

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION
Minutes**

**July 19, 2012 (Thursday)
Marlborough City Hall – 3rd Floor, Memorial Hall
7:00 P.M.**

Members Present: Edward Clancy-Chairman, John Skarin, Dennis Demers, Dave Williams, and Allan White Michele Higgins and Lawrence Roy (Priscilla Ryder-Conservation Officer)

Absent: None

Public Hearings:

Request for Determination of Applicability (Continuation)

117 Wayside Inn Rd. - Joaquim & Karen Bento

Proposes to add a screened in porch and deck at the rear of the house close to wetlands.

Mr. Jack Bento was present and asked to **withdraw** his RDA application since he has now filed an NOI in its place. The Commission voted 5-0 to approve the withdrawal.

Notice of Intent

117 Wayside Inn Rd. - Joaquim & Karen Bento

Proposes to add a screened in patio/deck at the rear of the house close to wetlands.

Mr. Bento, the owner, explained that Ms. Ryder had taken soil samples in his back yard and defined the wetland boundary. These are shown on the plan. He scaled the deck location on the plans based on the house and wetland flags. He showed some pictures of the proposed deck location. He hired an engineer to determine how to minimize the decks impact. He showed several exhibits; one showing 2 of the 4 posts in the buffer zone. He also showed a plan where the deck is cantilevered. There was much discussion with all Commission members about whether the posts could be moved, the deck made smaller. There was discussion about the 20' buffer zone and Mr. Bento explained how he had gone through the Commission's policy and answered all the questions asked. Mr. Demers and Mr. Allan had visited the site and determined the work which will involve just the footing with a deck 11' in the air should have little or no impact on the wetland regardless if it was in the 20' buffer zone. Mr. Clancy and Mr. Williams concurred and they had both seen the site as well. Councilor Joe Delano spoke in favor of the project on behalf of Mr. Bento saying he thought the project was a good one and encouraged the Commission to approve it. After some additional discussion about cantilevering the deck the Commission closed the hearing.

The Commission reviewed a set of draft conditions and clarified the location of the silt fence, and agreed to add the removal of the dead trees on the property and to add the permanent 20' wetland boundary marker.

On a motion by Mr. Williams, second by Mr. Allen, the Commission voted to approve the draft Order of Conditions as written 5 – 2. Edward Clancy, Dennis Demers, Allan White, David Williams and Michele Higgins in favor. John Skarin and Lawrence Roy opposed.

Request for Determination of Applicability (Continuation)

3 Red Spring Rd. - The Inter-Colonial Club

Proposes to add sand to the lawn area near Ft. Meadow Reservoir.

At the applicants request this hearing was continued to the next meeting.

Certificates of Compliance

- DEP 212-958 274 Brigham St. - Ms. Ryder noted that she is still waiting for deed language and permanent markers to be installed. This item was continued until these issues have been addressed.
- DEP 212-1066 340 Maple St. - Ms. Ryder indicated all work had been done. The Commission asked if a fence around the basin was required. Ms. Ryder will inquire. This item was continued until this issue is addressed.
- DEP 212-1088 17 Rolfe Rd. - Ms. Ryder indicated all the work had been done and erosion controls removed. The Commission voted unanimously 6-0 to issue a full Certificate of Compliance. (Mr. Demers abstained due to a conflict of interest)
- DEP 212-964 226 & 238 Berlin Rd. - Ms. Ryder indicated she is still waiting for confirmation that the detention basin has been cleaned. When this is received this will be reconsidered.

Discussions/ Other Business

- Ft. Meadow Reservoir - Ms. Ryder noted that there were calls this week about large amounts of bladderwort in the lake. This is just a nuisance weed and not problematic.
- 621 Sudbury St. - Ms. Ryder noted that the back yard of this house is still not stable as was required. The Commission asked that a letter be sent to remind the owner of his obligations.
- Summer Interns - Ms. Ryder said they had three summer interns who would be working with the Commission, Hunter Loveland who is a college Student, and Urial Sanchez and Dylan King who are high school students. They will be working on trail projects and storm drain projects throughout the summer.
- Aiden Steadman, a Boy Scout, is going to receive the Horaday Award, the highest award in scouting, and the ceremony is July 27th at 7:00 PM and the Commission is invited to attend. Mr. Steadman has done 3 of his 5 projects for this award with the Conservation Commission. Mr. Clancy said he was very proud.

Correspondence/Other Business

- Letter to Mayor Vigeant, dated June 26, 2012 RE: Acceptance of Gift of \$200 to Conservation Maintenance Fund – Felton Conservation Land – Blue Bird boxes supplies.

Meetings: Next Conservation Commission meetings – August 2nd and 16th, 2012 (Thursdays)

Adjournment: There being no further business, the meeting was adjourned at 8:10 PM

Respectfully submitted,

Priscilla Ryder
Conservation Officer