

**CITY OF MARLBOROUGH  
CONSERVATION COMMISSION**

**MINUTES**

June 1, 2006  
Memorial Hall, 3<sup>rd</sup> Floor, City Hall

**Members Present:** Edward Clancy-Chairman, David Williams, Lawrence Roy, John Skarin, and Michele Higgins-Associate Member, and Priscilla Ryder-Conservation Officer;

**Absent:** Allan White, Dennis Demers

**Public Hearings:**

Notice of Intent (Continuation of Public Hearing)

61 Littlefield Lane - Karl Andersson

Glen O'Done who is the land surveyor and engineer was present and explained that his client has agreed to redesign the pool location to eliminate the wall and provide a 3:1 slope instead. He showed the dewatering basin on the plan, which the Commission approved. The Commission discussed the construction methods to be used, all materials are to be removed from the site, the dewatering system must be inspected by the Conservation officer before use, the letter from Natural Heritage program confirmed that there are no endangered species in this area and it is OK to put in a pool. The Commission closed the hearing and voted unanimously 4-0 to issue a standard Order of Conditions with the above noted special conditions.

(Michele Higgins arrived)

Notice of Intent

111 Cullinane Dr. –Stephen and Gail Barbera

The applicants were present and explained that they wanted to install a retaining wall, gravel driveway and garage next to their existing house. They propose to install haybales and silt fencing at the 30' buffer zone mark. After some discussion, the Commission determined that all excess materials would need to be removed from the site, that the retaining wall could be installed and that the site should be stabilized as soon as possible once work is completed. The Commission closed the hearing and voted 4-0 to issue a standard Order of Conditions with the special conditions noted above.

Notice of Intent

735 Boston Post Rd. – R.K. Associates Inc.

Atty. David Gadbois and Forest Lindwall PE from Mistry Associates both representing RK Associates were present. Mr. Gadbois explained the Mr. Katz just bought the Joy Asia property and he wants to clear the back of the building

behind the parking lot in order to get a good view of the Staples building from Rte. 20. The future plans are to tie the Home Depot and Staples plaza buildings together. Mr. Lindwall explained that for this filing, they just want to remove some trees, regrade the back lot next to the existing driveway. He will add some additional haybales. The clearing is simply to create some visibility. Mr. Clancy noted that there is an existing drain between Ruby Tuesdays and the Trolley Dinner, this should be checked, the drainage from the site also needs to be checked. The Commission also asked whether some of the trees could be saved, as trees serve important functions. They asked that the trees to be cut be marked in the field, so they could see them before making a decision. The area to be graded is to be a lawn area. The Commission asked if it could be graded to contain water and have it infiltrate rather than shed it. The hearing was continued to the June 15<sup>th</sup> meeting.

Mr. Clancy also noted that some of the clearing work had begun BEFORE any filings were made with the Commission. Therefore a \$100 fine is to be issued for this violation. Ms. Ryder will issue the fine.

#### Notice of Intent (Continuation of Public Hearing)

Donald Lynch Blvd. (Map 50, Parcel 7B of the Zoning Assessor's Maps) New England Development LLC

To construct a 60,000 sq. ft. retail space on a 7.09 acre parcel. Filling of an isolated wetland (non state jurisdiction) is proposed with a replacement area proposed on Donald Lynch Blvd. (Located between the motel and I-290) At the applicants request this item was continued to the June 15<sup>th</sup> meeting

#### Notice of Intent

215 Fitchburg St. –Assabet Valley Regional Vocational High School (AVRVHS)

Jon Deli Priscolli, the developer, Brian Butler and Veronica Connant of Oxbow Associates and John Kustigian from the AVRVHS were all present. Mr. Deli explained that he wants to finish the project of construction of the second field for this project. The first field is complete and working well. Mr. Kustigian explained that the need is great for additional fields and he is grateful to Mr. Deli for donating the resources to get this project completed.

Mr. Butler explained the project. The field is to be placed in the already disturbed area which will be leveled off. The project is for a municipal school, so it is exempt from a filing fee. The project has been designed to accommodate the 100 year storm event. There are some steep grades and erosion controls have been provided as shown on the plan. The stand pipe in the existing detention basin will remain in place until the project is complete.

There were questions on the plan. The Commission asked that a revised plan be submitted that simplifies the plan (it is too busy and not understandable), add a

sequencing plan, provide rationale for changing the existing detention facility, and provide a trail connection to the ARRT.

Mr. Butler also described the sequencing for the vernal pool construction. The area has some coarse gravel. They did some test pits and found that the groundwater elevation is at 308.4' NGVD. They will need to dig down to 306' to get proper groundwater level in pool. The pool will be 800 sq. ft. obviously there will need to be some relief from the 20' buffer zone to construct the vernal pool. They will bring in the benthic materials from another pool to "inoculate" this one, so that it has some viable vernal pool species in it. He expects that wood frogs and salamanders will use this area once it is established. He will develop a monitoring program that will go for the first few years. It will be an asset for the schools biology program once it has been established. They will access and construct the pool using a rubber tired machine to try to limit the impacts.

The Commission continued the hearing to June 15<sup>th</sup> in order to allow time for the changes noted above to be made to the plan.

#### **Certificates of Compliance**

- DEP 212-492 890 Boston Post Rd. – This project is not yet ready; this item was continued until additional information is provided.
- DEP 212-920 212 Reservoir St. - This project is not yet ready, this item was continued until site is stable.

#### **Draft Order of Conditions**

- DEP 212-990 NSTAR - The Commission reviewed the draft Order of Conditions provided and made several changes to the Order regarding the culvert crossings at Hager St. and at Rte. 20. The Commission voted 4-0 to issue the Order of Conditions as drafted and amended.
- DEP 212-987 630-788 Boston Post Rd. - Wayside Condos (sign form-voted to approve on May 18, 2006) The Commission signed this form which was voted on at the previous meeting but not signed.

#### **Discussion:**

- DEP 212-858 Ft. Meadow Reservoir - Milfoil weed treatment June 14th at Blaisewood Ave. has been scheduled. Mr. Lyman will be doing this work for the city for free, as he did not treat this basin properly in 2005.
- Summer Intern Projects- A list of projects to be accomplished this summer was presented to and accepted by the Commission.
- Felton Conservation Land - Renewal of Haying License - Donald Wright - The Commission reviewed the license from Donald Wright and voted 4-0 to renew this license agreement for 5 years.
- Open Space Priority List - A list of parcels will be provided to the Commission for their review at the next meeting.

**Other Business**

- Enforcement Order - 890 Boston Post Rd. The Commission reviewed the Enforcement Order issued for this project and voted 4-0 to ratify this Order.

**Adjournment** - There being no further business the meeting was adjourned at 9:10 PM

Respectfully submitted,

Priscilla Ryder  
Conservation Officer