

**CITY OF MARLBOROUGH  
CONSERVATION COMMISSION**

**MINUTES**

February 21, 2008

Memorial Hall, 3<sup>rd</sup> Floor, City Hall

**Members Present:** John Skarin- Acting Chairman, David Williams, Allan White, Lawrence Roy, Dennis Demers, Michele Higgins, and Priscilla Ryder-Conservation Officer;

**Absent:** Edward Clancy-Chairman

**Public Hearings**

Notice of Intent (Continuation of Public Hearing)

39 Briarwood Lane - Home Properties, Inc.

Steve Casazza and Tom Callo of Fay Spofford and Thorndike, and Mark Dykes of Home Properties, the property owners, were present to discuss some improvements to the drainage needed at the site. Mr. Casazza provided an update on the plans and submitted: photos; revised plan dated 2-15-08; and a sequence of construction. Mr. Callo explained that they could remove the pipes from the wall with an excavator on top and a mini excavator below to maneuver the pipes. Access can be gained from the end of the wall.

Mr. Demers indicated that he thought that the work to remove the pipes can all occur from the top of the wall. Ms. Higgins expressed concern about the existing wall structure and its stability, and questioned whether the consultant had looked at all the other problems on the site as well, including blocked drains, weep holes in the wall, and muddy water in the system from uphill construction. She expressed concern that these problems were not being addressed properly. Mr. Dykes explained that they were trying to address the drainage issue first and would look at the wall issue at a later date if that was appropriate. Home Properties has recently acquired the property and is now going through the punch list of repairs that are needed short term and long term. After a lengthy discussion about the wall stability and construction sequencing for the catch basin repair submitted as part of the Notice of Intent project, the Commission determined that the wall issue could be addressed as a different project in the future.

The Commission returned its focus on the construction and repair of the drainage manhole and catch basin pipe structure, and the drainage swale to be constructed below the wall. Questions were raised by Mr. Demers as to whether the swale was adequate or if a pipe would be needed to convey the storm water to the wetland. Input from the City Engineer will be needed to resolve this issue. The Commission asked for clarification on the plans and requested that the location of the sewer easement, drainage swale, and construction access point be marked in the field before the next meeting, so the Commission can look at it.

After a lengthy discussion, the Commission summarized the items that are still needed to make a decision on this project as follows:

- Input from the City Engineer is needed to determine if the pipe pieces in the woods should remain or should be removed
- If the drainage channel over the sewer easement is acceptable
- If the sewer easement can be used as an access point.

The areas noted above are to be staked in the field, a channel detail is to be provided when constructing the catch basin area near the wall, the wall section exposed shall be backfilled per current design standards, a note shall be included on the plans; an Operation and Maintenance Plan for the entire storm water system on the site needs to be provided. In addition, the owner should look at the stockpile location to minimize runoff to adjacent land and check all catch basins on the site to be sure they are functioning.

An abutter from Stow Rd. expressed concern about tree removal, as he wants to see as many trees remain as is feasible to help provide a buffer.

The Commission, with the applicants consent continued the hearing to the March 6<sup>th</sup> meeting to allow for this information to be gathered.

Notice of Intent (Continuation of Public Hearing)  
Hayes Memorial Dr. – First Student, Inc.

At the applicants request through an e-mail this item was continued to March 6th

Notice of Intent (Continuation of Public Hearing)  
246 Maple St. – Blue Fin Properties, Inc.

At the applicants request through an e-mail this item was continued to March 6<sup>th</sup>

#### **Draft Order(s) of Conditions**

- DEP 212-1043 34 Mosher Lane (Lot 11)-Single family home- The Commission reviewed the draft Order of Conditions for this lot and voted 6-0 to issue the Order of Conditions as drafted.
- DEP 212-1041 150 Cedar Hill St.-Ken's Foods Inc. - addition to treatment plant. The Commission reviewed the draft Order of Conditions and made several changes to items #37 and #38. After some discussion, the Commission voted 6-0 to issue the Order of Conditions as drafted and amended.

#### **Certificate(s) of Compliance**

- DEP 212-968 34 Mosher Lane (Lot 11) – (never constructed) As the Avida bank has proposed a new house on this lot and received a new Order of Conditions, the applicant has asked that this Order be closed as it was never

constructed. The Commission voted 6-0 to approve a Full Certificate of Compliance noting that the project never commenced.

**Discussion/Other Business**

- Sign signature sheet - Sepracor Pedestrian Bridge - Order of Conditions (DEP 212-1039) -voted Feb. 7, 2008 - At the last meeting this item was voted upon, but was not signed. The members who voted upon this at the last meeting signed this document.
- Ft. Meadow Reservoir update – ATV and weed control - Ms. Ryder noted that earlier in the week an ATV that had been riding on the ice and unfortunately fell through the ice. The driver was unharmed and two days later, the ATV was removed from the water. No oil or gasoline damage was reported.
- Ms. Ryder also noted that based on the report from Lycott Environmental last fall, the infestation of Eurasian Water milfoil appears to have returned. A proposal to treat the lake in the summer of 2008 is being discussed by the Ft. Meadow Commission, and will be presented to the Marlborough and Hudson Conservation Commissions sometime this spring.

**Approval of Minutes** –The Commission voted 6-0 to approve both the Dec. 20, 2007 and January 17, 2008 minutes as written.

**Correspondence/ Other business**

- Letter from Central Mass Mosquito Control Project, dated Feb. 6, 2008 RE: CMMCP Water Management Job #168. This correspondence was voted to accept and place on file.
- Glen St. Drainage update - Ms. Ryder noted that there has been lots of activity at the Glen St. drainage project DEP 212-985. Work is nearly complete; a generator is on site to divert water out of the stream, so the headwall and manholes can set. A problem with the generator turning off in the middle of the night, for no apparent reason, has delayed the project for a few days. Ms. Ryder is hopeful the project will be completed soon and the stream diversion will be working shortly.

**Meetings**

- Next Conservation Commission meetings March 6<sup>th</sup> and 20<sup>th</sup>, 2008 (Thursdays)
- MACC Annual Meeting - March 1<sup>st</sup>, Holy Cross Worcester

**Adjournment** - As there was no further business the meeting was adjourned at 9:10 PM

Respectfully submitted,

Priscilla Ryder  
Conservation Officer