

**CITY OF MARLBOROUGH  
CONSERVATION COMMISSION**

**MINUTES**

**January 19, 2006  
Memorial Hall, 3<sup>rd</sup> Floor, City Hall**

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

Absent: Donald Rider, Jr.

**Discussion:**

- 2005 Accomplishments and 2006 Goals- The Commission will review this document and discuss it further at the next meeting
- 100 Goodale St. - pool installation - informal discussion- Ms. Ryder explained that a pool had been installed a few years ago without a permit at this location. The owner is now looking for formal approval, and wanted to know what to do. The Commission asked that he file a Request for a Determination to get a permit after the fact. If the pool needs to be moved to meet the building department codes it cannot be closer than 20 feet to the wetland.
- DEP 212-758 Boston Scientific - new building plan (informal discussion). Ms. Ryder noted that she is reviewing a plan for a new research facility at Boston Scientific. All work is proposed outside of the 100 foot buffer zone and the 200 foot Riverfront Area. However, the plans as proposed would require construction sequencing and other erosion control measures as discussed previously for this site under the Order of Conditions for the drainage and roadway. The Commission reviewed the plan and discussed items regarding erosion control and construction sequencing that should be addressed. Ms. Ryder will convey these concerns with her comments to the Siteplan Review Committee. She will show the Commission the revised plans when they are submitted

**Public Hearing(s)**

- Request for Determination of Applicability  
1 D'Angelo Dr. - Ken's Foods, Inc.  
Dave Muskoff from Ken's Foods was present and requested approval to install a security fence at their entrance off D'Angelo Dr. The new addition and parking lot is now under construction and is outside the 100 foot buffer zone. However, the new security fence they are now proposing falls within the 100 foot buffer zone. The Commission reviewed the plan and determined that the work is minor in nature and would not have an impact on the adjacent wetland. The Commission voted 4-0 to issue a negative Determination of Applicability allowing this work. (John Skarin arrived at the end of the discussion and abstained from the vote, Allen White had not yet arrived).

**Public Hearing(s) (Continued)**

- Request for Determination of Applicability  
520 Farm Rd. (Kane School) - City of Marlborough (DPW)  
Tom Temple from the DPW was present and explained that the Public Facilities Department would like to do some parking lot reconstruction and installation of a new fence at the Kane School, off Farm Rd. Most of the work falls within the 100 foot buffer zone. The current fencing is along the edge of the back driveway and is too close to the pavement, during the winter it gets hit by the plows. They would like to set the new fence back approximately 8-10 feet from the existing fence in order to protect the fence from being broken. Several areas with existing pavement will be removed and returned to grass. The remaining parking lot will be reconstructed and repaved. After some discussion about the proximity of the wetland to the fence and pavement area, the need for erosion controls and site inspections, the Commission voted 5-0 to issue a Negative Determination with Conditions requiring site inspection with the contractor; fence location marked and inspected by the Conservation Officer before any clearing; removal of bittersweet from roots is OK; and other standard conditions. (Allen White arrived during the end of the discussion and abstained from the vote)

**Certificate(s) of Compliance**

- DEP 212-744 515 Pleasant St. - Full Certificate – the open space parcel is still being discussed. Once this is resolved, this will be added to the agenda again.
- DEP 212-969 Brazeau Circle - Full Certificate – The Commission noted that not all the work is completed and reviewed the letter from the City Engineer as well. They requested that Ms. Ryder send a letter to Mr. Ansari indicating until these items are completed, the Commission cannot consider a request for a Certificate of Compliance.

**Draft Order of Conditions**

- DEP 212- 977 135 Lakeshore Dr. - The Commission reviewed a draft Order of Conditions and voted 5-0 to issue the Order of Conditions as written. (Allen White abstained due to a conflict of interest)

**Other Business/Correspondence /Violations:**

- Maple St. - The Commission asked Ms. Ryder to take a look at the junk cars and debris being dumped behind the Golds Gym on Maple St. near the brook. She will report back.
- Glen St. & Forest St. - Ms. Ryder reported that the Board of Health has hired a Licensed Site Professional to review the soil management plan for the proposed 99 Restaurant and the Commonwealth Heights Subdivision as these areas were previous apple orchards and pesticide residues remain in the soil. She will update the Commission on the outcome.

**Other Business/Correspondence /Violations: (Continued)**

- 791 & 785 Boston Post Rd. East - Waste Management Inc. and Post Rd. Auto have had muddy discharge from their facility into the stream. Ms. Ryder is meeting with them on Friday, Jan 20<sup>th</sup> to review the problem and determine a solution. An enforcement letter will be sent requiring compliance and a schedule.
- 520-530 Pleasant St. - There has been some muddy water discharging from this site during heavy rain storms. This drains to Flagg Brook. Ms. Ryder has issued a letter notifying the owner of the requirement to keep the mud from leaving the site.
- 21 O'Grady Rd. - The neighbors have reported a sewage smell coming from the stream next to 21 O'Grady Rd. Ms. Ryder has investigated and there is some very slimy algae/fungus growing on the rocks. The cause or source is still unknown. Further sampling and investigation will be done. Several Commission members said they would take a look to see if they could determine the source.
- Jordan Stables - 339 Boston Post Rd. - An outdoor arena building is being constructed at this site. Upon investigation, it appears that this work is falling within the 100 foot buffer zone and requires a permit. The Commission requested that a letter be sent notifying the owner of this and asking for a farm management plan to help manage the pastures, so they do not impact the wetland. Ms. Ryder will send the letter.

**Meetings:**

- Next Conservation Commission meetings - February 2nd & 16th, 2006.

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

Respectfully submitted,

Priscilla Ryder  
Conservation Officer