

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION
Minutes
June 18, 2015 (Thursday)
Marlborough City Hall – 3rd Floor, Memorial Hall
7:00 PM**

Present: Edward Clancy Chairman, Lawrence Roy, Karin Paquin, Allan White, John Skarin, Dennis Demers. Also present was Priscilla Ryder Conservation Officer

Absent: Dave Williams

Approval of Minutes: The Minutes of May 21, 2015 were unanimously approved as written.

Discussion:

Farm Rd. Reconstruction (212-1082) Pre-construction discussion per Order of Conditions.

Minot Wood, Joe Curtain P.E. from E.H. Perkins Co. as well as Tim Collins Assistant City Engineer were present. Chairman Clancy read Conditions #31 of the Order of Conditions which requires the contractor for the project to attend a commission meeting to discuss several items including construction sequencing, phasing and stockpile areas. Mr. Curtain provided some revised plans dated 6-16-15 "Preliminary Design" for the culvert crossing at Broad Meadow Brook on Farm Rd. near Broad Meadow St. The new design includes 14 precast box culverts linked together. They expect to do this work in August when low flows in the stream are expected. They can use the existing culvert during construction since the new culvert has a slightly different alignment. That will help a lot with construction. They plan to have ½ the road open during this work. They expect the culvert replacement to take about 2 weeks including the headwall installation. Once the new culvert is installed and flowing water, the old culvert will be removed. One of their workers lives in Marlborough and someone will be on call 24 hours to handle the pumping during construction and to check if it rains. They will need about two days to get the water table down before they start digging for the culvert installation. They will add 1' baffles in the bottom of the culvert and add river stone, as required in the Order of Conditions to make the bottom of the culvert more natural. The ends of the culvert will blend into the existing stream bed as required in the stream crossing requirements. There are utilities that now go through the culvert. The new design will only require that the sewer be through the culvert, water and gas can be placed above since the culvert needs to be lower which will allow for more cover. After a short discussion, the Commission indicated that they were satisfied and that Perkins Co. could proceed with the work.

Public Hearings:

Notices of Intent

West Hill LLC – Proposes to construct single family homes at each of the following addresses. A separate NOI was submitted for each of these addresses:

- 25 Dufresne Dr.
- 43 Dufresne Dr.
- 53 Dufresne Dr.
- 71 Dufresne Dr.
- 81 Dufresne Dr.
- 85 Dufresne Dr.

Peter Lavoie from Guerrierre and Halnon was present representing West Hill LLC, a Fafard Co. Chairman Clancy indicated that he wanted to discuss the overall wetland issues on all these properties together to resolve those issues before discussing specifics about each lot individually. Mr. Lavoie explained the location of each of the 6 lots, their acreage and the resources associated with each as shown on the plans. He noted that Lot 4F has an 850 ft. long driveway which cuts through several lots. Ms. Ryder indicated that she and Ms. Paquin checked the flags, but not all the flags are in place. The flags marked CRL have disappeared. Chairman Clancy indicated that these would need to be replaced before a decision could be rendered. Mr. Lavoie said he was told that the delineation done before was still valid. Mr. Clancy noted that that was in 2000, 15 years ago and is no longer valid. Mr. Lavoie will have Scott Goddard do the reflagging and resubmit the wetland delineation and supporting documentation. Ms. Ryder noted that on Lot 10C there is a depression that looks like it contains water for some part of the year, this should be analyzed, in addition the larger wetland has vernal pool characteristics and she has heard woodfrogs in this pond. Analysis as to whether it is a vernal pool or BVW needs to be provided. Mr. Clancy recalls the property from 2000 and recalls a discussion about the wetlands being connected. Lot 10C appears to cross through the possible wetland connection area.

Chairman Clancy noted that he had received two letters one from Lynne Samualson and one from Christine Dipre from 21 McDonough Dr. expressing concern about the building and the protection of open space. Mr. Clancy entered them into the record. He asked if others had questions or comments: Kathy McGuinness from 17 Dufresne indicated that when they first moved in they had some flooding issues in their back yard, this has since been corrected. She also noted that the catch basins do not have filter bags in them and muddy water continues to drain into the wetland. Shawn Ritchea of 26 McDonough Dr. also spoke expressing concern about the proximity of the new proposed homes to his yard and also expressed concern about the long driveway proposed on lot 4F.

Mr. Clancy noted that the hearing would be continued to the July 2, 2015 meeting and the Commission will be looking for some revised plans showing the wetland delineation and the wetland report for this area. The hearing was continued.

Abbreviated Notice of Resource Area Delineation

890 Boston Post Rd. - Edu Rosa of Cornerstone Supply, Inc.

Ron Strohsahl from Oxbow Associates was present to represent Edu Rosa. He explained that the wetland resource areas had been flagged on April 10th. He and Scott Smyers and Priscilla Ryder inspected the delineation of the Bordering Vegetated Wetland earlier in the week. Ms. Ryder indicated that the wetland line as flagged was accurate in her opinion. Mr. Strohsahl noted that in the Notice of Intent, Bruce Saluk had provided a watershed analysis and used the STREAM STATS program to determine if the stream was an intermittent or perennial stream. Based on the calculations done by Bruce Saluk he determined that it is an intermittent stream. However, the Commission questioned this decision not having observed the stream dry and questioned the watershed area shown in Bruce Saluk's plan in the Notice of Intent. They asked Ms. Ryder to check

with the Easterly Waste Water Treatment Plant operator who samples the stream regularly if he has seen it dry and to check the watershed map as well. The hearing was continued to the July 2, 2015 meeting to gather this information.

Request for Determination of Applicability

7 Beaman Lane - John Parson

John Parson, the builder, explained that the new buyers of the property are interested in installing an in ground pool which is in the existing lawn area, and a portion of it will be within the 100' buffer zone. He explained that the pool would have a patio and a fenced in area. They will remove all excess soil from the site; new sand needs to be brought in. He will install erosion controls as needed. When the project is done they will sod the area to be grassed and stabilize the rest of the area with brick pavers. As required all doors and access to the pool will be alarmed. It will be a salt water pool and the filter system to be used will have no backwash. After some discussion the Commission voted unanimously 6-0 to issue a negative Determination of Applicability to allow the pool with the conditions noted above.

Certificates of Compliance

- DEP 212-497 28 Taylor Rd. – Re-issuance of Certificate of Compliance- This house is being sold and a true copy of the certificate could not be recorded so they have asked the Commission to reissue the Certificate.
- DEP 212-614 587 Bolton St. – Piccadilly Pub (a.k.a Bolton Street Tavern) - The Commission continued this item to the next meeting. Mr. Clancy wants to take a look at the site, and Ms. Ryder indicated that a storm water report is still due and should be submitted before a Certificate of Compliance can be issued. Ms. Ryder will convey this to the owner.

Discussion/Correspondence-

- Environmental Impact Report – Beacon North- Ms. Ryder had provided a copy of the comments she and the Site Plan Review Committee had provided to the state on the DEIR letter for this project.
- Use of goats at Cider Knoll Conservation Land old orchard? - Ms. Ryder provided some information about the use of goats to clean out old fields that are inundated with poison ivy and bitter sweet control. They are being used in Boston on difficult areas to clear lots. The Commission was interested, but wants more information on costs and if there are other companies doing this as well. Ms. Ryder will continue to do research on this option.

Meetings – Next Conservation meetings – July 2nd and 16th, 2015

Adjournment- There being no further business, the meeting was adjourned at 8:24 PM

Respectfully submitted,


Priscilla Ryder

Conservation Officer