

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION**

MINUTES

November 17, 2005

7:00 P.M.

Memorial Hall, 3rd Floor, City Hall

Members Present: John Skarin, David Williams, Donald Rider, Jr., Dennis Demers, and Priscilla Ryder-Conservation Officer

Absent: Edward Clancy, Allan White and Lawrence Roy

Discussion

- Planning Board's Preliminary Subdivision Plan - Residence at Oak Crest (off of Daniels Rd.) - The Commission reviewed the preliminary subdivision plan for this project and noted that there should be erosion controls at the entrance to the site to protect the roadway and drainage from siltation. Otherwise, the Commission had no further comments. Ms. Ryder will send a letter to the Planning Board.
- DEP 212-906 Fairfield request for relief from Condition #39
John Shipe and Bob Donovan of Fairfield and Bernie Raftery of Rizzo Assoc. were present. Mr. Shipe explained that they are seeking relief from Condition #39 which requires that each phase be paved before proceeding to the next phase. The Commission asked about the progress of utilities on the site and what will be paved in what area prior to framing the buildings. Mr. Shipe explained that the main roadway from Southborough will be paved including a parking area, and the majority of pavement around the buildings in Phase 1 & 2 will be paved before framing. The only exception will be part of Phase 3 which will not be paved before they want to frame in February. After some discussion, the Commission determined that they could proceed with Phase 1 & 2 framing once the pavement is down, as required in Condition #39. The applicant should return to the Commission in January or February to seek permission to proceed to Phase 3 before starting to frame these buildings. The Commission wants to ensure that the roadway being driven on are stable and will not create a muddy mess especially in the spring when the roadways thaw. Mr. Shipe explained that the bridges will be installed within the next two weeks. The applicant agreed to return in January-February to seek permission to proceed with framing on Phase 3.
- 233 South St. - Enforcement Order (sign) - The Commission voted 3-0 (Dennis Demers abstained from this discussion due to a conflict of interest) to ratify the enforcement order issued to the owner of 233 South St. requiring the removal of a wall in the floodplain.

- Letter from Linda Butler - RE: Felton Conservation Land - The Commission reviewed the letter dated Nov. 4, 2005 and agreed that something should be done to control the bitter sweet vines that are choking off the trees along the wall and edges of the field. Mr. Williams suggested investigating funding opportunities from the Middlesex Conservation District and talking to other groups about procedures that have worked. Ms. Ryder said the removal of the vines could be a Boy Scout project. Ms. Butler indicated in her letter she'd be willing to help as well. Ms. Ryder will investigate possibilities and the Commission will review this again in the near future to set up a plan for the spring.

Public Hearing(s)

Request for Determination of Applicability (Continuation)

- 32 Stevens St. - Jovelino Samuel
At the request of the applicant this item was continued to the Dec. 8th meeting.

Certificates of Compliance

- DEP 212-880 Pleasant Gardens (Full) – Items regarding the open space still need to be resolved. This item was continued.
- DEP 212-926 20 Mosher Ln. (Lot 10) - (Full) – We are waiting for deed language. this item was continued.

Draft Orders of Conditions

- DEP 212-975 479 Farm Rd. – The Commission reviewed the Draft Order of Conditions for this project and voted 4-0 to accept the Order as drafted and amended.
- DEP 212-974 114 Concord Rd. - The Commission reviewed the Draft Order of Conditions for this project and voted 4-0 to accept the Order as drafted and amended.

Correspondence/Other Business

- Division of Fish & Wildlife - Changes to Endangered Species Act - The Commission voted to accept this correspondence and place on file.
- Road Sand & Salt issue – Ms. Ryder had a discussion with Tom Cullen and Dick Baldelli of the DPW regarding the proposed changes to the sand/salt regime on the roadways of the city. The DPW will be experimenting on one section of the City with using straight salt and no sand in order to reduce the maintenance cost of street sweeping and catch basin cleaning to remove the sand. The Commission expressed concern that straight salt may be a problem and would impact water quality. Mr. Cullen had explained that the amount of salt to be used would be exactly the same as what was used last year, only the sand would be eliminated. Commission member, Mr. Demers, was skeptical as to whether this would work and asked Ms. Ryder to draft a letter to the DWP for review at the next meeting, expressing the Commission's concern that this may not be a viable solution.

- 355 Boston Post Rd. - Ms. Ryder indicated that Ms. Chern had requested some advice on placing a racket ball court at this location. Work and a small portion of the building would be located within the 50 ft. no disturbance buffer zone of the Water Supply Protection District (WSPD). After looking at the sketch plan provided, the Commission determined that the intent of the WSPD is to improve existing lots in our water supply watershed, and that the building would also require access for fire dept. and therefore would have more impact to the buffer area. They suggested getting an opinion from the Building Inspector, but also noted this is a very small tight lot and this proposal is trying to shoehorn too big a project on too small a lot. Ms. Ryder will convey these comments to Ms. Chern.

Adjournment - There being no further business, the meeting was adjourned at 8:45 PM.

Respectfully Submitted,

Priscilla Ryder
Conservation Officer