

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION**

MINUTES

September 21, 2006

Memorial Hall, 3rd Floor, City Hall

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

Absent: Allan White

Discussion:

- DEP 212-888 Phragmites Control Update - DCU Donald Lynch Blvd.- Leah Basbanes of Basbanes Assoc. was present and reviewed her annual report with the Commission. Two of the test plots #1 & #2 that have been treated to control Phragmites, an invasive weed, have responded relatively well and have seen a 70% reduction in phragmites. However, plot #3 has a thicker population of phragmites and is only seeing a 30% reduction of the phragmites cover after treatment. Purple loostrife, another non native invader, is beginning to creep in along the edges of these three plots as well. Leah asked the Commission whether further treatment is still needed given that the success rate is somewhat limited. Per the Commission's agreement the last treatment is to take place in 2007 (for a 5 year treatment cycle). Ms. Basbanes sought direction from the Commission. The Commission discussed the merits of treating the area with herbicides for one more year and concluded that plots #1 & #2 should be treated again next year for one last time and because of the lack of success in plot #3 that no further treatment of this plot would be needed. Ms. Basbanes explained that the pond construction was very successful and is filled with wildlife. She will continue to monitor the site for one more year and report back next fall for one final time.
- DEP 212-975 479 Farm Rd. (Amend Order of Conditions) – the owner has not yet addressed the issues outlined by the Commission and was not present.

Public Hearing(s)

Notice of Intent (Continuation of Public Hearing)

137 Cullinane Dr. - Iris Ferrecchia

At the applicants request this item was continued to the October 5, 2006 meeting.

Notice of Intent (Continuation of Public Hearing)

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

At the applicant's request, since they are awaiting comments from the City Engineer, this item was continued to the October 5, 2006 meeting.

Notice of Intent (Continuation of Public Hearing)

Glen St. drainage - The City of Marlborough Dept. of Public Works

Chris Lovett of VHB, Tom Temple Acting City Engineer, Dan Cleary of Gutierrez Co., and Attorney David Gadbois were present. Chris Lovett explained that he had added items discussed at the previous meeting to the plans. These included:

1. Additional erosion controls
2. Construction access
3. Riprap apron and dewatering plan
4. Replication area with erosion blanket and seed mix
5. Addition of a manhole to level out pipe
6. Test pits were done and information provided as to ledge and groundwater.

Mr. Lovett explained that given the results of the test pits, information indicates that dewatering is anticipated. The alignment of the drain line has been shifted in an attempt to save some of the larger trees. However, a note on the plan makes it clear to the contractor that a walk through with the Conservation Officer with adjustments in the field will be needed prior to any clearing to ensure the maximum numbers of trees are saved.

Chairman Clancy noted, per last meetings discussion, that blasting materials should not contain perchlorate in order to protect water supply. He asked how dewatering was to be done, how and when soil testing would be completed, timeframe for the project, and role of LSP.

Tom Temple and Chris Lovett answered these questions. The project will take a little more than two weeks. A note on the plans indicates perchlorate will not be used. A dewatering detail is provided in the plans and is expected to be needed. Soil will be tested for herbicides prior to any earth removal to ensure the amount of contaminates are known and how they are to be treated. This will be directed by an LSP as well. Tom Temple explained that this drainage project should help to improve some of the drainage problems which have occurred over the years.

Ron Bucchino of 88 Glen St, an abutter, noted that as this project is really not going to happen until next year that the site should be tested now to know the types of contaminates in the soil. He noted that on the current 99 site, construction starts at 7:00 AM and this should be changed. What about noise from the generators? How much traffic will be generated and how much parking is going to be needed to accommodate workers? The developer should be sensitive to the residents. He noted that there is no notation on the plan to replace the large trees to be cut. This should be included. The 50 foot no disturb buffer zone should be restored to look like it does today. Where will materials be stored? Can inlet to pipe be child proofed? Ron Bucchino also submitted his

comments in writing in a letter addressed to the Commission and dated Sept. 7, 2006.

Tom Temple responded and said trees can't be in the easement, but tree replacement along the edge of the easement is possible and should be specified. Projects are permitted to start at 7:00 AM and end by around 4:00 PM on weekdays only. There will be some disruption to the neighborhood unfortunately to install this improvement. Material storage may be off pavement in ROW or may be at end of the cul-de-sac. The contractor will be responsible for finding something near by. A police detail will be required as needed for the project to protect the public safety. The inlet will be child proofed.

Joan O'Brien of Conrad St. asked about blasting requirements on the site and about traffic control on Glen St. Tom Temple responded that some blasting or ram hoeing will be needed to remove the ledge. Traffic issues will be addressed.

Peter Nutter of 116 Glen St. asked how far back from the street the trees will be removed. He also inquired whether what was found was ledge or large boulders, and how to guarantee that his basement won't get any wetter if there is blasting on the site.

Chris Lovett answered and indicated that the clearing will be 10 feet back along roadway

Priscilla Ryder reviewed the memo dated September 21, 2006, which she submitted to the Commission to address several issue discussed at the previous meeting regarding services provided by the Mass. Department of Public Health, and the role of the LSP and ability to sign and stamp documents. Mr. Bucchino also provided background document titled "Professional Services only applies under LSP is Working on Hazardous Waste Sites dated 9/21//2006 regarding the role of LSP.

After some additional questions and comments and there being no further questions from the audience or the Commission, the hearing was closed. A draft Order of Conditions will be provided for the next meeting.

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 applicants' request, this item was continued to October 5, 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

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 October 5, 2006.

Certificate(s) of Compliance

DEP 212-898 945 Concord Rd. (Full) – The front yard has not yet been stabilized, the Commission continued this item until the lawn is established in the front yard. Ms. Ryder will send a letter.

DEP 212-692, 212-790 and 212-808 MWRA John J. Carroll Water Treatment Plan (Full Certificates). The Commission agreed to do a site visit on this site prior to issuing a Certificate, Ms. Ryder will make the arrangements.

Correspondence/Other Business

The commission reviewed the correspondence and voted unanimously to accept and place on file the following letters:

- Division of Fisheries & Wildlife, Estimated Habitat Map - dated August 29, 2006
- Notice to Residents of Ft. Meadow Reservoir, dated Sept. 11, 2006 RE: Lake Drawdown to begin on Sept. 25, 2006 for the Winter
- Flyer from MACC - RE: Conservation Commissioners training program units this Fall (starting next Friday)

Additional items discussed:

- 233 Raymond Rd. – Ms. Ryder reported that the owner wants to replace the existing deck in kind, as the original deck is rotting. The Commission determined that no new filing would be required.
- 679 Stevens St. – Ms. Ryder noted that the contractor has discovered that some work within the stream bed may be needed to provide a stable entry into the drainage structure on the plan. Chairman Clancy said he would check the site with Ms. Ryder to determine if any additional filing was needed. (subsequently, it was determined no new filing would be required for this work)
- 114 Concord Rd. - Ms. Ryder reported that this work was under way and seems to be proceeding nicely. The Commission members were encouraged to take a look.
- Mr. Demers asked if the Commission should recommend Ms. Higgins to the Mayor for an appointment to the Commission. It was decided to place this on the next agenda for discussion.

Adjournment

There being no further business the meeting was adjourned at 9:30 PM.

Respectfully submitted,

Priscilla Ryder
Conservation Officer

PR/sb