

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION**

MINUTES

**September 19, 2013 (Thursday)
Memorial Hall, 3rd Floor, City Hall**

Members Present: Edward Clancy-Chairman, Allan White, John Skarin, Lawrence Roy, David Williams, and Dennis Demers. Also present was Priscilla Ryder-Conservation Officer

Absent: Michele Higgins

Public Hearings

Notice of Intent- continuation of public hearing

Ames St. - Across from Reilly Way- Marlborough Northborough Realty Trust.

Tim Williams from Allen and Major and Bill Caulder of Northborough Realty Trust (Gutierrez) were present. Mr. Williams explained the changes to the plans based on the last meeting. Based on discussions with DEP the wetland impacts have been reduced. The disturbance of the walking path has been reduced by calculating the impacts of the posts only, not the entire span.

He provided a letter dated September 17th that addressed the issues raised by the Commission and city engineer. These include the floodplain location based on the latest FEMA map draft of May 13, 2013; eroded ditch will be rerouted to a new discharge point with riprap outfall to accommodate the flows anticipated. Additional manholes will be added to help reduce velocities. The pipe will be perforated, so as to provide some infiltration to the groundwater. The Commission wanted concurrence from the City Engineer on that. Based on the site visit done, they will be relocating the replication area to the area near the outfall to create fewer disturbances. Now the total disturbance of wetland will be only 2,627 sq. ft.

However, the Commission noted that during the soil exploration process a large section of wetland was altered. The Commission has asked Ms. Ryder to draft an enforcement letter requiring the restoration of this area promptly. The Commission reviewed the letter and the deadline date of April 30, 2014 for the work to be completed. The Commission all agreed with the enforcement letter and said to issue it.

The club house building is still located in the 50' buffer zone, and although the comprehensive permit allows for some impact, it was at the discretion of the Commission. Therefore, the Commission asked that all work be moved out of the 50' buffer zone. Mr. Williams will make these adjustments to the plan. Snow storage locations were discussed and it was recommended that some type of fence be installed along the back parking lot to prevent snow plowing over the bank. The Commission also noted that a more detailed construction sequencing plan is REQUIRED and must be provided at the next meeting. In addition, a soils management plan for the contaminated soils needs to be provided as well. Mr. Caulder indicated that they are in the process of submitting their application for a 401 Water Quality permit and was in discussion with Joe Bellino of DEP regarding the eroded ditch and its status. There being additional information required, the Commission continued the hearing to the October 3rd meeting.

Notice of Intent- Continuation

Portion of 200 Forest St. - Avalon Bay Communities Inc.

Steven Gorning and Lars Unhjem of Avalon; Tim Paris P.E. of H.W. Moore; Attorney David Gadbois and Joe Zinc owner of Atlantic were present. Mr. Unhjem explained that they were back to follow up on items updated based on the last meeting. The changes shown on the plans are as follows: 1) Stormwater controls on the northwest edge were revised and a new detention basin added. 2) added note to include silt sacks on Simmarano Dr. 3) reaffirmed on plans to have site contractor and erosion control expert to meet with the Commission at a regularly scheduled meeting.

The Commission reviewed the phasing plan again and discussed the details of the new plan. Joe Zinc explained that he thought the phasing plan was good and encouraged the Commission to meet with the contractor as discussed. There were no further questions, so the Commission closed the hearing. The Commission reviewed the draft Order of Conditions provided and read each condition for edits. The Commission voted unanimously 6-0 to issue the Order of Conditions as drafted and amended.

Extension Permits

DEP # 212-1028, 212-1029, 212-1030, 212-1031, 212-1034, 212-1035, 212-1036 and 212-1037
Lots 3 thru 6 and lots 11 thru 14 on Bovin Dr. off Farm Rd. - The roadway work is all done, but the houses have not yet been built on these lots. The owner has asked for an extension, so he can sell these lots. The Commission voted 6-0 to issue extensions for all of these permits as listed above.

Certificate of Compliance

DEP 212-1055 129 Beach St. - Ms. Ryder has done a site inspection and reviewed the Order of Conditions. All conditions have been met. The Commission voted 6-0 to issue a full Certificate of Compliance for this project.

Discussion/ Other business

- Project updates- Regency at Assabet Ridge- Ms. Ryder explained that they were making progress on the plan presented at the previous meeting.
- Central Mass Mosquito Control sent a letter requesting permission to improve the drainage on North Branch of Millham Brook. The drain from Berlin Rd. is not working well and they can improve it. The Commission voted 6-0 to give its approval for this work.
- Memorial Beach construction - They want to start construction, but need to meet with the Commission. They asked if they can begin clearing work now and then come to the Oct. 3rd meeting. The Commission agreed that the prep work can start before they meet next.

Meetings- Next conservation commission meetings – October 3rd and 17th, 2013 (Thursdays)

Adjournment: There being no further business, the meeting was adjourned at 8:50 PM

Respectfully submitted,

Priscilla Ryder
Conservation Officer