

Department of Planning and Community Development

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Mayor Joseph C. Sullivan

Braintree Conservation Commission

Patrick Flynn, Chair
Donald Murphy, Vice-Chair
Diane Francis
Matthew Hobin
Daniel J. McMorrow, Jr.
Gail Poliner-Feldman
Alan Weinberg

Staff Kelly Phelan

CONSERVATION COMMISSION MEETING MINUTES THURSDAY, SEPTEMBER 11, 2014

APPROVE

Present: Patrick Flynn, Chair; Gus Murphy, Vice Chair Gail Feldman, Alan Weinberg & Kelly Phelan, Staff

Absent: Matthew Hobin, Daniel McMorrow,

Public Hearings

Notice of Intent 8-628 95 Shaw St./Whyte Realty LLC

Dan and Peter Whyte were present.

Staff prepared draft conditions for the Commission's consideration. She noted the conditions relative to the riverfront restoration which require monitoring for vegetation survival as well as the use of pervious pavers.

Mr. Flynn asked for public comment. There was none.

Motion by Mr. Weinberg, second by Mr. Murphy, to issue the Order of Conditions for 8-628 95 Shaw St. with the conditions as drafted. Vote: 4-0.

Motion by Mr. Weinberg, second by Mr. Murphy to find the project significant to the local wetland bylaw and state Act. Vote: 4-0.

Motion by Mr. Weinberg, second by Mr. Murphy to close the public hearing. Vote: 4-0.

Notice of Intent 8-630 39 Quincy Ave./Boston Gas Company dba National Grid

Al Trakimas from SITEC was present and Deborah Blanch senior environmental engineer from National Grid.

Staff

Motion by Mr. Murphy, second by Ms. Feldman, to issue the Order of Conditions as drafted for 8-630 39 Quincy Ave. Vote: 4-0.

Motion by Mr. Weinberg, second by Mr. Murphy to find the project significant to the local wetland bylaw and state Act. Vote: 4-0.

Motion by Mr. Murphy, second by Mr. Weinberg to close the public hearing. Vote: 4-0.

**Notice of Intent 8-629
372-394 Quincy Ave./Quirk Auto Dealerships**

Attorney Frank Marinelli was present with Jim Burke from DeCelle-Burke Associates.

Staff prepared draft conditions for the Commission's consideration.

Motion by Mr. Weinberg, second by Mr. Murphy, to issue the Order of Conditions for 8-629 372-394 Quincy Ave. with the conditions as drafted. Vote: 4-0.

Motion by Mr. Weinberg, second by Mr. Murphy to find the project significant to the local wetland bylaw and state Act. Vote: 4-0.

Motion by Mr. Weinberg, second by Mr. Murphy to close the public hearing. Vote: 4-0.

**Request for Determination of Applicability
Blue Hill Cemetery- West St./Boston Environmental Corporation**

Brian McCarthy from RJ O'Connell Associates was present with Jerry Ridge Jr. from Blue Hill Cemetery and Andrew Daniels representing Boston Environmental Corporation and Attorney Frank Marinelli.

Mr. Flynn noted that some members had done a site visit the previous weekend. He said he walked site with Mr. Weinberg and did not note any wetland issues. He also noted the staff recommendation to issue a negative Determination with conditions. Staff said she added a condition since the last hearing. She added as condition that the stormwater management for final site layout would be reviewed in a Notice of Intent.

Attorney Marinelli said they had not seen that condition. He noted the court injunction and said they could not agree to that condition and that the majority of the site was not in the buffer zone. Staff said that stormwater discharges to the wetland or buffer zone give the Commission jurisdiction to review the drainage. Mr. McCarthy said that if they design the drainage so that it does not discharge to the buffer zone or wetland they would not have to file. Staff agreed. The condition was changed to read

“Any future stormwater discharges to the buffer zone or resource area shall be fully reviewed via a Notice of Intent, if applicable”.

Mr. Murphy asked about the future plans for this area of the cemetery. Mr. Ridge said it would be cemetery lots similar to the rest of the cemetery.

Motion by Mr. Murphy, second by Mr. Weinberg, to issue a negative Determination with conditions as amended. Vote: 4-0.

Other Business

Request for Certificate of Compliance 8-619 175 Campanelli Dr./Prologis

Staff reviewed the as-built plan, conditions and made a final site visit and recommended issuing the Certificate of Compliance for this project and releasing the as-built guarantee. Vote: 4-0.

Request for Certificate of Compliance 8-620 77 Common St./Muscente

Staff reviewed the as-built plan, conditions and made a final site visit and recommended issuing the Certificate of Compliance for this project and releasing the as-built guarantee. Vote: 4-0.

Minutes & Executive Session Minutes

Mr. Murphy said he did not want to vote on the minutes since he wasn't at the August meeting. The minutes will be held until the next meeting.

Mr. Weinberg noted that the executive session minutes should be changed to read “come out of” rather than “close” executive session and that it should be noted that no votes were taken.

Adjourn

Motion by Mr. Murphy, second by Mr. Weinberg, to adjourn the meeting at 7:55 pm. Vote: 4-0.