

Town of Franklin



Conservation Commission

**February 18, 2021
Meeting Minutes**

As stated on the agenda, due to the concerns regarding the COVID-19 virus, this meeting will be conducted as a Remote/Virtual Conservation Commission meeting. In an effort to ensure citizen engagement and comply with open meeting law regulations, citizens will be able to dial into the meeting using the provided phone number, or citizens can participate by using the Zoom link provided on the agenda.

Chair Batchelor called the above-captioned meeting to order this date at 7:00 PM as a Remote Access Virtual Zoom Meeting. Members in attendance: Bill Batchelor, Jeffrey Milne, Jeff Livingstone, Paul Harrington, Alan Wallach, Patrick Gallagher. Members absent: None. Also present: Jen Delmore, Conservation Agent.

Commencement

Chair Batchelor announced this meeting will be video recorded.

Note: Documents presented to the Conservation Commission are on file.

PUBLIC HEARINGS

Public Hearing – Continued - NOI – Lot 34 Mastro Drive – to be continued

Ms. Delmore stated that the applicant requested the public hearing be continued to March 4, 2021.

There was a motion made by Jeffrey Milne to continue the public hearing for the NOI for Lot 34 Mastro Drive to March 4, 2021, at 7:00 PM. The motion was seconded by Jeff Livingstone and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

Public Hearing – Continued - NOI – 515 West Central Street – to be continued

Ms. Delmore stated that the applicant requested the public hearing be continued to March 4, 2021.

There was a motion made by Jeff Livingstone to continue the public hearing for the NOI for 515 West Central Street to March 4, 2021, at 7:01 PM. The motion was seconded by Paul Harrington and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

Public Hearing – Continued - NOI – 380 Beaver Street – Chilson Park Playground Expansion

Ms. Brooke Cotta, Assistant Town Engineer, representing the Town as the applicant, addressed the Commission for the expansion of the existing public park off Beaver Street (Chilson Park). She noted the public hearing had been continued. The DEP number and comments were received on February 1, 2021. She stated the applicant's letter with responses was provided in the Commission members' meeting packet. She provided a summary of the project. Currently at this location, there is a synthetic turf field, a playground, the town beach adjacent to Beaver Pond, and a wooded area south of the field and east of the playground. The expansion would involve upgrading the existing playground, clearing a portion of the woods and grading to

accommodate a new grass practice field (80'x130'), a sprinting track (10'x170'), a fitness obstacle course (50'x100') with wood chip footing, concrete lacrosse walls, and a flood storage mitigation area. This project falls within the 200' outer riparian zone to Mine Brook, the 100' buffer zone to Beaver Pond, and a 100-year floodplain.

Ms. Delmore pointed out that the DEP comments were addressed. She noted that the alternatives analysis was included; DEP had overlooked it. She recommended approval with the special conditions as listed on her Agent's Report.

There was a motion made by Alan Wallach to approve the NOI for 380 Beaver Street, Chilson Park Playground Expansion with special conditions #20, 21, 24, 27-30, 34, 41, 44, and 51. The motion was seconded by Patrick Gallagher and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

Public Hearing – Continued - NOI – Beaver Street Sidewalk and Drainage Improvements

Ms. Brooke Cotta, Assistant Town Engineer, representing the Town as the applicant, addressed the Commission for the installation of sidewalks, curbing and drainage basins on Beaver Street from West Central Street to Chilson Park.

Chair Batchelor stated that he wanted the record to show that we did close out the 380 Beaver Street Chilson Park Playground Expansion. That is closed by formal approval; so, that NOI is now closed.

Ms. Delmore stated that DEP comments were received, and Ms. Cotta submitted a packet to the Commission for review. She recommended approval with the special conditions as listed on her Agent's Report.

There was a motion made by Patrick Gallagher to approve the NOI for Beaver Street Sidewalk and Drainage Improvements with special conditions #20, 21, 24, 27-30, 34, 41, 44, and 51. The motion was seconded by Jeffrey Milne and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

GENERAL BUSINESS

Minor Buffer Zone Activities: None.

Permit Modifications/Extensions: None.

Certificate of Compliance: Fairfield @ Dean Ave. CE159-1155

Ms. Delmore stated that after a conversation with her, the applicant requested a continuance to the next meeting on March 4, 2021. She has not been able to properly review the project with a site inspection due to snow cover.

Vote to continue 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

Certificate of Compliance: 797 Washington Street (old lot 25) SE159-746

Ms. Amanda Cavaliere of Guerriere & Halnon, Inc. addressed the Commission. She stated that this is an expired Order that has been in place. This Order of Conditions was not noticed as outstanding until the house was going to be sold. She stated that an as-built completed shortly after the work was completed was found. The Board of Health and building permits were signed off. She stated that this looks like an administrative oversight. She stated that they did not do a site inspection because they had an as-built stamped by a PE from the previous company that had done the work.

Ms. Delmore stated that she went to the site yesterday. There was snow on the ground; however, she did not notice anything out of place. She saw grass growing at some spots that had thawed. She recommended approval.

There was a motion made by Jeffrey Milne to approve the Certificate of Compliance for 797 Washington Street (old lot 25) SE159-746. The motion was seconded by Jeff Livingstone and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

Violations/Enforcement: None.

Minutes: January 7, 2021 and February 4, 2021

There was a motion made by Patrick Gallagher to approve the meeting minutes for January 7, 2021. The motion was seconded by Alan Wallach and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

There was a motion made by Alan Wallach to approve the meeting minutes for February 4, 2021. The motion was seconded by Paul Harrington and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

Discussion Items: None.

Chair and Commission Comments: None.

Executive Session: None.

There was a motion made by Jeffrey Milne to adjourn the Remote Access Virtual Zoom Meeting. The motion was seconded by Jeff Livingstone and accepted with a roll call vote of 6-0-0. Roll Call Vote: Milne-Yes; Livingstone-Yes; Harrington-Yes; Wallach-Yes; Gallagher-Yes; Batchelor-Yes.

The Remote Access Virtual Zoom Meeting adjourned at 7:29 PM.

Respectfully submitted,

Judith Lizardi

Judith Lizardi
Recording Secretary