

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION
MINUTES**

April 7, 2011
Memorial Hall, 3rd Floor, City Hall
7:00 P.M.

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

Absent: Michelle Higgins, Allan White, and Dennis Demers

Minutes - The minutes of Feb. 17, 2011 were reviewed. The Commission voted unanimously to accept them as written- 4-0.

Public Hearing(s)

Notice of Intent

City of Marlborough DPW - Royce Road (Cancelled)

This submittal was withdrawn, because it was discovered the culvert itself under Royce Rd. was failing and more engineering is needed to correct the problem. They will refile in the future.

Notice of Intent

1017 Boston Post Road - Steven Anthony's Restaurant

Anthony Scerra was present and showed the Commission his proposed plans. He would like to add a meat market and a function hall next to his restaurant. This will require additional bathrooms to meet building code and since they don't have sewer available, he must expand the septic system and leach field. They are also installing an additional grease trap and a pump chamber. The engineers have designed a Presby System which is used in areas where there is little room. It has an extra dosing system and needs to be pumped out once a year. Ms. Ryder indicated that the Board of Health just received the plans and has not had a chance to review it. The Commission indicated that approval from Board of Health would be required before they could render a decision.

Mr. Scerra presented the Commission with revised plans dated April 6, 2011. All the work is outside the 50 foot buffer zone, but much of the work lies within the 100' buffer zone. He will also be adding a patio between the new facility and the restaurant, will be moving the shed, and replacing the existing deck with something slightly larger. He noted that a few of these items are not shown on the plans and should be. The Commission suggested that he include erosion controls on the plans as well, to prevent silt from entering the pond. The Commission also noted the dumpsters at the rear of the building needed to be moved away from the pond. Mr. Scerra indicated he has plans to consolidate all the dumpsters to one dumpster for the whole property, to help address this issue.

The Commission, with the applicants consent continued the hearing to May 5, 2011.

Certificates of Compliance

- DEP 212-356 (full) DEP 212-313 (Partial) - 630 Hemenway St.
The Commission reviewed this request for these two Orders of Conditions for this home that has been completed years ago. The house is being sold and these Orders were never released. The Commission voted unanimously 4-0 to approve both requests DEP 212-356 Full Certificate and DEP 212-813 Partial Certificate.

Discussion

1. DEP 212- 1049 Wetland planting at the former Mobil Marlborough Terminal
Jim Dick of Roux Associates doing the 21 E site cleanup was present. He presented a planting plan to the Commission for the most recent area of excavation done last fall. This is the last area they anticipate having to stabilize. The plan included some shrubs and trees and some blackberry bushes. The Commission reviewed the plan and voted unanimously 4-0 to approve the planting plan as presented. Mr. Dick indicated that he was hopeful that in two months they would be submitting the draft risk characterization and closing the site. Hopefully, the site will be on the market soon.
2. DEP 212-1016 Mauro Farm Subdivision, Cook Lane - Violation review
Eric Dias of Tunison Smith, Todd Lyons of Rosewood Construction and William Depietri from Captial Group Properties were all present. Mr. Dias explained that in March they received a violation notice from the Commission and have since done site inspections with Ms. Ryder and Tom Cullen, City Engineer. The problem identified was that the site, although it had 4 settling basins, any settling that occurred in these basins was lost due to the water then traveling over raw ground and re-suspending the solids. They redirected water from the settling basins into the new “not yet connected” drainage pipes, which worked great. They also were able to break up the site into some smaller drainage areas and controlled each of them separately. The past three storms have tested the system and they have not had any muddy discharges into the stream. Splitting the flows has helped and water is now redirected and recycled as needed.

Chairman Clancy asked about the floc being used. Mr. Dias explained that they did contact GEO Environmental who checked the floc being used and did adjust it based on the current site conditions. Mr. Dias confirmed that it is working better now. Ms. Ryder indicated that MACC has indicated that the floc should not be used unless it has an area to settle out before entering the stream, and this should be the protocol on this site as well. Mr. Roy commented that there has been some mud tracking onto Cook Lane, so that should be checked and cleaned regularly. Also, when the telephone poles were installed, the dirt was left around the base and washed out during rain events. Better housekeeping is a must.

The Commission discussed the use of a baker tank similar to that used by Fafard at the Target site. Mr. Dias explained that they have a similar backup system on call should they need it. Mr. Williams pointed out that this winter the snow below Round Top Circle was extremely dirty. The dirt/dust appears to have come from the loam pile, therefore dust needs to be controlled now and throughout the project. They may want to check the homes also to see if they need cleaning from dust deposits. Mr. Dias and Mr. Lyons said

they would take care of that. In a week or so they will have a water truck on site to help control dust for the rest of the season.

The Commission thanked the contractor and consultant for coming and hoped there would be no further violations on the site.

3. Indian Hill development - update on hill transfer and trail issues
Ms. Ryder indicated that she has met with the Violet Woods Condo Association and the Rose Point Condo Association and discussed with both groups where access to Callahan State Park can be best provided. Issues regarding liability and the easements are being reviewed by the Condo Association's lawyers, so there isn't anything definitive to report at this time.
4. Planning Board Meeting-April 11, 2011 - The draft plans for the 495/Metro West Development Compact Project is being presented to the Planning Board on April 11th. The public is invited to review and provide input at this meeting. The Commission is invited to attend.
5. Letter from NSTAR, dated March 9, 2011 RE: Natural Gas Pipe Replacement Bolton, St. The Commission reviewed this letter and asked whether they were really exempt or if this type of project is a limited project requiring at least a filing with the Commission. Mr. Clancy noted that last time the gas company did work on this section there were no erosion controls. Ms. Ryder will inquire and if it is determined a filing is needed, she will let NSTAR know when to file.
6. Conservation Accomplishments 2010 and Goals 2011- Ms. Ryder indicated this would be presented at the next meeting.

Correspondence/Other Business

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

- Mass. Sustainable Communities Conference – April 15, 2011 (8am-4pm) – Holiday Inn, Marlborough, MA
- E-mail from Melissa Cryan (EEA) – dated March 31, 2011 RE: Division of Conservation Services opening of the FY 12 grant round.
- Stream Team flier 2011
- City Wide Clean Sweep – April 30, 2011

Meetings - The next meetings were scheduled for Thursday, May 5 and May 19, 2011

Adjournment - There being no further business, the meeting was adjourned at 8:07 PM.

Respectfully submitted,

Priscilla Ryder
Conservation officer