

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION**

MINUTES

April 21, 2005
Memorial Hall, 3rd Floor, City Hall

Members Present: Edward Clancy-Chairman, David Williams, Lawrence Roy, John Skarin, Dennis Demers, and Priscilla Ryder-Conservation Officer

Absent: Donald Rider, Jr, and Allan White

- A stenographer from Heily & Johnson was also present and took notes of the entire meeting

Discussion

- DEP 212-941 Russell St. - Shane's Lane - Minor changes to drainage. The Commission reviewed a letter from Bert Hamel of H-Star Engineering dated: April 21, 2005 which explained that during construction of the utilities, they have encountered ledge and propose to move the utilities including the drainage away from the Cemetery wall. All work remains within the limits of work approved by the Commission and the detention basin configuration remains the same. The Commission voted unanimously to determine that this change is a minor change that does not require the filing of a NOI. A letter will be sent to Mr. Hamel regarding this decision.
- 16 Bracken Dr. (DEP 212-830) - Pre construction discussion - Tony Cerqueira explained that he will be starting construction of this property shortly. One of the Conditions of the Order of Conditions was to appear before the Commission to explain the construction procedure, as this is a very tight site. Mr. Cerqueira explained his construction sequencing, which is as outlined on the plan. He will be doing all backfilling from within the foundation walls and no machinery outside the foundation walls. The driveway will be constructed first and will be stabilized to ensure clean access. A dewatering system will also need to be established and approved by the Conservation Officer before it is used. A stone entrance pad will be placed on the site. A wetland scientist will be hired to provide guidance on the wetland replication area as well and shall meet with the Conservation Officer before work begins. The Commission was satisfied that Mr. Cerqueira understands the sensitivity of the site and thanked him for coming in.

Public Hearing(s)

Request for Determination of Applicability

123 Stearns Rd. - Mark Gallagher

Melti Agoritsas represented the owner and explained that he would like to replace the existing trench drain system next to the garage. It is undersized and

the current driveway has been buckling up and the garage has been getting flooded. The new pipe will be larger and the concrete apron will be expanded to help correct this problem. The pipe will extend into the adjacent wall where the existing pipe now lies. The Commission noted that this work must be done when there are at least 3 consecutive days forecast without rain. The pavement in the driveway will be removed and replaced in the same day as well to limit erosion into the wetland. After some discussion the Commission voted 4-0 to issue a Negative Determination with the above noted conditions.

(Dave Williams arrived after this vote)

Request for Determination of Applicability

900 Nickerson Rd. - Marlborough Corporate Center Trust

Cynthia O'Connell from Beals Associates was present representing the owners. She explained that based on requirements of the Planning Board, they have had to redesign some of the drainage for this property. The new plan shows a drainage pipe extending to the swale next to Nickerson Rd. so the water can discharge around the ledge outcrop. Dennis Demers asked for a profile of the pipe and information about the test borings in the area to determine how much blasting would be necessary. The less blasting that is needed the better. Ms. O'Connell indicated they could provide this information for the next meeting. The Commission continued this hearing to the May 5, 2005 meeting.

Notice of Intent

221 Maple St. - Eugene Mongeau

Chris Delodge and Jeff O'Manick (future tenant) were present. Chris Delodge from Whitman and Bingham presented the proposed plan which shows work within the Riverfront Area and changes to the landscape island. The two detention basins are proposed to improve the water quality leaving the site. The detention basins are designed 2 feet above the groundwater and will provide some infiltration, although for their drainage calculations they have not taken credit for this infiltration. There is a Response Action Outcome document for the hazardous waste cleanup on the site which indicates that an LSP is required to be on site for any excavation below a certain elevation. Therefore, they are designing the system without catchbasins in order not to disturb the land under the pavement. After review of the plan, the Commission asked for the following additional information: An additional berm on the pavement at the driveway entrance, get information from plumbing inspector regarding the oil separator to be added, the TSS removal rates still need to be verified, and the sheet flow into detention basin #2 needs to be designed so that it does not cause erosion of the embankment. The Commission with the applicants consent continued the hearing to the May 5, 2005 meeting to allow the applicants engineer to provide the information noted above.

Abbreviated Notice of Resource Area Delineation (Continuation of Public Hearing)

34 Mosher Ln. (Lot 11) - Christopher Mutti of Doe Builders Inc. (DEP 212-946)
Scott Goddard of Carr Research Labs was present for the applicant. Brian Butler has been hired by the Conservation Commission to review the wetland boundary line as shown on the plan dated 2-23-05. Mr. Goddard explained that a sitewalk was done on 4-14-05. Brian Butler provided his report which explained his analysis and recommended the approval of the wetland line delineated by Scott Goddard. Mr. Butler explained that the area has been previously stripped and filled, some of the watershed has been cut off and although the wetland finger previously delineated in the area did show a distinct break in topography and had some wetland plant characteristics, it did show upland soils. After some discussion by the board to clarify Mr. Butler's observations, the Commission was satisfied that the site delineation was appropriate and closed the hearing. The Commission voted 5-0 to issue an Abbreviated Notice of Resource Area Delineation (ANRAD) approving the delineation as presented.

Mr. Goddard asked then whether the line on Lot 12 now could be adjusted. The Notice of Intent for Lot 12 assumes the old line and not the new line. The Commission asked that a letter be provided to the Commission making this request in writing so that it can be done formally.

Notice of Intent (Continuation of Public Hearing) - Review Draft Order of Conditions Between 286-264 Brigham St. - Lawrence Moloney (DEP 212-958)

Ralph Wegener from Overland Design was present and reviewed the items outlined in his letter dated 4-14-05 which included the construction sequencing plan and the method for the bridge installation. The bridge arch will be delivered with a crane and mounted on the footings. No utilities will be located under the bridge. He noted that the new house number was 274 Brigham St. After some discussion on the bridge installation and the wetland replication area, the Commission closed the hearing and asked that a draft Order of Conditions be prepared for the May 5th meeting.

Certificate(s) of Compliance

- DEP 212-934 120 Bartlett St. (Full Certificate) The Commission is waiting for a replication area report for this project, this item was continued to the next meeting.

Extension Permit(s)

- DEP 212-858 Ft. Meadow Weed Control - 3 year Extension Permit. This item was continued to the next meeting.

Other Business

- DEP 212-762 Villages at Crane Meadow Rd. Franchie Equipment Co. has asked if they can remove the sand berm behind building #3 and what type of

permit would be required. The Commission noted that they must submit a formal request to amend the Order of Conditions for this work.

- DEP 212-916 114 Kelber Dr. The new owner has requested permission to put up a new wall. The Commission again noted that this would require a formal amendment to the Order of Conditions.
- 69 Amory Rd. – the owner would like to add a deck which will be close to the water. The Commission asked that it be staked out so they could do an inspection to evaluate this request.

Meetings

- Next Conservation Commission Meetings - May 5th & May 19, 2005
(Thursdays)

Adjournment

There being no further business the meeting was adjourned.

Respectfully submitted:

Priscilla Ryder
Conservation Officer