

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION**

MINUTES

May 17, 2012
Memorial Hall, 3rd Floor, City Hall

Members Present: Edward Clancy-Chairman, David Williams, John Skarin, Dennis Demers, and Priscilla Ryder-Conservation Officer

Absent: Allan White, Lawrence Roy and Michele Higgins.

Public Hearings

Request for determination of applicability

40 Settlers Lane

Emma Bastarache the owner was present and indicated that she proposes to install an 8' x12' shed in their backyard within the buffer zone of a wetland. The shed will be 40' away from the wetland. Ms. Ryder indicated she looked at the site and sees no issues with this location. The Commission closed the hearing and voted unanimously 4-0 to issue a Negative Determination of applicability with no conditions.

Notice of Intent (continuation)

19 Royal Crest Dr. - AIMCO Marlborough LLC

The applicant mailed in a new plan as requested at the last meeting for buildings 21/22 Royal Crest Estates apartment Complex. Finding the map acceptable the Commission closed the hearing and reviewed the draft Order of Conditions for this project. The Commission voted 4-0 unanimously to issue the Order of Conditions as written with the new plans presented.

Notice of Intent

Lake Williams @ Rte. 20/495 Interchange area - The City of Marlborough DPW

Tim Collins, Assistant City Engineer, was present and explained that they propose to remove trees which are tangled with bittersweet and poison ivy along the shore of Lake Williams from the 495/Rte. 20 interchange eastbound ramp to utility pole #28 (located opposite 249-265 Lakeside Ave.) Work will involve vegetation removal, bittersweet eradication and replanting and restoration of the area between the guardrail and the water's edge. Also, they propose to construct a walking trail from the courthouse on Williams St. to a loop near Lizotte Dr. This will include the construction of one bridge and two boardwalks. Once cleared, the area will be mowed to maintain it free of bittersweet. Permission has been granted from the State to provide access. Work will take 2 weeks. They will maintain it and provide a planting plan once the clearing is done to determine what additional plantings are necessary. They would also like to clear around the Beach trees at the corner of Rte. 20 and Williams St. The Commission discussed the above and decided it was all acceptable as presented. They closed the hearing and asked Ms. Ryder to draft a set of conditions for the next meeting on June 7th.

Notice of Intent

1 D'Angelo Dr. and 150 Cedar Hill St. - Ken's Foods Inc.

Mike Dean of Guerriere & Halnon, Inc. and Mike Kolakowski of Ken's Foods were both present. Mr. Dean explained that the proposal is to install underground utilities at the end of D'Angelo Dr. to the southern portion of the facility at 1 D'Angelo Dr. The plan is to expand the building operation, for electric and gas upgrades which are necessary. All work will be on the driveway

and away from the wetlands. Erosion controls in the catch basins is proposed to protect discharges during construction. Both utility trenches electric and gas are relatively shallow, so disturbance will be minimal. In addition they want to expand the wastewater filtration tank system at the 150 Cedar Hill St. facility. The proposal is to install another above ground filtration tank. They will expand from the existing four tanks to six tanks total. The area for the tanks is currently paved. They will remove the pavement and install the tanks slab on grade. Erosion controls shall be as shown on the plan to protect the adjacent riverfront area and wetland. Straw Wattles are proposed. The Commission had a few questions then with no further questions closed the hearing. Ms. Ryder was asked to draft standard conditions for the next meeting on June 7th.

Certificates of Compliance

- DEP 212-1020 and DEP 212-1076 358 Berlin Rd. (New Hope Community Church) - The work associated with this project has been completed and an as-built plan has been submitted. Ms. Ryder reported that the inspection revealed all had been done per the plans. The Commission voted unanimously 4-0 to issue a full Certificate of Compliance for each of these permits for this project.

Draft Orders of Conditions

- 79 Chase Rd.- retaining wall and yard re-landscaping - The Commission reviewed the draft Order of Conditions and voted unanimously 4-0 to issue the Order of Conditions as written.
- 420 Maple St. - The Commission reviewed the draft Order of Conditions and voted unanimously 4-0 to issue the Order of Conditions as written.

Discussion

- Desert Natural Area- Habitat Restoration Grant Application – approval required. Karin Paquin, a volunteer who has been working with the Commission and who wrote the grant application was present and explained that this is a 50/50 cost share project and that the Sudbury Valley Trustees has raised the matching funds. The Commission discussed the application and the educational piece of the project to use a prescribed burn to return the forest to a Scrub Oak Pitch Pine forest to support some endangered and threatened species in the area. The Commission asked for confirmation from the Marlborough Fire Chief that he is OK with this project, which Karin and Priscilla indicated would happen and that the Fire Chief would be an integral part of the loop. The Commission voted unanimously to approve the application. The Commission reviewed the burn contract as well and gave it their approval as well.
- Fafard easement – Indian Hill – Ms. Ryder explained that there has been some interest from the neighbors to make the walking trail easement proposed behind the homes on Azalea Way shifted from a 30' wide easement to a 10' wide easement. Over the years the 30' wide easement has been encroached upon by fences and sheds. Fafard is interested in transferring the interest of the hill to the city for open space (as required by their special permit) and needs to convey the walking easement connection to Callahan State Park. The Planning Board needs to review this now and would like a recommendation from the Commission whether this width change would be acceptable. Ms. Ryder explained that she walked the easement with Tom Cullen and others and that the reduced width would still allow for a walking trail. The neighbors have all been notified by Fafard of the changes proposed. After some discussion the Commission voted unanimously 4-0 to send a letter to the Planning Board recommending the reduction in width of the easement from 30' to 10' wide.

- Ft. Meadow NPDES Certification Permit – This item was not discussed. However the Commission was invited to join the weed survey to be conducted by the consultants on May 21st at 1:00, at the boathouse.
- Community Garden Update - Much work has been done to the garden, lots of people have come out to help. Big thanks goes to Pat Mauro for donating top soil, Dennis Demers for breaking up some rocks, and Reg Burgess for his equipment, time and expertise in tilling, removing rocks, helping with the fence and the water totes and the numerous other tasks he's taken on.
- Inter-colonial Club - Red Spring Rd - The club would like to expand their beach area and add sand. The Commission suggested that any such work needs to receive a full permit and they will need to file for this work. Ms. Ryder will convey.

Correspondence/New Business

The following items were reviewed and the Commission voted to accept and place on file.

- Household Hazardous Waste Collection Day – May 19, 2012 (Saturday) 9 AM-12PM.
- Mass. Dept. of Conservation and Recreation Community Forest Stewardship Grant Application

Adjournment: There being no further business the meeting was adjourned at 8:52 PM.

Respectfully submitted,

Priscilla Ryder
Conservation Officer