



Medfield Conservation Commission

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Medfield Conservation Commission PUBLIC MEETING

Zoom

Minutes of Thursday March 17, 2022 at 7:00pm

Members Present: Chair Debbie Bero, Michael Perloff, Bobby Kennedy, Mary McCarthy, Cat Scott

Members Absent: Kirsten Poler, George Darrell

Staff Present: Conservation Agent, Dave Henkels; Town Planner, Sarah Raposa

Location: Zoom

At approximately 7:04 pm, Chair Debbie Bero called the Conservation Commission meeting to order.

Continuation of a Notice of Intent/Applicant Scott Colwell/Address Elm Street Parcel 33-087 (between house # 40 and # 46 on Elm St.) Project construction of a single-family home. This filing is made under the Massachusetts Wetlands Protection Act and Medfield Wetlands Bylaw. DEP # 214-0691. A request was made by the applicant to continue without discussion until April 21, 2022.

Michael Perloff motioned to continue the Notice of Intent without discussion. Mary McCarthy seconded. Roll call vote: Michael Perloff – yes, Bobby Kennedy – yes, Deborah Bero – yes, Cat Scott – yes, Mary McCarthy – yes. Unanimous vote to continue the notice of intent. Vote: 5-0.

New Filings/None

Administration

Noon Hill New England Orienteering Club Discussion/Licensing

Karen Yeowell was present representing the NEOC. The club is seeking permission to use the Noon Hill Reservation for the NEOC orienteering race. Chair Bero discussed the event, including its administration. The Commission received the detail which included maps, photos of the orange flagging, draft license agreement, Certificate of Insurance. Michael Perloff had concerns pertaining to wetland impacts, specifically vernal pools on the site. He indicated perhaps water/vernal pools should be marked to prevent the participants from being within 25 feet of these areas. Debbie Bero and Karen Yeowell both stated the use of best practices/ leave no trace, and avoidance are practicable. Karen Yeowell stated in the history of the organization, no problems have occurred as they may pertain to jurisdictional areas. Additionally, she stated the participants want to keep feet dry. Michael Perloff requested vernal pools be mapped in advance. Dave Henkels stated he would forward that detail to Karen Yeowell. Debbie Bero stated it was not the Commissions place to micromanage this event. Karen Yeowell reiterated that trash, signs, flags will be cleared out at the end of the event by a group of volunteers. Debbie Bero stated that she and attorney Mark Cerel will review the license language while considering avoidance with wetlands.

Debbie Bero requested a motion to permit the use of this property for the event subject to final review from town council. Michael Perloff made the motion, Mary McCarthy seconded. The Vote: 4-0 via roll call: Michael Perloff - yes, Cat Scott - yes, Bobby Kennedy - yes, Debbie Bero - yes.

Mass Central DEP Circuit Rider- Mia MacDonald

Ms. MacDonald presented a slide presentation providing insight to the Commission regarding the work she and her associates do at DEP. The presentation included some detail on Enforcement, EDEP electronic filing, MASS (GIS) MAPPER replacing MASS OLIVER, Notice of Intent, Orders of Conditions, training, Amended Orders of Conditions, and Request for Determination of Applicability.

Ms. MacDonald addressed several questions from Debbie Bero regarding the time periods required to address Notice of Intent, Orders of Conditions, and other permits. Ms. MacDonald stated the EDEP function is not used for RDAs or Certificates of Compliance. A copy of the presentation will be sent to the Commission from the Agent.

Administrative Discussion

- Debbie Bero requested a Google Drive be prepared to list minutes completed and be accessible to Commission members.
- Cat Scott was concerned that signatures for documents may be held up due to lack of signatories. She asked if ESignatures would be available. Dave Henkels stated that none was available yet and did not know when that option would be available. He also stated that no issues have occurred seeking signatures.
- Debbie Bero reiterated the need for the Commission to review OOCs and CoCs in advance of signatures and release. Dave Henkels stated he would forward the documents to the Commission in advance for review.
- Debbie Bero stated the Commission should try to keep track of their respective attendance. Concerns arose regarding the Mullin Rule.
- Cat Scott asked if an NOI should be resubmitted based on several continuations. Dave Henkels said he could reach out to DEP for advice on closing and reopening a hearing with a new NOI. A new NOI would require a new DEP number.
- Bobby Kennedy stated the ponds are attended to after Memorial Day.
- Michael Perloff suggested we look at several outstanding potential vernal pools; Elm Street and Lee Road. Debbie Bero confirmed an inspection at Lee Road is required to determine if a VP exists. CEI will determine if Elm Street has a VP.
- Debbie Bero offered an update on the AUL (capped area at Overlook) area at Medfield State Hospital. An audit was completed by the State to determine if DCAMM properly maintained this area. Several deficiencies were found. The Town has a list of the deficiencies. One of the issues outlined Invasive Species Management, which is a part of the Order of Conditions. Debbie Bero stated that a separate, yet parallel concern exists beyond the OOC. Mary McCarthy asked who received the audit. Debbie Bero stated the Town, and PIP received this audit. Reference was made to the OOC that stated no herbicides were to be used and should a new NOI be considered.

Minutes Approval

1. The minutes of January 20, 2022 were tabled.
2. Vote to approve minutes of April 18, 2018 – Michael Perloff motioned to approve. Mary McCarthy seconded. Vote: Michael Perloff – yes, Mary McCarthy – yes, Bobby Kennedy – yes, Cat Scott yes, Deborah Bero –Vote 5-0. Unanimous vote to approve
3. Vote to approve minutes of May 3, 2018 – Michael Perloff motioned to approve. Mary McCarty seconded. Vote: Michael Perloff – yes, Mary McCarty- yes, Bobby Kennedy – yes, Cat Scott, yes - Debbie Bero- yes Vote 5-0. Unanimous vote to approve.
4. Vote to approve minutes of June 7, 2018, 2018 – Michael Perloff motioned to approve. Mary McCarty seconded. Vote: Michael Perloff – yes, Mary McCarty- yes, Bobby Kennedy – yes, Cat Scott, yes - Debbie Bero- yes Vote 5-0. Unanimous vote to approve.
5. Vote to approve minutes of June July 17, 2018 – Michael Perloff motioned to approve. Mary McCarty seconded. Vote: Michael Perloff – yes, Mary McCarty- yes, Bobby Kennedy – yes, Cat Scott, yes - Debbie Bero- yes Vote 5-0. Unanimous vote to approve

Adjournment - At approximately 8:37 pm, Mary McCarty motioned to adjourn the meeting. Bobby Kennedy seconded. Roll Call Vote: Michael Perloff – yes, Bobby Kennedy – yes, Cat Scott – yes, Mary McCarthy – yes, Debbie Bero - yes. Vote 5-0. Unanimous vote to adjourn.

Submitted by Dave Henkels