

**City of Marlborough
Conservation Commission**

Minutes

**October 5, 2006 (Thursday) 7:00 P.M.
3rd Floor, Memorial Hall**

Members present: Edward Clancy-Chairman, Dennis Demers, John Skarin, Lawrence Roy, Allan White, Michele Higgins-Associate Member, and Priscilla Ryder-Conservation Officer

Absent: David Williams

Discussion

- Discuss Design Pak Proposal - Atty. Bergeron and his client - Due to a change in schedule they could not attend and will attend a future meeting.

Public Hearings

Notice of Intent

397 Williams St. - Fidelity Corp. Real Estate

Roy Tiano of Edwards and Kelsey represented his client Fidelity Investments. He explained that his clients would like to repave the parking lot at 397 Williams St. There are two sections of Bordering Vegetated (BVW) Wetlands shown on the plans. Work in one area will be pavement within 10 ft. of the wetland. They are proposing to install a new cape cod berm around the pavement. They will be improving the drainage by adding hoods to the catch basins. In one area the grade will be raised 9 inches in order to help improve drainage. The haybales are in place now and are about 5 ft. from the wetland. The Commission discussed the need for a more durable curbing along the wetland edge and noted that with the rise in grade there will be some grading within the 20 ft. buffer zone. A 6 inch berm needs to be included on the wetland side of the parking areas, or a guardrail needs to be installed to help protect the wetland. The cape cod berm is not acceptable in these areas.

Mr. Tiano explained that the grading behind the berm would be a 3:1 slope. Matting or sodding will be placed along the edge of the graded area.

The Commission noted that the grading wasn't shown on the plan, the haybales are not to scale and they needed more detail on the grading with a cross section plan showing this work, provide a detail on the catch basin grates to be used and a notation that the 6 inch curb will be used, or guardrail installed along the wetland edge of the parking lot repairs. The meeting was continued to the October 19th meeting, so the applicant could gather this information.

Notice of Intent (Continuation of Public Hearing)

137 Cullinane Dr. - Iris Ferrecchia

A proposal to install a temporary dock and repair an existing wall on Ft. Meadow. At the applicant's request, this meeting was continued to Oct. 19, 2006.

Notice of Intent (Continuation of Public Hearing)

362 Elm St. - First Colony Development Co., Inc.

A proposal to construct a flex industrial building with parking and drainage near wetlands. At the applicant's request, this meeting was continued to October 19, 2006.

Notice of Intent (Continuation of Public Hearing)

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

This is a proposal 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 applicant's request, this meeting was continued to Oct. 19, 2006.

Notice of Intent (Continuation of Public Hearing)

Rte. 20 and Glen St. - Marlborough/Northborough Land Realty Trust

Proposes to construct a retail store with associated parking utilities and drainage next to a wetland area at the corner of Glen St. & Rte. 20. At the applicant's request's, this meeting was continued to Oct. 19, 2006.

Certificates of Compliance

- DEP 212-514 45 Hutchinson Dr. (Lot 2) - Pinewood Subdivision
The Commission determined that the property was constructed properly and voted 5-0 to issue a Partial Certificate of Compliance for this lot only on this subdivision's Order of Conditions
- DEP 212-412 46 Felton St. - This is a request for a Certificate of Compliance on a project that was never constructed. The Commission issued a Certificate of Compliance noting that the Order is invalid.

Draft Order(s) of Conditions

- DEP 212-985 City of Marlborough DPW - Glen St. drainage project. Chairman Clancy read the draft Order of Conditions. The Commission made some changes to conditions and clarified some areas. The Commission voted unanimously with a 5-0 vote to issue the Order of Conditions as written and amended.

Correspondence/Other Business

The following correspondences were reviewed and the Commission voted unanimously to accept and place these items on file:

- Letter to Mayor Stevens RE: Recommend appointment to Conservation Commission, dated Sept. 25, 2006
- Hazardous Waste Day - Oct. 14, 2006 (9:00 am - 12 noon)
- A site visit was set for Oct. 21, at 8:30 am to tour the MWRA facility prior to issuing a Certificate of Compliance.
- Violations - Ms. Ryder noted that she has issued two (2) violation notices to 290 Hudson St. and 110 Boston Post Rd. and has not received the Notice of Intent (NOI) as required. The Commission asked that another letter be sent requiring this filing.

Meetings: Next Conservation Commission meetings - October 19th and November 2, 2006 (Thursdays)

Adjournment - The meeting was adjourned at 9:05 p.m.

Respectfully submitted,

Priscilla Ryder
Conservation Officer