

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION**

MINUTES

July 22, 2010
Memorial Hall, 3rd Floor, City Hall

Members Present: Edward Clancy-Chairman, David Williams, Allan White, Dennis Demers, Priscilla Ryder-Conservation Officer

Absent: Lawrence Roy, Michele Higgins, John Skarin,

7:00 PM

Public Hearings:

Request for Determination of Applicability:

MA Water Resources Authority- Map 115 Parcel 10; D'Angelo Dr.- Solar panel installation

Richard Kirby from LEC Environmental Consultants; Richard Waitt and Lori Ribeiro from Meridian Associates Inc, and Paul Rullio from the MWRA were present. Mr. Kirby made a presentation to explain the project which will be the installation of a 2.2 acre solar array field with 2,420 panels, 3x5 feet each. The work in the buffer zone includes the installation of electric conduits into existing electric structures. One is near the open channel just within the Riverfront Area; the second area is at the entrance of the guard house where the electric wires need to connect to the existing utility pole. All work is temporary in nature; trenches will be dug then filled, loamed and seeded. All areas will be restored to their previous grades and stability. All catch basins near work areas will be equipped with silt sacs and filter mitts will be used instead of haybales. The Commission determined this was acceptable. The Commission asked about the duration of the project. The project will be installed this fall and be in operation in the winter. The conduit work should only take 2-3 days to install. Power generated will be exported to the grid and MWRA will be credited for energy generated.

The Commission having no further questions closed the hearing and voted unanimously 4-0 to issue a negative Determination with standard conditions. Standard conditions include 1) Notification of Conservation Officer before work is to begin and to have erosion controls inspected; 2) Stabilize all exposed areas when work is complete; and 3) Notify the Conservation Officer when work is complete for a final inspection.

Notice of Intent (Continuation of Public Hearing)

25 Cullinane Dr. – Peter DiTommaso

Proposes to remove existing house and replace with a new house next to Ft. Meadow.

Peter DiTommaso and his wife were present. Mr. DiTommaso presented a plan titled Proposed Site Plan of Land in Marlborough, MA, Prepared by Thomas Land Surveyors, dated June 9, 2010. Chairman Clancy noted that the last outstanding item noted from the previous meeting was that the Commission wanted confirmation from the City Engineer and Building Inspector that the gravel driveway was acceptable. Ms. Ryder explained that both Tim Collins and Steve Reid had expressed concern about the gravel driveway, but as long as it met the “dust free and durable surface” criteria, it would be OK. Ms. Ryder said she added a condition in the draft Order allowing Mr. Reid to make that determination, but if gravel didn’t work; other durable surface would be fine.

Abutter Christopher O’Keeffe of 39 Cullinane Dr. expressed concern about drainage flowing from 25 Cullinane onto his property. The Commission said this can be conditioned to make sure that it does not occur. He also expressed concerns about contamination of the site given the past storage of large construction and recreational vehicles. The Commission noted that this could be conditioned and will be inspected prior to demolition and also after demolition prior to construction. If any contamination is evidenced then the applicant will need to see that it is cleaned up.

There being no more questions the Chairman closed the hearing. The Commission reviewed the draft Order of Conditions (DEP 212-1074) provided by Ms. Ryder. Minor amendments were made. The Commission voted unanimously 4-0 to issue the Order of Conditions as drafted and amended.

Request for Determination of Applicability

75 Violetwoods Circle – Anil Ichalkaranje

To add a deck next to wetlands onto the back of their house at 75 Violetwoods Circle

Mrs. Sharmila Ichalkaranje was present and explained that she wants to add a 12’ x 17’ deck to the back of her house at 75 Violet wood Circle. The closest point to the wetland will be 25 feet. All excess material not used to backfill will be removed from the site. Ms. Ryder noted that she has inspected the site and the work will be well outside the wetland area and within the existing grassed back yard. No issues were noted or raised.

Hand drawn plan by the applicant onto a plan of the condominium, dated 6/28/2010 is in the file

The Chairman closed the hearing and the Commission voted unanimously 4-0 to issue a negative Determination with standard conditions (as noted above).

Abbreviated Notice of Resource Area Delineation (Continuation of Public Hearing)
93 Framingham Rd. - Melanson Development Group, Inc.
Requesting a review and confirmation of the Bordering Vegetated Wetland boundary located on the site.

Ms. Ryder noted that Bruce Saluk has provided a revised plan titled Existing Conditions Walker Brook Village, 93 Framingham Rd., Marlborough, MA 01752, Prepared by Bruce Saluk & Assoc., Stamped by Bruce Saluk R.L.S. and P.E. Dated: 3/31/2010 (last revised 7/16/2010) which now includes the Riverfront Area as discussed at the previous meeting.

The Chairman closed the hearing and the Commission voted unanimously 4-0 to issue the Order of Resource Area Delineation to include the revised plan; noting that Bordering Vegetated Wetland and Riverfront area exists on the site as shown on the revised plan.

Certificates of Compliance

- DEP 212-1070 DiCenzo Blvd. detention basin- The rip rap is quite small at the outlets and hasn't been tested by a rain event. Ms. Ryder noted that she and the City Engineer do not recommend issuance at this time until this has been proven to work. The Commission continued this time to the next meeting August 5, 2010.
- DEP 212-226 66 Andrews Rd. (Lot 12) - Ms. Ryder noted that this subdivision Order was released many years ago, but apparently not recorded. The Commission voted unanimously 4-0 to re-issue a Certificate of Compliance for this Order of Conditions.

Discussion/Other Business

- Division of Fisheries and Wildlife – “Draft” License Agreement – Flagg Brook Wildlife Mgt. area.- Ms. Ryder explained that she is still waiting to hear back from Fish and Wildlife on the draft provided. Hopefully a final document can be reviewed sometime in August.
- MassDOT Poison Ivy Spraying on Rte. 20 /I-495 overpass- Ms. Ryder explained that the Commission received a letter dated August 5, 2010, from MassDOT, RE: 21 Day Notice of Spraying – Poison Ivy along Rte 20, providing notice that they will be spraying the sidewalk area along Rte. 20 for Poison Ivy per their Veg. Management Plan and within the Water Supply Protection District. The Commission agreed this would be OK and asked Ms. Ryder to provide comment to that effect back to Mass DOT.
- Holts Grove Pond- An Emergency Certificate was issued which will expire on July 30th; however, prices to do the repair have come in higher than expected, so

additional funding needs to be sought before work can be completed. Ms. Ryder will follow up with Mr. Temple on the current timeframe.

- Minehan Lane Pond outlet repair- The DPW has discovered a collapse of the pipe installed several years ago which will need to be repaired. Ms. Ryder will write up an Emergency Certificate to be ratified at the next meeting.
- Piccadilly Pub- Ms. Ryder noted that there was some dirty water discharging into the catchbasin at the 587 Bolton St. restaurant, she is working with the restaurant managers, Board of Health and City Engineer to determine cause and require cleanup.

Correspondence

None

Adjournment

There being no further business the meeting was adjourned at 8:20 PM

Respectfully submitted;

Priscilla Ryder
Conservation Officer