:35.940

Conflict.

390

00:41:37.920 --> 00:41:45.600

Stephanie Danielson - Chair: And I was going to ask you is, I mean, I again in the interest of course and not continuing this

391

00:41:47.490 --> 00:41:51.360

Stephanie Danielson - Chair: Because we've already waited quite a while for to get to this meeting.

392

00:41:56.430 --> 00:41:57.360

Stephanie Danielson - Chair: I will

393

00:41:59.490 --> 00:42:02.910

Stephanie Danielson - Chair: Make a disclosure, I was notified by

394

00:42:04.110 --> 00:42:10.290

Stephanie Danielson - Chair: The my manager at work that there may be a a work related conflict.

395

00:42:11.790 --> 00:42:12.840

Stephanie Danielson - Chair: For me, but

396

00:42:13.980 --> 00:42:17.010

Stephanie Danielson - Chair: Personally, I think I can act in a very objective manner.

397

00:42:18.510 --> 00:42:22.200

Stephanie Danielson - Chair: And if it's just to keep the quorum for tonight and then

398

00:42:24.240 --> 00:42:30.060

Stephanie Danielson - Chair: At the next meeting. If we have a full board. I may recuse myself at that point.

399

00:42:32.430 --> 00:42:34.350

Azu: What I'm sure I've think

400

00:42:35.820 --> 00:42:41.880

Azu: I think I've worked with trade commission for a very long time and I believe

401

00:42:43.140 --> 00:42:44.850

Azu: I'm not speaking out of terms.

402

00:42:46.020 --> 00:42:58.350

Azu: If I say that you're a you're very fair and you are knowledgeable in what we're doing. So, we will not have. We believe that

403

00:42:59.310 --> 00:43:17.670

Azu: You will be impartial and you will give us a fair hearing and fair action if we if we able to convince the Commission that we have done our due diligence. So, we will not have any problem with Trump participation. When I'm sure

404

00:43:19.170 --> 00:43:19.620

Stephanie Danielson - Chair: Okay.

405

00:43:20.190 --> 00:43:23.880

John McCluskey: Zoo Council for the applicant. I would agree with you.

406

00:43:27.780 --> 00:43:29.430

Stephanie Danielson - Chair: Okay, let's proceed.

407

00:43:31.980 --> 00:43:42.150

Azu: Good evening, for the record, my name is as retinue I've put up a board behind me to hide the clutter in my office, but

408
00:43:42.660 --> 00:44:01.050
Azu: I will also use it for discussion purposes as well. I'm not sure I'm an engineer, but I'm not too savvy with computers and sharing files and all that. So I will use the plan that you have, but also

409
00:44:02.190 --> 00:44:08.640
Azu: Use my background behind me on this post stuff. What digital conversation.

410
00:44:10.050 --> 00:44:18.120
Azu: Shoe on this project is located on the near the intersection of

411
00:44:20.010 --> 00:44:24.780
Azu: WINDSOR STREET AND crescent Street Press has three being route 27

412
00:44:25.890 --> 00:44:29.760
Azu: It is it is across the street from our Massasoit

413
00:44:30.870 --> 00:44:37.830
Azu: Community Center, which I believe is the former Christos restaurant side.

414
00:44:39.900 --> 00:44:54.870
Azu: What we have here before you is a classic redevelopment project. In other words, the property. Property has been was previously developed it is

415
00:44:56.460 --> 00:44:58.380
Azu: Approximately 85%

416
00:44:59.460 --> 00:45:01.740
Azu: Currently, a parking lot.

417
00:45:02.790 --> 00:45:03.090
Azu: With

418
00:45:04.350 --> 00:45:08.190
Azu: By two minutes concrete pavement as the surface.

419

00:45:10.260 --> 00:45:11.160

Azu: Mr.

420

00:45:12.240 --> 00:45:18.180

Azu: Kenneth Thompson. Our consulting wetlands biologist.

421

00:45:19.260 --> 00:45:20.970

Azu: delineated the year resource.

422

00:45:22.020 --> 00:45:25.920

Azu: Which includes resources, if you will, which includes

423

00:45:27.420 --> 00:45:32.100

Azu: A riverfront in Brockton. The rear in front area is 25 feet.

424

00:45:33.810 --> 00:45:45.480

Azu: From the mean and or high water and also a DV W buttering victim, the weapons which pretty much tracks the edge of the existing payment.

425

00:45:46.620 --> 00:45:50.490

Azu: Well, we have before you is a redevelopment project for

426

00:45:51.690 --> 00:45:54.030

Azu: Assistance slash elderly housing.

427

00:45:55.050 --> 00:45:56.160

Azu: You use

428

00:45:57.840 --> 00:46:12.810

Azu: Which means be taken away. A good portion of them previous back two minutes concrete surface and replacing that with a building. So, which reduces, if you will, the

429

00:46:14.160 --> 00:46:25.050

Azu: Potential for contaminants. We've also performed, even though it's a redevelopment project. We have also performance on what I'm analysis.

430

00:46:25.920 --> 00:46:40.650

Azu: Evaluating the pre development conditions and the post development conditions which in reality is a wash. However, being good stewards and being aware of your environmental

431

00:46:41.940 --> 00:46:52.470

Azu: Concerns, we are providing treatment for the for the impervious area, including the roof drain.

432

00:46:53.550 --> 00:47:07.290

Azu: Runoff we are providing an onsite recharge based on the DPS don't want to guidelines of the site is flagged designated as a floodplain.

433

00:47:08.400 --> 00:47:15.450

Azu: We did it well calculations and we have an actual elevation established for this site.

434

00:47:16.500 --> 00:47:30.420

Azu: And FEMA after evaluating our calculations accepted the flood elevation. Now we've come up with. Now, it's important to note that

435

00:47:31.140 --> 00:47:54.930

Azu: The original flop plan was done on the what is called National geo delic vertical datum or MVD 29 and then see my updated the elevations circa 2012 and so it is a noun on what is called the National multi American vertical datum of 1980

436

00:47:55.770 --> 00:47:56.490

Stephanie Danielson - Chair: So, so

437

00:47:56.850 --> 00:47:58.650

Stephanie Danielson - Chair: I'm going to stop you for a moment.

438

00:47:58.950 --> 00:48:02.280

Stephanie Danielson - Chair: Yes, just because there's some housekeeping. I forgot.

439

00:48:02.730 --> 00:48:09.600

Stephanie Danielson - Chair: Okay. Um, did we receive notification of a butter notification proof of a butter notification.

440
00:48:10.500 --> 00:48:12.090
John McCluskey: Trina yes, those were

441
00:48:13.170 --> 00:48:13.860
John McCluskey: Those were

442
00:48:15.030 --> 00:48:17.400
John McCluskey: emailed to Pam today, the green cards.

443
00:48:17.880 --> 00:48:18.240
Okay.

444
00:48:19.320 --> 00:48:26.370
Chris Veale: I sent them with the green cards as well as I mailed just regular notices reminding the butters of this hearing.

445
00:48:27.930 --> 00:48:29.490
Pam Gurley - Staff: Me, I received this email.

446
00:48:29.490 --> 00:48:32.910
Stephanie Danielson - Chair: Today. Okay. All right. I'm sorry for interrupting.

447
00:48:33.330 --> 00:48:34.800
Azu: Or. No problem. No problem.

448
00:48:35.850 --> 00:48:41.970
Azu: So we do have the FEMA bids on those elevations.

449
00:48:43.230 --> 00:48:54.090
Azu: Have taken the areas that we have developed in because he's above that elevation. So FEMA has removed that area from floodplain. However,

450
00:48:54.630 --> 00:49:13.050
Azu: The area east of the be VW line, including the river. I still in the floor plan that areas are taken out of the floodplain so that specific area and that is the project development area. Now, you probably would have been different. However, in evaluating the

451

00:49:14.070 --> 00:49:26.220

Azu: Our request female looted bad to fill on this site was prior to 1973 so that was so this certificate actually has that

452

00:49:27.540 --> 00:49:29.430

Azu: And so

453

00:49:29.520 --> 00:49:33.300

Stephanie Danielson - Chair: I'm sorry I'm not clear on on what you were saying just then.

454

00:49:34.680 --> 00:49:37.980

Azu: So, so what FEMA did bears on the TV's

455

00:49:39.750 --> 00:49:50.370

Azu: On the NA VI D eliminated the area removed if you will with the letter from my apartment. Remove the area above the wetlands.

456

00:49:50.850 --> 00:50:02.790

Azu: Fried from the floodplain but area below the wetlands, all within the weapons to the visibly to the east of the proposed site development stays in the floodplain.

457

00:50:04.080 --> 00:50:04.950

Stephanie Danielson - Chair: Right. That wasn't

458

00:50:05.430 --> 00:50:05.730

As

459

00:50:06.870 --> 00:50:07.350

Azu: Part of me.

460

00:50:07.710 --> 00:50:09.270

Megan Shave - Conservation Agent: Is this a recent Loma

461

00:50:09.720 --> 00:50:10.470

Azu: That is correct.

462

00:50:11.160 --> 00:50:11.610

Okay.

463

00:50:13.710 --> 00:50:21.120

Megan Shave - Conservation Agent: We don't have, if it's a recent Loma for this project property. We don't have that on file.

464

00:50:21.930 --> 00:50:25.410

Azu: I will, I will email you I will email that to you.

465

00:50:26.820 --> 00:50:27.990

Pam Gurley - Staff: Data needs it.

466

00:50:30.060 --> 00:50:51.450

Azu: In order to establish that elevation and MVD the TV shows that we have on the plan and not on the city base because for planes are done on any VD ADA and in order for female to properly evaluate our, our, our request, if you will.

467

00:50:52.710 --> 00:50:53.400

Azu: So,

468

00:50:54.690 --> 00:51:12.330

Azu: Whereas the area of development is actually again and redevelopment on the the stonework under the EP samana guidelines stand up seven. It's really what is applicable here that standard seven

469

00:51:13.620 --> 00:51:24.930

Azu: Basically says that before redevelopment especially in Thailand redevelopment where we are basically taking them in previous asphalt area that we're going to be treating

470

00:51:27.390 --> 00:51:35.340

Azu: That we can supply us to the maximum extent practical or feasible, that's the level of

471

00:51:36.870 --> 00:51:53.550

Azu: Compliance that we need to achieve however being trying to be good neighbors and good stewards, we are maintaining we are reducing the rate of runoff. I will go quickly in a minute, through the comments from

472

00:51:54.810 --> 00:52:12.600

Azu: Me shave, as well as the comment from your review consultants, a better group, I will. I will. Noah said this, the original delineation of the BV W was done in 2018

473

00:52:13.260 --> 00:52:23.700

Azu: It's taking this wild for a developer come up with the development plan that will work for the site as well as meet our clients' objectives.

474

00:52:24.990 --> 00:52:38.220

Azu: In reviewing the comment from me shave. We have gone out because she was delineation was done based on the criteria established by DDP

475

00:52:39.030 --> 00:52:49.170

Azu: What we have done then because we collect that those flags, the delineation flags by server on the ground. I'm the license of a are responsible for that.

476

00:52:50.130 --> 00:53:01.140

Azu: We have since receiving the comments from Mr. Shave reestablished the flag locations. So those flag locations. Add the on the property.

477

00:53:02.010 --> 00:53:08.010

Azu: To the north on the along the north of the boundary of the project area. Madam Chair, members of the Commission.

478

00:53:08.670 --> 00:53:31.080

Azu: We have almost like a finger like projections of the BV W. And most of that the VW then traverses in and North easterly direction on the abundant property. So we didn't feel that it was proper for us to continue beyond our immediate area into somebody else's property without their permission.

479

00:53:32.760 --> 00:53:33.870

Azu: One of the items.

480

00:53:35.310 --> 00:53:47.340

Azu: That's important for us. We understand that you have a policy of requiring a 25 foot new touch boundary from a btw

481

00:53:48.720 --> 00:54:04.620

Azu: Because this site is previously developed, we are not able to achieve that was set back and they also in order to make our drainage work properly. We have approximately 130 square foot of

482

00:54:06.810 --> 00:54:16.560

Azu: The VW alteration to allow for a positive action actually in consideration also are the comments from your

483

00:54:17.940 --> 00:54:30.360

Azu: Peer Review consultant beta group we have actually relying to discharge so that we have proper positive discharge and have updated our calculations that we will share with them.

484

00:54:31.440 --> 00:54:42.270

Azu: And what Mr chef. So we would welcome and and the earliest possible convenience or miss shapes our revisit of the site.

485

00:54:42.780 --> 00:54:54.360

Azu: To review the delineation. Because if if she has any problems with the delineation. Then it might affect what we're doing. So we would like that to be resolved.

486

00:54:55.110 --> 00:55:10.230

Azu: With our biologists, as if there are any new issues because at a specific areas me shape identifier that she questions. So we will like an opportunity for that to be reviewed and address

487

00:55:13.590 --> 00:55:15.360

Azu: Again we are providing treatment.

488

00:55:17.040 --> 00:55:24.210

Azu: And I have a written several responses that I will share with the Commission and their consultant

489

00:55:26.070 --> 00:55:37.650

Azu: At this point in time. That was a week ago that was the report the review report that we received from beta as dated June 15 so exactly

490

00:55:38.760 --> 00:55:41.460

Azu: A week ago and of your sleep.

491

00:55:43.260 --> 00:55:55.500

Azu: They did a detailed review as well as misshapes review. I have articulated some responses and in the interest of

492

00:55:57.270 --> 00:56:01.140

Azu: Managing my time and perhaps the Commission's time

493

00:56:02.520 --> 00:56:04.740

Azu: Whereas Miss shave will need to

494

00:56:05.910 --> 00:56:13.290

Azu: Go and look at the flag and that we've hung up and we're as we have, we believe some of the comments.

495

00:56:14.190 --> 00:56:33.330

Azu: We will learn like to discuss that with your peer review consultant, so that we are not going back and forth so that they can understand, if you will, the rationale for what we've done. Again, I think you're well we're 99% in, in line with the DTP regulations.

496

00:56:34.350 --> 00:56:55.320

Azu: But I guess we need to make sure that we convince your consultants on that and I have my review responses that I would like to email to you as well as your consultant, and then you have an opportunity to discuss it with them perhaps virtually

497

00:56:56.790 --> 00:57:04.620

Azu: And then meet with misshapes onsite and then and then we can have a productive meeting and hopefully

498

00:57:05.850 --> 00:57:08.760

Azu: Get a positive of conclusion with a commission

499

00:57:10.290 --> 00:57:11.400

Azu: With that in mind,

500

00:57:13.050 --> 00:57:17.100

Azu: I would entertain any comments or questions at this time. But I'm sure

501

00:57:19.380 --> 00:57:22.980

Stephanie Danielson - Chair: I'm Megan, you have a few comments in your

502

00:57:23.760 --> 00:57:27.210

Stephanie Danielson - Chair: In your letter. Do you want to review those please

503

00:57:27.870 --> 00:57:47.010

Megan Shave - Conservation Agent: I'm sure so as it was touched on some of them. So I can just reiterate and run through them. Yes, I did recommend that the wetlands flags be revisited. They were hung in December of 2017 so while technically that falls within the three year

504

00:57:48.240 --> 00:57:59.760

Megan Shave - Conservation Agent: period of validity. When I went out there. I did find that a few flags were missing, and most of the flags were no longer readable, which made it a bit difficult for me to

505

00:58:00.780 --> 00:58:09.990

Megan Shave - Conservation Agent: Determine the delineation in some places. So, particularly between flags six and 11 I had some questions about the shape of the Phil slope.

506

00:58:10.260 --> 00:58:23.250

Megan Shave - Conservation Agent: And how that influences the surrounding BTW, but at the time it was hard to determine because flags were missing. So that is something I can follow up on now that the flags have been reintroduced

507

00:58:23.730 --> 00:58:40.200

Megan Shave - Conservation Agent: I also again had a comment about the base flood elevation. So this is another zone. A area for Beaverbrook and so at the time this was filed. There wasn't a base flood elevation provided

508

00:58:40.740 --> 00:58:57.150

Megan Shave - Conservation Agent: It sounds like as EU has since pursued a letter of Map Amendment with a base flood elevation. So receiving that we should be able to review that and see how it falls on the site based on what they're proposing and then

509

00:58:58.020 --> 00:59:07.920

Megan Shave - Conservation Agent: I did make a comment that although this site is historically filled and the 25 foot buffer zone does have fill in it. It does have

510

00:59:08.730 --> 00:59:21.990

Megan Shave - Conservation Agent: A dominance of invasive species in some areas. I did want to make the note that this project is proposing to add additional Phil and pavement to the 25 foot so it is going to be a further alteration.

511

00:59:22.530 --> 00:59:35.070

Megan Shave - Conservation Agent: And then finally, this comment is was also provided by nasty EP, and that's that we will need further details about the BB W alteration and proposed replication.

512

00:59:35.580 --> 00:59:44.010

Megan Shave - Conservation Agent: Because we need to demonstrate compliance with the performance standards. And so in order to do that myself and

513

00:59:44.610 --> 00:59:54.360

Megan Shave - Conservation Agent: The circuit rider at nasty EP has requested additional information on that alteration and replication area to confirm compliance.

514

00:59:54.900 --> 01:00:06.570

Megan Shave - Conservation Agent: And yeah, so my last comment was just that all of the comments that nasty EP provided with their issuance of the file number should also be addressed as part of this review.

515

01:00:10.350 --> 01:00:10.770

Okay.

516

01:00:15.720 --> 01:00:16.380

Stephanie Danielson - Chair: Joanne.

517

01:00:18.960 --> 01:00:19.620

Joanne Zygmunt: I'm

518

01:00:22.560 --> 01:00:26.640

Joanne Zygmunt: So I'm just looking at an area of the site and as Magnus said

519

01:00:27.690 --> 01:00:45.960

Joanne Zygmunt: Obviously a large part of it is already paved over but the plan does show as Megan said additional alteration within the 25 foot buffer zone. And frankly, that's my greatest concern because we have held other projects to that policy.

520

01:00:49.680 --> 01:01:02.250

Joanne Zygmunt: I feel like it's only fair that we hope this project to that. So I would like to hear whether you have considered alternatives to moving the project further away from that 25 foot line.

521

01:01:04.410 --> 01:01:07.980

Joanne Zygmunt: And why it's not possible to do that and

522

01:01:09.090 --> 01:01:10.560

Joanne Zygmunt: If that's the case.

523

01:01:12.390 --> 01:01:15.180

Joanne Zygmunt: Is there anything else that can be done to

524

01:01:16.770 --> 01:01:26.010

Joanne Zygmunt: I'm going to use the word offset the impact that you are going to the additional impact that you are going to have within that 25 foot buffer zone.

525

01:01:31.080 --> 01:01:31.470

Azu: I would

526

01:01:33.990 --> 01:01:34.620

Azu: Have seen

527

01:01:35.820 --> 01:01:51.420

Azu: Those actually reasoned and fair comments and questions, and I believe that, yes, we have actually unfortunately what happens a lot of times with this projects is that as they evolve.

528

01:01:52.710 --> 01:02:18.900

Azu: You end up seeing what we've come up with, but I will submit

to the Commission that actually we did go to the board of appeals. And so this is a compromise of a project that what we were looking for was reduced by more than 25% enough to get the variance

529

01:02:20.610 --> 01:02:21.960

Azu: That we were looking for.

530

01:02:24.240 --> 01:02:25.140

Azu: Also

531

01:02:26.730 --> 01:02:33.030

Joanne Zygmunt: Sorry 25% of the area you're building or 25% of the number of units.

532

01:02:33.990 --> 01:02:50.220

Azu: Right. Well, the number of units. Because when you think about that, that also reduces our packing requirement that modern you ordinarily would have and they'll we're not really inclined to give him a variance for that park and because that means you will end up

533

01:02:51.330 --> 01:02:56.010

Azu: Parking on the street preachers on allowed. So yes, in terms of the number of units.

534

01:02:57.270 --> 01:03:16.170

Azu: Better what what what what I believe when I'm sharing members of the Commission bad. Yes, yes, and yes, you've got situations that are comparable. However, what we've done. If you look at the easterly end of our projects.

535

01:03:17.520 --> 01:03:31.830

Azu: Water flows downhill. So that recharge area or keep in mind. Keep in mind that presently. You've got run off from a parking area that is untreated that it's not recharged

536

01:03:32.580 --> 01:03:49.560

Azu: That will continue to be that way without this project. So what we have what we are doing here as good and number of sensitive to the concerns. Historically, having worked in the industry for a long time.

537

01:03:50.640 --> 01:04:11.700

Azu: Trying to strike a balance between those concerns that the Commission will readily and appropriately find in an attempt to demonstrate that we are not we have not just a way to come up with the way a cavalier project. If you look at the because the water runoff does not flow appeal.

538

01:04:13.050 --> 01:04:24.240

Azu: The side slopes from quinces three towards the wetlands. And so what we've done in order to provide for stormwater recharge and treatment.

539

01:04:24.930 --> 01:04:35.250

Azu: If you look at that. I was his proposed the infiltration on the east side I have to do that greening work in order so that is some sort of a trade off.

540

01:04:35.670 --> 01:04:47.640

Azu: You know, in order to provide that recharge. I have to work within the buffer zone. So I believe that it is a fair compromise, if you will.

541

01:04:48.390 --> 01:05:02.880

Azu: That we are actually trying to reduce the untreated runoff from going directly into the BTW, as well as providing recharge the REACH and the groundwater.

542

01:05:03.360 --> 01:05:14.280

Azu: So that is that. And also the fact that this here will not be your typical single family residential, this is will be very managed project.

543

01:05:15.240 --> 01:05:29.580

Azu: Along the along that easterly boundary to make sure that there's no activity going beyond that we're gonna we're proposing a written instruction and we can perhaps do have a few more plantings.

544

01:05:30.720 --> 01:05:35.880

Azu: A few more plantains to provide a vegetative an additional

545

01:05:37.260 --> 01:05:54.030

Azu: Vegetation along that boundary. But if you look at the property to the south to the north and put the West, we are

providing a lot of new green area that that does not exist.
Presently, so I think

546

01:05:55.410 --> 01:06:07.320

Azu: While we while I'm an engineer representing the interests of my client, we have actually done a due diligence in anticipating a

547

01:06:09.000 --> 01:06:15.900

Azu: Potential concerns and issues and being proactive in address addressing those

548

01:06:17.130 --> 01:06:28.350

Azu: Of course, there are a couple of comments by your peer review consultants as well as Michelle I believe those are readily

549

01:06:29.190 --> 01:06:41.640

Azu: modifiable that we have addressed them, but we need to meet with the missive on the property to make sure that she's an agreement with the ones line and then hopefully we will be able to

550

01:06:43.140 --> 01:06:52.020

Azu: Wrap up the project and the your next year. And if Mr. My that is online. Mr. Monday. You can chime in, I believe.

551

01:06:53.760 --> 01:07:02.460

Azu: You've got our commitment to start up because of scheduling and with all the delays, through no particular person's fault.

552

01:07:03.540 --> 01:07:14.640

Azu: We would like to meet his server construction schedule. This was supposed to actually go to construction end of May.

553

01:07:15.690 --> 01:07:38.100

Azu: But obviously nobody to look particular person's fault we are where we are and Mr Mather is hoping to start construction now so that he can still keep the finance and that he has for the project. So we are looking the stack construction and the fella July and some

554

01:07:38.160 --> 01:07:44.580

Pam Gurley - Staff: Can I just say something I received I believe this has gone through site plan approval.

555

01:07:45.150 --> 01:07:49.950

Azu: I believe we miss girly, I believe we we did it. We have had one meeting.

556

01:07:51.720 --> 01:07:55.230

Azu: Design Review people and we will meet with them again.

557

01:07:56.250 --> 01:08:07.290

Azu: So the, the conservation process is the most critical at this point for what we're doing and we want to make sure that

558

01:08:08.610 --> 01:08:10.200

Azu: We've achieved that.

559

01:08:10.290 --> 01:08:14.730

Pam Gurley - Staff: And then we'll like you cannot proceed to the planning board without that order and conditions.

560

01:08:14.940 --> 01:08:16.560

Azu: That is correct. That's why we're here.

561

01:08:17.550 --> 01:08:25.350

Pam Gurley - Staff: But I honestly don't remember it going tech review. So I'm gonna have to go back and I know we with

562

01:08:26.460 --> 01:08:26.760

Michael Mather: Him.

563

01:08:26.820 --> 01:08:30.780

Pam Gurley - Staff: He apo and send the attorney, but I don't remember it going to preview.

564

01:08:31.140 --> 01:08:32.940

Azu: So check out

565

01:08:34.200 --> 01:08:34.650

You folks.

566

01:08:36.720 --> 01:08:47.670

John McCluskey: If I can jump in here, this, this has been, as you know, Pam's has been looked at by the planning department also on the executive

567

01:08:49.830 --> 01:09:04.140

John McCluskey: Side of the city of Brockton. And I think there's a lot of favor for this project, especially where what it is is is fairly unsightly location or saintly site that

568

01:09:05.790 --> 01:09:18.180

John McCluskey: needs to be improved upon and and the city councilors are very in favor of this very much in favor of this and it went through the Zoning Board of appeals process.

569

01:09:19.020 --> 01:09:38.880

John McCluskey: We've, we've done quite a bit of vetting with various departments including the, the executive branch and there are many people in favor of this project PM. I, I, I tend to agree with you. I'm a little not too sure. I don't think we've done the site plan approval process I

570

01:09:40.440 --> 01:09:45.360

John McCluskey: Filed and this this covert thing has got me in a coven coma, quite frankly,

571

01:09:46.350 --> 01:09:49.020

Pam Gurley - Staff: I can check tomorrow morning when I'm in the office.

572

01:09:49.380 --> 01:09:50.640

Michael Mather: I've missed what's happening.

573

01:09:50.760 --> 01:09:54.750

Stephanie Danielson - Chair: Okay, so if we could you folks can work that out.

574

01:09:55.590 --> 01:10:12.210

Stephanie Danielson - Chair: I, I certainly appreciate attorney McCluskey that you know I think everybody would like to see the site redeveloped we still need to make sure that it complies with the standards and protects the the resource areas. Megan.

575

01:10:14.100 --> 01:10:18.180

Stephanie Danielson - Chair: Do you have comments from the peer reviewer on the storm water at this time.

576

01:10:19.140 --> 01:10:21.060

Megan Shave - Conservation Agent: Yes, so they did provide

577

01:10:22.080 --> 01:10:25.710

Megan Shave - Conservation Agent: A comment letter on June's June 15

578

01:10:28.050 --> 01:10:38.670

Megan Shave - Conservation Agent: And so as as EU has suggest or has a zoo has mentioned there did make a number of comments and so

579

01:10:39.270 --> 01:10:51.000

Megan Shave - Conservation Agent: At this time, I believe we received follow up plans to address betas addition first request for additional information and we did receive

580

01:10:51.600 --> 01:11:04.740

Megan Shave - Conservation Agent: That information. It was things like watersheds plans. We did forward that on to beta. And so that resulted in them, completing their review with their June 15 letter and so

581

01:11:05.370 --> 01:11:13.470

Megan Shave - Conservation Agent: I believe at this time as who has referenced some of their changes to address those comments. I don't believe we have received

582

01:11:14.400 --> 01:11:27.930

Megan Shave - Conservation Agent: That response in writing or the updated plans. Oh, in order to have beta follow up on any of that review, we would need to receive whatever revisions have been made based on the June 15 flutter.

583

01:11:28.350 --> 01:11:32.550

Pam Gurley - Staff: Okay, you know, we still old I'm review money.

584

01:11:34.440 --> 01:11:34.860
Megan Shave - Conservation Agent: I'll have

585
01:11:35.250 --> 01:11:35.880
Azu: A big paper.

586
01:11:36.270 --> 01:11:38.790
Azu: Yes, but a lot of money just barely web

587
01:11:39.930 --> 01:11:40.530
Only paid

588
01:11:41.640 --> 01:11:42.660
Pam Gurley - Staff: I believe the only paid

589
01:11:44.790 --> 01:11:45.900
Stephanie Danielson - Chair: Okay, um,

590
01:11:46.050 --> 01:11:48.750
Megan Shave - Conservation Agent: I love to follow up with beta
on

591
01:11:48.960 --> 01:11:49.740
Pam Gurley - Staff: Because if

592
01:11:51.210 --> 01:11:55.980
Pam Gurley - Staff: We can't let betas review, we can incur
betas.

593
01:11:56.670 --> 01:11:57.930
Stephanie Danielson - Chair: Talk Spence without

594
01:11:58.050 --> 01:11:58.950
Stephanie Danielson - Chair: Money. Money.

595
01:12:01.230 --> 01:12:03.600
Stephanie Danielson - Chair: Joey. And do you have any more
questions, comments.

596
01:12:03.660 --> 01:12:04.710

Stephanie Danielson - Chair: Yes, I think those are

597

01:12:04.830 --> 01:12:13.500

Joanne Zygmunt: Good. Um, so, so I've got three more questions. So two of them kind of relate to the same thing. So I noticed on the map that the

598

01:12:15.180 --> 01:12:32.280

Joanne Zygmunt: It looks like the area for trash from the property is pretty much a budding the 25 foot wetlands buffer. Um, and so I'm a little bit concerned about that. And then secondly, we spent a lot of time on this Commission talking about snow storage.

599

01:12:32.610 --> 01:12:33.180

Joanne Zygmunt: Mom.

600

01:12:33.420 --> 01:12:40.950

Joanne Zygmunt: And salt. So I'm just wondering what the plans are for storing snow on this property during the winter.

601

01:12:42.510 --> 01:13:01.830

Joanne Zygmunt: And then my third question is for really for Megan, I'm just, you know, the water situation with the infiltration system. I'm pretty comfortable with. I'm more concerned that if we do allow this project to go into the 25 foot wetlands buffer, then it's actually removing

602

01:13:02.940 --> 01:13:15.150

Joanne Zygmunt: Habitat that is continuous with habitat that extends beyond the property line. And so it's not easily replaced by additional shrubs or bushes or or other

603

01:13:16.620 --> 01:13:25.620

Joanne Zygmunt: Even native plants and kind of decorative areas on the property site. So I just wanted Megan's thoughts on the impact of that, in particular as well.

604

01:13:26.340 --> 01:13:36.210

Megan Shave - Conservation Agent: I'm I can say there is a mitigating circumstance here in that because the site is historically filled and historically disturbed.

605

01:13:36.540 --> 01:13:51.480

Megan Shave - Conservation Agent: Although the 25 foot buffer zone is currently not paved. It is currently filled with about six feet of film in some places, and it is dominated by invasive species and a lot of places, there is

606

01:13:51.930 --> 01:14:07.380

Megan Shave - Conservation Agent: Not we've this multi floor rose. There's black locust this pretty much every invasive that that Brockton gets in this 25 foot buffer zone so well paving it is going to increase the impervious surfaces in that area.

607

01:14:08.190 --> 01:14:22.350

Megan Shave - Conservation Agent: Talking about how it is. Now it is technically already altered and it's technically not dominated by native species. So the discussion of you know its value as

608

01:14:23.040 --> 01:14:46.680

Megan Shave - Conservation Agent: native habitat. It would have to be a discussion of, you know, the habitat as it pertains to invasive species. So how is it functioning right now as a humanly disturbed habitat. So presumably it's still providing you know ecosystem services, but we're not talking about a native plant. Yeah.

609

01:14:50.340 --> 01:14:52.980

Azu: Yeah the question relating to the

610

01:14:54.060 --> 01:14:54.750

Azu: dumpster.

611

01:14:55.800 --> 01:15:04.950

Azu: The dumpster is actually more than 25 feet from the BW so it's outside the 25 feet the proposer trash.

612

01:15:06.630 --> 01:15:09.240

Azu: Area that is more than 25 feet.

613

01:15:09.960 --> 01:15:10.200

Well,

614

01:15:11.460 --> 01:15:12.240

Joanne Zygmunt: That the

615

01:15:12.390 --> 01:15:18.240

Joanne Zygmunt: Top right corner of it is just about a budding
the 25 foot line right do you

616

01:15:18.360 --> 01:15:20.010

Azu: Have the trash removal

617

01:15:21.000 --> 01:15:25.710

Joanne Zygmunt: And the trash. Yes. So the top right, you're
pointing

618

01:15:25.950 --> 01:15:26.910

Azu: Yeah, that is

619

01:15:28.020 --> 01:15:28.710

Joanne Zygmunt: My fault line.

620

01:15:29.010 --> 01:15:30.450

Azu: Well, that is 33 feet.

621

01:15:31.560 --> 01:15:32.610

Azu: From the BW

622

01:15:32.910 --> 01:15:34.530

Joanne Zygmunt: Right. But it's very close. And that's my

623

01:15:34.560 --> 01:15:41.370

Azu: Yeah, right. Yeah. It is close. But I just want to make sure
that about at least we know that it's not in the 25 feet.

624

01:15:42.780 --> 01:15:49.350

Azu: In terms of snow, snow removal, because this will have an
actual management of our company.

625

01:15:50.430 --> 01:15:52.380

Azu: Most of the snow will be

626

01:15:53.790 --> 01:16:07.110

Azu: On the green area right on the west side of the property and

then you assess know will definitely be hauled on site because you will need to do that in order to provide the pocket.

627

01:16:07.650 --> 01:16:17.700

Azu: So snow management will not be a problem. And as a matter of fact, it is a good practice to not use salt in these areas.

628

01:16:18.180 --> 01:16:34.410

Azu: And we will not have any problem will will not be adverse to the Commission imposing our condition in perpetuity have no salt for the is that will not be that will not be something that will will be addressed.

629

01:16:37.560 --> 01:16:37.920

Okay.

630

01:16:39.180 --> 01:16:39.690

Stephanie Danielson - Chair: Bonnie

631

01:16:42.990 --> 01:16:46.320

Bonnie Sparks: I believe, Joanna has asked all my questions. Okay.

632

01:16:54.150 --> 01:16:57.720

Stephanie Danielson - Chair: So it sounds. I mean, there's, there's still a lot of work to do.

633

01:17:00.360 --> 01:17:04.080

Azu: Yes. When I'm sure we're not looking to work closely here tonight.

634

01:17:04.410 --> 01:17:06.780

Stephanie Danielson - Chair: But we want to continue to the 15th. Do you think

635

01:17:06.810 --> 01:17:26.640

Azu: Of July, please enter the meantime we will reach out to miss shave to see, well, when she might be able to meet on site and Michelle. We do, we do maintain our social distancing. And we do have our masks on every time we go out so

636

01:17:29.220 --> 01:17:29.670

Megan Shave - Conservation Agent: Why

637

01:17:31.020 --> 01:17:45.840

Stephanie Danielson - Chair: I, I just have one, one question. It's more of a comment again attorney McCluskey was talking about having conversations with the counselors and with the executive level of the city.

638

01:17:47.160 --> 01:17:52.290

Stephanie Danielson - Chair: I also would encourage people when they're looking at projects like this to reach out to Megan.

639

01:17:52.710 --> 01:18:08.430

Stephanie Danielson - Chair: Ahead of time and have a conversation with her and review the project because she can certainly help guide you in the direction that is going to make it easier and and probably facilitate the review process with the the Conservation Commission.

640

01:18:09.300 --> 01:18:12.840

John McCluskey: I've, I've loomed over Megan's desk. A couple of times.

641

01:18:13.110 --> 01:18:14.760

Stephanie Danielson - Chair: Okay. All right.

642

01:18:16.050 --> 01:18:17.460

Stephanie Danielson - Chair: That, that's what I like to hear

643

01:18:17.550 --> 01:18:18.660

John McCluskey: I like to know that people are

644

01:18:18.660 --> 01:18:19.740

Stephanie Danielson - Chair: Reaching out and talk to

645

01:18:19.740 --> 01:18:24.360

John McCluskey: You, she is, unfortunately, she's too close to the front line and she has no escape.

646

01:18:25.320 --> 01:18:37.830

Stephanie Danielson - Chair: Yeah, yeah. Okay. And then just one other comment. I couldn't find it before and I still can't find

it. I'm looking at sheet for, is there a north arrow on your plan so

647

01:18:40.080 --> 01:18:42.120

Azu: Yes, if you will get out sheet number three.

648

01:18:42.930 --> 01:18:45.540

Stephanie Danielson - Chair: Okay but sheet number four does not have one. Okay.

649

01:18:49.770 --> 01:18:54.360

Azu: I don't have my shooting for in front of can you can share that. Are you have a

650

01:18:55.590 --> 01:18:56.160

Stephanie Danielson - Chair: Hold on.

651

01:19:04.200 --> 01:19:04.650

Stephanie Danielson - Chair: OK.

652

01:19:08.790 --> 01:19:10.740

Azu: Ok ok now.

653

01:19:12.210 --> 01:19:19.320

Azu: The reason it doesn't. We can add that. But the reason we even had it before. If you look at that sheet number for

654

01:19:19.560 --> 01:19:22.920

Azu: Me, surely it is actually a

655

01:19:24.420 --> 01:19:26.250

Azu: Reproduction of sheet number three.

656

01:19:27.330 --> 01:19:30.270

Azu: All these specifications for the construction period.

657

01:19:30.390 --> 01:19:43.470

Azu: Yeah, to the to the space where we have the. We did it. We could have moved it over to the left side and we didn't move it. We didn't get it back on the planet custom those notes, go to we're

658
01:19:43.800 --> 01:19:46.140
Azu: Right. That's really what happened there.

659
01:19:46.410 --> 01:19:46.830
Okay.

660
01:19:48.450 --> 01:19:53.940
Stephanie Danielson - Chair: All right. Okay. So, do I have a motion to continue to July 15

661
01:19:55.260 --> 01:19:58.200
Joanne Zygmunt: I'll make a motion to continue to July 15

662
01:19:58.530 --> 01:20:00.300
Stephanie Danielson - Chair: That's Joanne. Do I have a second

663
01:20:00.660 --> 01:20:01.410
Bonnie Sparks: I will second

664
01:20:02.100 --> 01:20:04.410
Stephanie Danielson - Chair: And. All in favor. STEPHANIE. I

665
01:20:04.740 --> 01:20:05.430
Joanne Zygmunt: Joanne, I

666
01:20:06.030 --> 01:20:08.160
Stephanie Danielson - Chair: ani. Okay, thank you.

667
01:20:09.090 --> 01:20:11.040
Azu: Very much. Have a good safe.

668
01:20:11.550 --> 01:20:12.660
John McCluskey: Thank you everyone.

669
01:20:12.780 --> 01:20:19.080
Pam Gurley - Staff: Check your records john and see if you have actually made an application but site plan approval.

670

01:20:19.170 --> 01:20:22.050

John McCluskey: I will, thank you. Pam. I'm gonna check that.

671

01:20:22.530 --> 01:20:22.890

Stephanie Danielson - Chair: Okay.

672

01:20:23.010 --> 01:20:25.410

Pam Gurley - Staff: Because if you get that in will schedule the tech review.

673

01:20:26.010 --> 01:20:36.000

Stephanie Danielson - Chair: Okay, alright. The next item on the agenda is a request for determination for 55 I'm sorry 53 Baker Street et engineering is the representative

674

01:20:37.080 --> 01:20:38.730

Stephanie Danielson - Chair: Zoo, you have the floor again.

675

01:20:39.780 --> 01:20:48.660

Azu: Thank you. When I'm cheer. Good evening. For the record, my name is as well to Nero for representing them. Mr. Kennedy said

676

01:20:49.830 --> 01:20:53.640

Azu: Regarding his project at 53 Baker Street.

677

01:20:55.020 --> 01:20:59.790

Azu: Madam Chair, what we have before you is a request for determination of applicability.

678

01:21:01.170 --> 01:21:05.070

Azu: There was a confusion as to what Mr was said.

679

01:21:06.120 --> 01:21:08.250

Azu: Should have done, but

680

01:21:09.330 --> 01:21:17.550

Azu: I don't know, to be quite honest with you the history of Mr myself with the Commission, however.

681

01:21:18.780 --> 01:21:24.060

Azu: He did receive an enforcement order a cease and desist

order.

682

01:21:26.640 --> 01:21:28.950

Azu: telling him that he shouldn't do any more work.

683

01:21:30.090 --> 01:21:37.500

Azu: Because she has what lands on their property. The BV W was never delineated

684

01:21:39.870 --> 01:21:59.910

Azu: Donahue he apologized. At least he told me that he apologized and assured me that he had received a building permit and there was a sign of from the Commission's off the ground office on the building permit. So at that time. He didn't know that he had to

685

01:22:02.220 --> 01:22:11.880

Azu: Go to conservation, but when he received a cease and desist order which I told him that. That probably was in order for the simple reason that

686

01:22:12.390 --> 01:22:30.090

Azu: The Commission staff can only react to a plan that it has before it. And if that plan did not show any BTW, it is incumbent upon the applicant to be to reflect that. And that was not reflected on any documents that was signed off.

687

01:22:31.560 --> 01:22:50.310

Azu: And so he stopped the work that was back. I believe in late January, early February and he hired. Mr. Brad homes to go and fly the wetlands, which he did and provided a report and then

688

01:22:51.360 --> 01:22:58.500

Azu: I went out there with a couple of people in from my office, looking at the wetlands. The foundation is already started.

689

01:22:59.430 --> 01:23:12.300

Azu: He put the food in the foot in on the foundation is there and the foundation wall was ready to be poured when he got the stop work order which I encouraged him and that money is Jim to

690

01:23:14.610 --> 01:23:17.310

Azu: Honor and he has done that.

691

01:23:18.540 --> 01:23:21.420

Azu: Obviously, with the advent of covert

692

01:23:23.490 --> 01:23:36.900

Azu: Told him. Well, let's find out a request for determination, which is what we have here at least now that he has a witness delineated and we asked him to commission. We are hoping and praying the Commission.

693

01:23:37.980 --> 01:23:40.890

Azu: Whereas, he, he can maintain

694

01:23:42.030 --> 01:23:59.160

Azu: That none to 25 no touch and we're as you can see the. You can see the word clearing that's done aligning what I showed this squiggly line that represents the limit of clearing that is still above

695

01:24:00.510 --> 01:24:12.450

Azu: The 25 foot no touch the actual foundation work is well above 70 feet from the BV w. So

696

01:24:14.340 --> 01:24:17.550

Azu: We're at and I receive Megan's

697

01:24:18.990 --> 01:24:30.150

Azu: Coming in and those out properly founded the problem now. And I think there were negative determination with a stipulation.

698

01:24:30.720 --> 01:24:43.110

Azu: That not even providing their illusion control and as my follow me back up. Madam Chair, when he was ordered to stop work, he went on a pretty revision control barrier right away.

699

01:24:45.210 --> 01:24:45.870

Azu: So,

700

01:24:47.430 --> 01:24:55.890

Azu: I saw the comments from Megan. And those are properly funded, but I also recognize that it's now.

701

01:24:57.240 --> 01:24:59.340

Azu: More than five almost four months.

702

01:25:01.530 --> 01:25:05.340

Azu: That it really additional applications.

703

01:25:06.600 --> 01:25:12.120

Azu: To go through a Notice of Intent will really put an undue burden.

704

01:25:13.890 --> 01:25:27.090

Azu: On Mr. Miss said he has at least since my involvement. I'm not. I can't speak as to what happened prior that says my involvement. He has determined and committed to

705

01:25:27.630 --> 01:25:43.590

Azu: Whatever needs to happen that he will do so while I agree with Megan on the comments. I do think that because of the delays that we have had if we were able to have had a meeting. Back in March or April.

706

01:25:45.030 --> 01:25:51.600

Azu: Then we'll be having a we would probably have a hearing on the losing something then in May, but here we are the end of June.

707

01:25:52.080 --> 01:25:55.350

Stephanie Danielson - Chair: So, so I'm going to stop you there. Um,

708

01:25:55.440 --> 01:25:55.740

Azu: You know,

709

01:25:55.770 --> 01:26:02.640

Stephanie Danielson - Chair: There the whole world has stopped. And there's been significant adverse impact on a whole lot of people

710

01:26:02.790 --> 01:26:04.920

Stephanie Danielson - Chair: As a result of covert 19

711

01:26:06.300 --> 01:26:07.020
Stephanie Danielson - Chair: So,

712
01:26:08.490 --> 01:26:19.740
Stephanie Danielson - Chair: We are in the situation we are in,
as you pointed out, through no fault of any of ours, and I think
belaboring, that is, is some not productive.

713
01:26:21.900 --> 01:26:23.700
Stephanie Danielson - Chair: I'm looking at the plans.

714
01:26:24.780 --> 01:26:25.770
Stephanie Danielson - Chair: And all

715
01:26:27.510 --> 01:26:30.870
Stephanie Danielson - Chair: I see one plan sheet. Am I missing
something.

716
01:26:31.530 --> 01:26:32.370
Azu: Because normally

717
01:26:33.420 --> 01:26:34.140
Stephanie Danielson - Chair: Show.

718
01:26:35.160 --> 01:26:37.530
Stephanie Danielson - Chair: I, I don't really see where

719
01:26:39.420 --> 01:26:41.010
Stephanie Danielson - Chair: OK, so the footing. Okay.

720
01:26:41.100 --> 01:26:41.730
Theory. Yeah.

721
01:26:45.360 --> 01:26:48.450
Stephanie Danielson - Chair: And Megan references something from

722
01:26:51.120 --> 01:26:52.080
Stephanie Danielson - Chair: In her report.

723
01:26:52.500 --> 01:26:53.760

Pam Gurley - Staff: has a long history.

724

01:26:54.240 --> 01:26:56.550

Stephanie Danielson - Chair: Right. I mean, I think this was

725

01:27:00.510 --> 01:27:04.470

Stephanie Danielson - Chair: I'm not sure why Mr reset did not know he

726

01:27:07.140 --> 01:27:07.920

Stephanie Danielson - Chair: Was subject.

727

01:27:09.990 --> 01:27:13.920

Stephanie Danielson - Chair: Or could be subject to a filing with the Conservation Commission.

728

01:27:16.830 --> 01:27:21.930

Azu: Sometimes should show up again as. As noted earlier, Madam Chair.

729

01:27:24.060 --> 01:27:27.960

Azu: I cannot speak to the Council that he got from somebody else.

730

01:27:28.380 --> 01:27:31.680

Azu: France. Oh, so I can not about

731

01:27:31.710 --> 01:27:47.370

Stephanie Danielson - Chair: That but again there's been there, spend some history here, so I'm confused as to why this is being made. It is a determination. When the proposed dwelling is clearly within the hundred foot buffer.

732

01:27:49.080 --> 01:27:53.580

Azu: The only reason I did that when I'm cheer is looking at the

733

01:27:54.600 --> 01:28:00.330

Azu: The DTP policy now when work itself. I'm wondering 50 feet.

734

01:28:01.680 --> 01:28:12.090

Azu: That our request would be can be considered under request

for. That's all, that's all I'm. That's the only reason in I'm looking at the foundation that it serves so many something feet away.

735

01:28:14.130 --> 01:28:23.880

Azu: That's the only reason not on not a reason I'm not gonna tell you this. Any special technical reason other than the fact that the policy allows a request for the termination for

736

01:28:24.330 --> 01:28:36.690

Azu: When you can still 50 feet. So, and I think it would that can read it will be accomplished here and if in fact and i again i agree with them Megan's comments that perhaps

737

01:28:38.190 --> 01:28:46.650

Azu: Just to as a good feet and MC help here. If we can now at least be allowed.

738

01:28:47.850 --> 01:28:53.790

Azu: To not do any not allowed to do any other site work, but at least from the building.

739

01:28:55.440 --> 01:29:13.260

Azu: We still going to do utilities, we still have to do landscaping work on that. The foundation is already do. We don't have to do any ground disturbance to do the above that's really I think if we can do that while we do a notice of intent for the site work.

740

01:29:14.430 --> 01:29:16.320

Azu: Perhaps that will that will

741

01:29:17.640 --> 01:29:23.370

Azu: mitigate some of the hardship. I'm not, I'm not saying that he's entitled to any

742

01:29:24.420 --> 01:29:27.540

Azu: special consideration, but I think well

743

01:29:28.080 --> 01:29:40.290

Stephanie Danielson - Chair: I'm so again. Again, I'm not, I'm not inclined Megan please remind me. Does the determination of applicability. It doesn't need to be recorded at the Registry of

Deeds does it

744

01:29:41.670 --> 01:29:43.920

Megan Shave - Conservation Agent: No, I don't believe so.

745

01:29:45.180 --> 01:29:46.320

Azu: You can require that

746

01:29:46.380 --> 01:29:49.140

Azu: If you make a determination requirement that it can be

747

01:29:49.710 --> 01:29:53.670

Stephanie Danielson - Chair: I would I would rather see this go through a Notice of Intent myself.

748

01:29:56.400 --> 01:30:00.030

Stephanie Danielson - Chair: And especially given some of the history here, so I'm

749

01:30:01.590 --> 01:30:04.530

Stephanie Danielson - Chair: Joanne. Do you have any comments, questions.

750

01:30:06.420 --> 01:30:10.260

Joanne Zygmunt: Um, no. Not at this time. I think I agree with you on that.

751

01:30:11.610 --> 01:30:12.150

Stephanie Danielson - Chair: Funny.

752

01:30:14.310 --> 01:30:17.160

Bonnie Sparks: I'm also interested in seeing it as a notice of intent.

753

01:30:21.510 --> 01:30:24.750

Stephanie Danielson - Chair: Would you like us to take a vote tonight.

754

01:30:26.400 --> 01:30:29.130

Azu: Modern sheer about, is it possible

755

01:30:30.750 --> 01:30:30.930

Azu: To

756

01:30:32.220 --> 01:30:42.990

Azu: Obviously a Notice of Intent means a positive determination which I would not have a problem with that is impossible Muslim ship if the Commission would

757

01:30:44.100 --> 01:30:44.670

Azu: Miss

758

01:30:45.870 --> 01:30:48.600

Azu: She obviously is familiar with the site.

759

01:30:49.920 --> 01:31:11.700

Azu: If we if we are allowed to file in notice of intent, but at the same time, we already have erosion control that know side work no equipment operation on this side, other than allow the foundation and the framing to continue while we do the notice of intent, I think, I think our

760

01:31:13.200 --> 01:31:29.970

Azu: Dad is not unreasonable make a positive but with the with these proviso that the framing of the building can comments that no site work period until the notice of intent is file and approve, I think.

761

01:31:30.720 --> 01:31:40.620

Azu: That will meet again from a ship. It is something actually, I agree, it is self imposed hash it, but at the end of your day.

762

01:31:42.420 --> 01:31:51.630

Azu: If the original sin, we wouldn't have the word forgiveness. So I'm just a precondition to have that little, uh, well, empathy, if you will.

763

01:31:52.530 --> 01:31:54.540

Stephanie Danielson - Chair: Um, fellow Commissioners.

764

01:31:55.800 --> 01:32:05.490

Joanne Zygmunt: I'm sorry, I have no empathy here. Um, the, the rules are the rules and those are the rules and they just weren't

followed here for a very long time it appears so

765

01:32:06.630 --> 01:32:18.060

Joanne Zygmunt: I think it should follow the proper process and for us to permit any kind of framing without the proper process being followed. I think is really unfair on any future project that might come forward.

766

01:32:20.940 --> 01:32:21.510

Stephanie Danielson - Chair: Bonnie

767

01:32:23.940 --> 01:32:25.470

Bonnie Sparks: I have to agree with Joanne here.

768

01:32:26.550 --> 01:32:38.610

Stephanie Danielson - Chair: So my fellow Commissioners are echoing my sentiments as well. I really would like we need to see an order of conditions on record for this project.

769

01:32:40.020 --> 01:32:45.660

Stephanie Danielson - Chair: So you are as you're asking the Commission to make a determination.

770

01:32:50.790 --> 01:32:52.500

Stephanie Danielson - Chair: Do I have a motion to

771

01:32:53.640 --> 01:32:55.350

Stephanie Danielson - Chair: Issue a positive determination.

772

01:33:09.510 --> 01:33:11.310

Megan Shave - Conservation Agent: Do we need to discuss

773

01:33:11.400 --> 01:33:12.660

Stephanie Danielson - Chair: Means that they need.

774

01:33:13.410 --> 01:33:15.720

Stephanie Danielson - Chair: They need to come in with a notice of intent.

775

01:33:20.550 --> 01:33:22.020

Joanne Zygmunt: Sorry, I'm just thinking this through before

776

01:33:22.590 --> 01:33:23.730

Joanne Zygmunt: Yep. One minute.

777

01:33:25.350 --> 01:33:27.480

Stephanie Danielson - Chair: And I don't have the the

778

01:33:30.030 --> 01:33:39.450

Stephanie Danielson - Chair: Regulations right in front of me.

Megan is it what number would this be i mean it's it's
jurisdictional, the works jurisdictional the area's
jurisdictional

779

01:33:40.590 --> 01:33:50.970

Megan Shave - Conservation Agent: Um, so again it's tricky
because of the history of the site, but based on the information
that I've reviewed, going back to the

780

01:33:52.560 --> 01:33:53.760

Megan Shave - Conservation Agent: Going forward,

781

01:33:55.080 --> 01:33:57.600

Megan Shave - Conservation Agent: Based on the information I
have, I would

782

01:33:58.740 --> 01:33:59.910

Megan Shave - Conservation Agent: Recommend

783

01:34:01.680 --> 01:34:02.670

Leave it would be

784

01:34:13.410 --> 01:34:16.950

Megan Shave - Conservation Agent: It could be a positive one or
positive three.

785

01:34:17.430 --> 01:34:30.750

Megan Shave - Conservation Agent: And because there's evidence
that, again, not by this particular house, but the history of
there's evidence that there has been wetland alteration on this
site that is not

786

01:34:32.460 --> 01:34:50.790

Megan Shave - Conservation Agent: Permitted through an order conditions. So it would therefore carry into this project, even though it's not shown on a plan or not yet proposed it has happened, based on what I have available. So I would say, yeah, for example, the positive three that the work on

787

01:34:51.990 --> 01:35:01.950

Megan Shave - Conservation Agent: Or if we want to not reference the planet. All it would be the positive one, that the area described on the reference plan is an area subjects protection under the Act.

788

01:35:02.250 --> 01:35:13.350

Megan Shave - Conservation Agent: Removing filling dredging or altering the area requires a notice of intent. The idea being that if this subject parcel was filled in the past.

789

01:35:14.100 --> 01:35:30.600

Megan Shave - Conservation Agent: Talking, the early 90s, early 2000s, and that was never shown on an order of conditions then technically again that carries over to this project, though there is possibly little ones on the side that would

790

01:35:32.220 --> 01:35:34.140

Megan Shave - Conservation Agent: Qualify for the positive one.

791

01:35:36.090 --> 01:35:37.770

Stephanie Danielson - Chair: Okay, Joe, and does that help you

792

01:35:38.820 --> 01:35:47.220

Joanne Zygmunt: Yeah, same. I need to help me with the wording so so my emotion is so I'd like to make a motion to issue a positive determination of applicability.

793

01:35:49.140 --> 01:35:54.480

Stephanie Danielson - Chair: Finding that the area is subject to jurisdiction.

794

01:35:55.440 --> 01:35:58.440

Joanne Zygmunt: Finding that there is subject to jurisdiction.

795

01:35:59.550 --> 01:36:06.990

Stephanie Danielson - Chair: And and I would also say in the work is subject to jurisdiction and we'll let Megan, figure out the numbers.

796

01:36:07.710 --> 01:36:10.020

Joanne Zygmunt: And the work is subject to jurisdiction as well.

797

01:36:10.650 --> 01:36:15.390

Megan Shave - Conservation Agent: Yes, and I think the big point is that it requires the filing of the notice intent.

798

01:36:15.660 --> 01:36:18.300

Megan Shave - Conservation Agent: Yes, that's the verbiage that's in the positive one.

799

01:36:18.480 --> 01:36:20.910

Megan Shave - Conservation Agent: Would be requiring a Notice of Intent. Okay.

800

01:36:22.920 --> 01:36:23.910

Stephanie Danielson - Chair: Do I have a second

801

01:36:25.560 --> 01:36:26.160

Bonnie Sparks: I second.

802

01:36:27.000 --> 01:36:28.110

Stephanie Danielson - Chair: Stephanie and favor

803

01:36:28.710 --> 01:36:29.700

Joanne Zygmunt: Joanne and favor

804

01:36:32.220 --> 01:36:32.580

Bonnie Sparks: Favor

805

01:36:34.440 --> 01:36:36.720

Stephanie Danielson - Chair: Motion passes. Thank you.

806

01:36:37.320 --> 01:36:39.180

Stephanie Danielson - Chair: Thank you, you too.

807

01:36:43.140 --> 01:36:45.750

Stephanie Danielson - Chair: All right, we have some other business.

808

01:36:46.890 --> 01:36:49.530

Stephanie Danielson - Chair: Oh, I didn't ask if we had any

809

01:36:51.450 --> 01:36:53.820

Stephanie Danielson - Chair: butters determination, but nobody

810

01:36:54.150 --> 01:36:56.700

Stephanie Danielson - Chair: That's right, it's a, it's not a hearing. Correct.

811

01:36:57.210 --> 01:36:58.620

Pam Gurley - Staff: And nobody raised their hand.

812

01:36:58.800 --> 01:36:59.940

Stephanie Danielson - Chair: Right, right.

813

01:37:01.800 --> 01:37:02.460

Stephanie Danielson - Chair: Okay.

814

01:37:04.050 --> 01:37:05.610

Stephanie Danielson - Chair: Megan, the floor is yours.

815

01:37:07.080 --> 01:37:12.600

Megan Shave - Conservation Agent: Okay, yes. So we have two requests for

816

01:37:13.200 --> 01:37:14.550

Pam Gurley - Staff: A minor change.

817

01:37:14.610 --> 01:37:20.250

Megan Shave - Conservation Agent: I can start with the new one, since it hasn't been discussed this is for

818

01:37:22.200 --> 01:37:25.740

Megan Shave - Conservation Agent: The VA hospital and their existing order of conditions.

819
01:37:25.830 --> 01:37:27.210
Pam Gurley - Staff: He is online so I'm

820
01:37:27.210 --> 01:37:28.170
Pam Gurley - Staff: Going to unmute him.

821
01:37:28.560 --> 01:37:30.090
Megan Shave - Conservation Agent: Okay. Yeah, and I think

822
01:37:35.280 --> 01:37:36.420
Pam Gurley - Staff: And then monitor

823
01:37:36.630 --> 01:37:37.200
My

824
01:37:45.840 --> 01:37:55.770
Megan Shave - Conservation Agent: So yes, I've met with the
project engineers on site. Basically, they have an existing order
of conditions to

825
01:37:57.450 --> 01:37:58.680
Megan Shave - Conservation Agent: Finish developing

826
01:37:58.920 --> 01:37:59.640
Developing

827
01:38:00.720 --> 01:38:01.440
Megan Shave - Conservation Agent: And

828
01:38:02.190 --> 01:38:04.020
Megan Shave - Conservation Agent: They are looking to

829
01:38:04.230 --> 01:38:05.250
Megan Shave - Conservation Agent: Okay I think just

830
01:38:05.250 --> 01:38:06.540
Stephanie Danielson - Chair: stop you for a moment.

831
01:38:08.460 --> 01:38:14.640

Stephanie Danielson - Chair: To us, are you near a radio or a cell phone that's causing that feedback.

832

01:38:17.700 --> 01:38:18.150

John Hughes VA Boston: Yes.

833

01:38:20.580 --> 01:38:22.410

Stephanie Danielson - Chair: Good. You take care of that for us.

834

01:38:25.080 --> 01:38:29.070

Bonnie Sparks: It sounds like the feedback might be you might need to put it in headphones might only be

835

01:38:31.710 --> 01:38:38.160

Stephanie Danielson - Chair: And you can also, um, why don't. In the meantime, you can mute yourself, I believe, and then then if you

836

01:38:38.220 --> 01:38:39.510

Stephanie Danielson - Chair: Need to speak. You can unmute

837

01:38:40.680 --> 01:38:41.010

Stephanie Danielson - Chair: Okay.

838

01:38:44.520 --> 01:38:46.020

Stephanie Danielson - Chair: Every time you talk, we get the

839

01:38:46.020 --> 01:38:48.600

Stephanie Danielson - Chair: Echo, hold on. Megan, can you do you want to

840

01:38:49.860 --> 01:38:50.820

John Hughes VA Boston: Yeah, it's

841

01:38:51.150 --> 01:38:51.690

Pretty bad

842

01:38:52.770 --> 01:38:53.730

Megan Shave - Conservation Agent: Okay, so

843

01:38:54.210 --> 01:38:58.530

Megan Shave - Conservation Agent: Yes. So basically, there's already a water line that runs

844

01:38:58.620 --> 01:39:00.360

Stephanie Danielson - Chair: Through the staging area and

845

01:39:01.500 --> 01:39:03.450

Megan Shave - Conservation Agent: Proposing a minor change.

846

01:39:03.780 --> 01:39:08.940

Megan Shave - Conservation Agent: To add a hookup or a connection within their existing limit of

847

01:39:08.940 --> 01:39:10.500

Megan Shave - Conservation Agent: Work from that existing you

848

01:39:10.500 --> 01:39:12.000

John Hughes VA Boston: Water line up to the pump.

849

01:39:12.000 --> 01:39:14.580

Megan Shave - Conservation Agent: House, that is within their

850

01:39:15.960 --> 01:39:30.420

Megan Shave - Conservation Agent: Limit of work. And so I visited the site with them and they showed me the area where the connection is going on the erosion controls are already in place so I don't have an issue with accepting this as a minor change. I can

851

01:39:34.920 --> 01:39:38.430

Megan Shave - Conservation Agent: Hear the plans that Commission would like to see

852

01:39:44.550 --> 01:39:45.660

Stephanie Danielson - Chair: Oh, we lost john

853

01:39:50.640 --> 01:39:51.480

Pam Gurley - Staff: Monaco is

854

01:39:54.630 --> 01:39:55.620

Monica: Hi, can you hear me.

855

01:39:56.880 --> 01:39:57.360

Pam Gurley - Staff: Yes.

856

01:39:57.960 --> 01:40:02.100

Monica: Hi. So I work with John Hughes at the VA hospital. I'm one of the people that met with Megan.

857

01:40:03.000 --> 01:40:03.420

Okay.

858

01:40:06.540 --> 01:40:08.430

Stephanie Danielson - Chair: Thank you for identifying yourself.

859

01:40:09.180 --> 01:40:10.620

Pam Gurley - Staff: As a telephone number there.

860

01:40:11.550 --> 01:40:15.450

Stephanie Danielson - Chair: Okay. So Megan. Are you trying to bring something up on the screen is that

861

01:40:15.510 --> 01:40:17.580

Megan Shave - Conservation Agent: Yes, I'm trying to just share

862

01:40:19.440 --> 01:40:20.040

Let's see.

863

01:40:22.830 --> 01:40:24.660

Megan Shave - Conservation Agent: It's giving me a hard time about

864

01:40:33.720 --> 01:40:38.010

Megan Shave - Conservation Agent: Sure. Why is no one sharing their screen right now. So I don't know.

865

01:42:11.970 --> 01:42:17.520

Megan Shave - Conservation Agent: Alright, I'm not sure why it's not allowing me to share. I don't know if it's because

866

01:42:21.330 --> 01:42:26.640

Bonnie Sparks: You have access to the same folders that Stephanie does because you can share it to her folders that she has access to she's had

867

01:42:26.670 --> 01:42:32.970

Megan Shave - Conservation Agent: Yeah, I think, Stephanie, you'll have to bring it up and you're under the VA.

868

01:42:33.210 --> 01:42:34.140

Yep. Hold on.

869

01:42:49.590 --> 01:42:52.890

Stephanie Danielson - Chair: And we're bringing up there were two plans, there's

870

01:42:53.520 --> 01:42:58.260

Megan Shave - Conservation Agent: Water connections details, I think, is the clearest

871

01:42:58.710 --> 01:43:02.790

Stephanie Danielson - Chair: Hmm. You cannot start screen share, while the other participant is sharing

872

01:43:08.070 --> 01:43:09.960

Stephanie Danielson - Chair: Did you click on your document.

873

01:43:11.250 --> 01:43:17.580

Megan Shave - Conservation Agent: It wouldn't. Honestly, it was only giving me the option to share my computer sound. I don't know why that

874

01:43:17.580 --> 01:43:17.820

Stephanie Danielson - Chair: Is

875

01:43:18.120 --> 01:43:19.560

Megan Shave - Conservation Agent: Should be turned off now.

876

01:43:19.860 --> 01:43:22.140

Stephanie Danielson - Chair: Okay, hold on, let me try it again.

877

01:43:26.040 --> 01:43:26.640
Stephanie Danielson - Chair: There we go.

878
01:43:27.930 --> 01:43:29.070
Stephanie Danielson - Chair: Is this the

879
01:43:29.730 --> 01:43:30.990
Stephanie Danielson - Chair: Yes, and in

880
01:43:32.250 --> 01:43:36.420
Stephanie Danielson - Chair: Um, I don't know, is there a way to rotate it when it's

881
01:43:42.120 --> 01:43:43.980
Stephanie Danielson - Chair: In any case, you can direct me on

882
01:43:44.400 --> 01:43:47.700
Megan Shave - Conservation Agent: Yeah, so the that bubbled area towards the middle

883
01:43:47.790 --> 01:43:49.440
Megan Shave - Conservation Agent: Over here. Yes.

884
01:43:49.470 --> 01:43:49.830
Stephanie Danielson - Chair: Yep.

885
01:43:50.220 --> 01:43:53.190
Megan Shave - Conservation Agent: That little where all the writing is in that bubble that's

886
01:43:55.590 --> 01:44:02.730
Megan Shave - Conservation Agent: You can see the pump house is towards the bottom, the little rectangles, the pump house and then that darker black line is the connection.

887
01:44:03.330 --> 01:44:04.080
Stephanie Danielson - Chair: Oh, right here.

888
01:44:04.500 --> 01:44:06.060
Stephanie Danielson - Chair: Yeah. Yes. Yep.

889
01:44:07.050 --> 01:44:13.530
Megan Shave - Conservation Agent: So they're proposing where that little arrows pointing. That's a connection from the existing water lines at the pump house.

890
01:44:13.770 --> 01:44:14.280
Okay.

891
01:44:16.050 --> 01:44:18.000
Stephanie Danielson - Chair: And then, is this a new line here.

892
01:44:22.230 --> 01:44:22.950
Stephanie Danielson - Chair: See the

893
01:44:23.010 --> 01:44:24.960
Megan Shave - Conservation Agent: Just a call out. I think it's just

894
01:44:26.700 --> 01:44:28.380
Stephanie Danielson - Chair: Just aligned pointing to the

895
01:44:28.380 --> 01:44:30.240
Megan Shave - Conservation Agent: Yeah, I think those other lines are

896
01:44:31.830 --> 01:44:33.960
Megan Shave - Conservation Agent: call outs to the yeah

897
01:44:35.250 --> 01:44:36.210
Megan Shave - Conservation Agent: Labels

898
01:44:39.390 --> 01:44:39.840
Okay.

899
01:44:43.980 --> 01:44:44.340
Stephanie Danielson - Chair: Okay.

900
01:44:52.440 --> 01:44:56.370
Stephanie Danielson - Chair: All right, and it's your recommendation that we accept this as a change

901

01:44:57.060 --> 01:45:00.420

Megan Shave - Conservation Agent: Yes. I mean, it's the area isn't paved

902

01:45:01.440 --> 01:45:05.220

Megan Shave - Conservation Agent: Yes, so they wouldn't have to dig up any paving

903

01:45:05.520 --> 01:45:13.830

Megan Shave - Conservation Agent: It would just be think they're looking to put it in before they do the paving that's associated with the staging area. Okay.

904

01:45:14.820 --> 01:45:17.370

Stephanie Danielson - Chair: All right. Do I have a motion to accept.

905

01:45:19.050 --> 01:45:20.640

Stephanie Danielson - Chair: This change.

906

01:45:25.500 --> 01:45:31.260

Stephanie Danielson - Chair: Is this a new plan sheet or isn't an amended plan sheet to the plan set

907

01:45:32.910 --> 01:45:36.420

Megan Shave - Conservation Agent: This is a different a separate sheet.

908

01:45:36.600 --> 01:45:37.110

Okay.

909

01:45:40.440 --> 01:45:47.100

Stephanie Danielson - Chair: So I think the, the motion is that we want to accept the plan is shown on this plan sheet.

910

01:45:48.420 --> 01:45:51.900

Stephanie Danielson - Chair: Which appears to be titled water system plan six

911

01:45:53.070 --> 01:45:55.830

Stephanie Danielson - Chair: To duck alternate number one.

912

01:45:59.220 --> 01:46:01.530

Stephanie Danielson - Chair: And I'm looking dated it looks like it stated

913

01:46:05.310 --> 01:46:08.550

Stephanie Danielson - Chair: Don't think I can zoom in anymore. There we go.

914

01:46:13.590 --> 01:46:15.750

Stephanie Danielson - Chair: This plan is dated 2013

915

01:46:21.720 --> 01:46:23.400

Stephanie Danielson - Chair: Is it robot up revised.

916

01:46:25.560 --> 01:46:27.000

Stephanie Danielson - Chair: Don't see a revised date.

917

01:46:29.910 --> 01:46:30.420

Stephanie Danielson - Chair: Does that

918

01:46:32.910 --> 01:46:35.400

Pam Gurley - Staff: Is that not on the original order conditions.

919

01:46:37.020 --> 01:46:40.770

Megan Shave - Conservation Agent: Know this, the connection is not on the original or conditions.

920

01:46:40.800 --> 01:46:42.450

Pam Gurley - Staff: So they just didn't revise that

921

01:46:42.540 --> 01:46:44.010

Stephanie Danielson - Chair: They didn't revise the date.

922

01:46:46.260 --> 01:46:50.790

Stephanie Danielson - Chair: Does this doesn't. We don't have a date stamp on this either.

923

01:46:54.090 --> 01:46:55.020

Megan Shave - Conservation Agent: No, I believe.

924

01:46:57.030 --> 01:46:58.230

Megan Shave - Conservation Agent: The other plan.

925

01:46:58.950 --> 01:47:00.690

Megan Shave - Conservation Agent: Cheap done by home grin.

926

01:47:04.530 --> 01:47:07.260

Megan Shave - Conservation Agent: They did the original plan. So they also added

927

01:47:07.290 --> 01:47:10.140

Stephanie Danielson - Chair: Yeah, I mean we really should have

928

01:47:14.040 --> 01:47:19.050

Stephanie Danielson - Chair: A current plan, at least with the is that is that the revision date there.

929

01:47:21.000 --> 01:47:23.700

Megan Shave - Conservation Agent: There is also in that folder.

930

01:47:25.170 --> 01:47:25.530

Megan Shave - Conservation Agent: That

931

01:47:26.100 --> 01:47:32.880

Stephanie Danielson - Chair: Word to 20 so it is revised through okay revised through April 2 2020

932

01:47:34.260 --> 01:47:35.250

Stephanie Danielson - Chair: Do I have emotion.

933

01:47:36.780 --> 01:47:41.910

Joanne Zygmunt: Um, yes, but you'll have to scroll back up so I can read the name of the plans.

934

01:47:43.170 --> 01:47:43.800

Joanne Zygmunt: To do that.

935

01:47:44.490 --> 01:47:45.780

Stephanie Danielson - Chair: Yes, right here.

936

01:47:46.290 --> 01:47:58.890

Joanne Zygmunt: Okay, so I make a motion to approve the minor alteration as shown on the water system plan six to ducked alternate number one.

937

01:48:01.980 --> 01:48:02.430

Stephanie Danielson - Chair: Dated

938

01:48:02.610 --> 01:48:10.050

Joanne Zygmunt: To 2713 9713 and revise right

939

01:48:10.080 --> 01:48:10.590

Stephanie Danielson - Chair: There.

940

01:48:10.770 --> 01:48:11.940

Joanne Zygmunt: I can't 2020

941

01:48:13.050 --> 01:48:13.920

Stephanie Danielson - Chair: Do I have a second

942

01:48:14.550 --> 01:48:18.240

Stephanie Danielson - Chair: I second. All in favor. Aye.
Stephanie.

943

01:48:18.600 --> 01:48:19.350

Joanne Zygmunt: Joanne, I

944

01:48:20.370 --> 01:48:20.940

Bonnie Sparks: Bonnie, I

945

01:48:24.870 --> 01:48:25.410

Stephanie Danielson - Chair: Okay.

946

01:48:27.210 --> 01:48:29.340

Stephanie Danielson - Chair: Then 2020 Main Street.

947

01:48:31.500 --> 01:48:33.750

Stephanie Danielson - Chair: Right, but didn't we do this last

week.

948

01:48:34.140 --> 01:48:36.390

Pam Gurley - Staff: Oh, we had no quorum. We've lost the quorum.

949

01:48:38.400 --> 01:48:49.980

Stephanie Danielson - Chair: Alright, I'm going to make a motion that we accept the request for minor change, which is to not level out right they trench did

950

01:48:50.640 --> 01:48:51.510

Megan Shave - Conservation Agent: Not trench.

951

01:48:51.630 --> 01:48:55.110

Stephanie Danielson - Chair: They did not trench. The, the replication area.

952

01:48:57.000 --> 01:48:57.780

Stephanie Danielson - Chair: We have a second.

953

01:48:58.200 --> 01:48:58.740

The second

954

01:49:00.840 --> 01:49:03.570

Stephanie Danielson - Chair: Step Stephanie. Yea.

955

01:49:04.680 --> 01:49:05.040

Joanne Zygmunt: Yea,

956

01:49:06.120 --> 01:49:06.450

Bonnie Sparks: Yea,

957

01:49:08.250 --> 01:49:09.180

Stephanie Danielson - Chair: Motion passes.

958

01:49:10.890 --> 01:49:12.330

Pam Gurley - Staff: Server date on that plan.

959

01:49:15.210 --> 01:49:17.100

Stephanie Danielson - Chair: Just 2020, hold on.

960

01:49:26.610 --> 01:49:30.090

Stephanie Danielson - Chair: Can you tell I've been at this desk since six o'clock this morning.

961

01:49:32.340 --> 01:49:35.910

Oh, I am so done right now let's see 2020 mean

962

01:49:38.940 --> 01:49:40.260

Stephanie Danielson - Chair: Doesn't look like there's a plan.

963

01:49:40.260 --> 01:49:41.160

Pam Gurley - Staff: A plan B.

964

01:49:41.550 --> 01:49:43.950

Megan Shave - Conservation Agent: Right, yeah. There was we didn't

965

01:49:43.950 --> 01:49:44.580

Stephanie Danielson - Chair: Have a plan.

966

01:49:46.230 --> 01:49:46.650

Stephanie Danielson - Chair: Okay.

967

01:49:46.680 --> 01:49:57.150

Megan Shave - Conservation Agent: Yeah, I didn't forward over everything from low last but there was the original you know the approved plan sheet and then these are the two reports that were saying that

968

01:49:57.750 --> 01:49:59.160

Stephanie Danielson - Chair: Right off the change

969

01:49:59.250 --> 01:50:06.180

Stephanie Danielson - Chair: We know what we want. Okay. Um, and Enforcement Order ratifications we have some new ones.

970

01:50:06.900 --> 01:50:26.040

Megan Shave - Conservation Agent: Yes. So there were the three that we heard about at the last meeting that was too old for court street 36 Claremont and 42 Claremont have that we're

officially voted to be ratified, because we lost quorum. So there's those two I have since issued two more.

971

01:50:27.870 --> 01:50:40.710

Megan Shave - Conservation Agent: The one you have up is 57 RIVER STREET. We received report that someone was dumping truckloads of Phil behind the house at 54 RIVER STREET. So I followed up to confirm

972

01:50:41.070 --> 01:50:51.030

Megan Shave - Conservation Agent: That that was the case. There are several large piles of Phil behind the house which falls within FEMA flood zone at and therefore constitutes

973

01:50:51.390 --> 01:51:03.810

Megan Shave - Conservation Agent: filling of the bordering land subject of flooding. So I issued this Enforcement Order with some required mitigation to begin remedying this illegal sell

974

01:51:06.660 --> 01:51:09.030

Stephanie Danielson - Chair: All right, you're looking for ratification.

975

01:51:10.620 --> 01:51:17.760

Stephanie Danielson - Chair: Do I have a motion to ratify the Enforcement Order for 54 RIVER STREET.

976

01:51:19.560 --> 01:51:28.200

Joanne Zygmunt: I'll make a motion to ratify the Enforcement Order for 51 numbers at 5757 reverse

977

01:51:28.530 --> 01:51:29.340

57

978

01:51:30.510 --> 01:51:31.230

Stephanie Danielson - Chair: Okay.

979

01:51:32.460 --> 01:51:33.390

Stephanie Danielson - Chair: Do I have a second

980

01:51:34.260 --> 01:51:36.720

Stephanie Danielson - Chair: A second. All in favor.

981

01:51:38.970 --> 01:51:39.720

Go ahead on AI.

982

01:51:42.180 --> 01:51:44.130

Stephanie Danielson - Chair: And Stephanie, I

983

01:51:47.580 --> 01:51:52.710

Megan Shave - Conservation Agent: And then the second new Enforcement Order is for 34 Herman Street.

984

01:51:53.970 --> 01:52:06.990

Megan Shave - Conservation Agent: We had originally issued a letter to this property back in January 2020 about dumping behind the house that may have been encroaching on the city own parcel but abuts it

985

01:52:08.190 --> 01:52:23.250

Megan Shave - Conservation Agent: We didn't have any follow up on that, but in the month since I was informed by deputy fire Williams, that there had been additional

986

01:52:23.910 --> 01:52:34.140

Megan Shave - Conservation Agent: earthmoving activities behind 34th Street. So either Phil has been brought in, or Phil has been spread around. There was a report that possibly debris.

987

01:52:34.410 --> 01:52:44.820

Megan Shave - Conservation Agent: Was being buried as part of these earthmoving activities and it does appear that this Phil has encroached past the property boundary on to the city own parcel.

988

01:52:45.090 --> 01:52:58.860

Megan Shave - Conservation Agent: And in addition, the limit of disturbances within 25 feet of that intermittent stream that runs through the city on parcel. So again, I've issued an enforcement order with required mitigation to

989

01:52:59.370 --> 01:53:10.440

Megan Shave - Conservation Agent: Get the property boundary reassessed so that the film can be brought off of the city own property and that any disturbance and be properly.

990

01:53:11.550 --> 01:53:21.930

Megan Shave - Conservation Agent: Documented as part of a permitting process if the owner at 34 Harmon Street is planning to do some sort of leveling out of his back yard or otherwise.

991

01:53:24.810 --> 01:53:28.440

Stephanie Danielson - Chair: I just have a curiosity question is this.

992

01:53:29.730 --> 01:53:33.660

Stephanie Danielson - Chair: With this happened to be any one of the arbiters that have been coming to the hearings.

993

01:53:35.430 --> 01:53:39.060

Megan Shave - Conservation Agent: And this is a house on Herman Street.

994

01:53:39.210 --> 01:53:40.500

Megan Shave - Conservation Agent: I don't believe

995

01:53:40.530 --> 01:53:53.550

Megan Shave - Conservation Agent: we've ever spoken to this a butter. When we issued the first letter about the dumping I received a call from a relative of the owner who explained at the time that he was out of the country.

996

01:53:53.910 --> 01:54:09.210

Megan Shave - Conservation Agent: So I had requested that someone you know our resident at the property follow up with the Commission, but I do not hear anything after that call. So again, I've issued this enforcement to the property owner. Yes. Again,

997

01:54:10.410 --> 01:54:16.860

Stephanie Danielson - Chair: Okay, do I have a motion to ratify the Enforcement Order for 34 Herman Street.

998

01:54:18.450 --> 01:54:23.220

Joanne Zygmunt: I make a motion to ratify the Enforcement Order for 34 Harmon Street.

999

01:54:23.520 --> 01:54:24.330
Stephanie Danielson - Chair: Do I have a second

1000
01:54:25.020 --> 01:54:25.560
Bonnie Sparks: I second.

1001
01:54:26.400 --> 01:54:28.290
Stephanie Danielson - Chair: All in favor Danielson I

1002
01:54:28.710 --> 01:54:30.690
Bonnie Sparks: Joanna, Bonnie. I

1003
01:54:31.680 --> 01:54:32.640
Stephanie Danielson - Chair: Motion passes.

1004
01:54:43.830 --> 01:54:47.220
Stephanie Danielson - Chair: And did we need to vote to ratify
the

1005
01:54:48.330 --> 01:54:52.050
Megan Shave - Conservation Agent: Three that work, we discussed
at the previous meeting.

1006
01:54:53.730 --> 01:54:59.940
Stephanie Danielson - Chair: I have a motion to ratify the three
enforcement orders discussed at the last meeting.

1007
01:55:00.900 --> 01:55:06.780
Joanne Zygmunt: I make a motion to ratify the three enforcement
orders that we discussed our last meeting.

1008
01:55:07.620 --> 01:55:08.400
Stephanie Danielson - Chair: To have a second

1009
01:55:08.850 --> 01:55:09.510
Bonnie Sparks: Bonnie, I

1010
01:55:12.150 --> 01:55:13.710
Stephanie Danielson - Chair: I'm taking that as a second

1011

01:55:14.460 --> 01:55:17.940
Stephanie Danielson - Chair: And I'm taking it as Bonnie is in favor

1012
01:55:18.870 --> 01:55:23.100
Stephanie Danielson - Chair: Favor Stephanie and favor. Motion passes.

1013
01:55:26.340 --> 01:55:27.030
Stephanie Danielson - Chair: All right.

1014
01:55:29.460 --> 01:55:30.510
Stephanie Danielson - Chair: Two weeks in a row.

1015
01:55:32.100 --> 01:55:35.190
Stephanie Danielson - Chair: And our next meeting is July 15 right

1016
01:55:36.270 --> 01:55:36.900
Megan Shave - Conservation Agent: Yes.

1017
01:55:37.560 --> 01:55:39.360
Joanne Zygmunt: So we back to once a month now.

1018
01:55:40.140 --> 01:55:40.800
Pam Gurley - Staff: You are

1019
01:55:41.220 --> 01:55:43.020
Joanne Zygmunt: Okay, yes.

1020
01:55:43.200 --> 01:55:45.540
Stephanie Danielson - Chair: How are we looking. What do we have on the docket.

1021
01:55:47.280 --> 01:55:53.940
Megan Shave - Conservation Agent: I'm at this point we have everything that's been continued from these past two meetings.

1022
01:55:54.030 --> 01:56:05.310
Megan Shave - Conservation Agent: Mm hmm. We do have a couple new filings that were submitted during the current state of

emergency. So, in accordance with the recent health spill.

1023

01:56:05.850 --> 01:56:19.920

Megan Shave - Conservation Agent: They have not yet been scheduled to a meeting because we are trying to address the applications that have already been made, but we do have three additional applications that have not yet been scheduled

1024

01:56:20.010 --> 01:56:21.180

Stephanie Danielson - Chair: So why do we

1025

01:56:21.600 --> 01:56:22.470

Pam Gurley - Staff: Have a check.

1026

01:56:24.660 --> 01:56:26.610

Megan Shave - Conservation Agent: Right. Yes. And one of them.

1027

01:56:26.850 --> 01:56:29.370

Pam Gurley - Staff: One has no filing fee so he's not complete.

1028

01:56:29.610 --> 01:56:34.710

Stephanie Danielson - Chair: Okay, so we have to. And how many have we continue to the next meeting.

1029

01:56:36.540 --> 01:56:36.930

Pam Gurley - Staff: You

1030

01:56:37.560 --> 01:56:44.370

Pam Gurley - Staff: Meeting Lee 123 you continue to everything to the next meeting.

1031

01:56:44.790 --> 01:56:46.110

Stephanie Danielson - Chair: Oh, alright.

1032

01:56:50.070 --> 01:56:50.700

Pam Gurley - Staff: Is me

1033

01:56:52.560 --> 01:56:56.580

Stephanie Danielson - Chair: Okay, I think we're done. Do I have I'm have a motion to adjourn.

1034
01:56:57.480 --> 01:56:58.920
Joanne Zygmunt: Make a motion to adjourn.

1035
01:56:59.400 --> 01:57:01.470
Bonnie Sparks: Second Bonnie seconds.

1036
01:57:01.530 --> 01:57:03.120
Stephanie Danielson - Chair: Oh, we actually, we voted for one

1037
01:57:05.220 --> 01:57:07.560
Stephanie Danielson - Chair: Okay Danielson in favor

1038
01:57:07.920 --> 01:57:08.760
Joanne Zygmunt: To Adam favor

1039
01:57:10.890 --> 01:57:11.670
Stephanie Danielson - Chair: I'm sure, Bonnie.

1040
01:57:11.790 --> 01:57:13.260
Bonnie Sparks: Bonnie, sorry.

1041
01:57:13.800 --> 01:57:18.570
Stephanie Danielson - Chair: That's okay, Bonnie. Thank you so much for joining us from camping.

1042
01:57:18.930 --> 01:57:19.860
Stephanie Danielson - Chair: We are, are you

1043
01:57:21.840 --> 01:57:24.060
Bonnie Sparks: Are Mon Townshend said