

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION
Minutes
September 17, 2015 (Thursday)
Marlborough City Hall – 3rd Floor, Memorial Hall
7:00 PM**

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

Absent: None

Approval of Minutes – The minutes of September 3, 2015 were reviewed and unanimously approved with minor changes.

Discussion:

DEP 212-1147 Overlook at Lake Williams “Enforcement Order”-

Desheng Wang of Creative Land & Water Engineering, LLC and Richard Roper and Duke Pointer of Crabtree LLC were present.

Mr. Wang provided a letter dated September 16, 2015 “RE: Wetland Violation ...Clearing Brushes”. As outlined in the letter, he discussed the violation which occurred when the brush clearer could not find the outer stake and kept clearing. Some of the wetland area was disturbed. Much of the area was infested with invasive species. He described the restoration plan proposed, some trees, shrubs and the monitoring and treatment of the invasive species on the site. He will cut and dab the stems to help control the growth of the invasive plants and allow the native seed mix to take hold. He will add an erosion control mix to the upland side and a wetland mix in the wetland area. The \$25 fine was also paid. After some discussion the Commission voted unanimously 7-0 to approve the restoration plan and monitoring program as out lined in the letter noted above.

Public Hearings:

Request for Determination of Applicability

200 Forest St. - Atlantic Management Inc.

Will Park from SMMA was present on behalf of Atlantic Management. He explained that as part of the Development Agreement with the City Council for this large tract of land, they were required to install a trail system, a portion of which will be part of the city wide proposed Panther Trail. He presented a plan showing the trail location. A portion of the section that goes between Results Way and I-495 is within the wetland buffer zone, most is 50' away but a small section is closer. The wetlands were delineated as part of the larger project several years ago. Erosion controls consisting of hay bales or straw wattles are proposed. The surface of the trail is proposed to be pea stone/crushed stone for better drainage as opposed to stone dust. The walkway will have a 9" gravel base with 3" of stone on top. There was some discussion about whether stone dust, crushed stone or asphalt would be the best surface for this trail. The concern was people walking in dress shoes and if the crushed stone would be too uneven. After some discussion, it was determined that they will do several test sections on the trail before it is built for the Commission to look at and decide what surface is best. Mr. Park explained that they hope to complete the trail in the Oct/Nov. timeframe before the snow flies. All exposed soils will be seeded and tacked to

be sure area remains stable over the winter. Grading will be important so the area doesn't wash out. When the project is complete erosion controls must be removed. There was some discussion about dust and erosion controls on the existing projects; the hotel and GE site. Mr. Park will convey the concerns. The Commission determined that the trail design as presented was acceptable and voted unanimously 7-0 to issue a negative Determination with standard conditions and those noted above.

Certificate of Compliance

- DEP 212-1110 11 Bouffard Dr. – addition - Ms. Ryder has inspected the site; all was done according to the plans. The Commission voted unanimously 7-0 to approve the Certificate of Compliance for this project.

Enforcement Orders – Ratification

- DEP 212-1147 – Overlook @ Lake Williams – see discussion above
- 329 Maple St.- Ms. Ryder issued a violation notice to the owner of this property because he is storing metal containers across the brook and in the floodplain and floodway. The violation notice requires that these boxes be removed from the floodplain and that he move the cars outside the floodplain by September 25th.
- 811 Pleasant St.- The owner has filed a Request for Determination which will be heard at the next meeting on October 1st.

Discussion/Correspondence/Other Business:

- Executive Order 562 – Regulatory Review- Ms. Ryder noted she had provided information about the Governor's Executive order which asks all state agencies to review their regulations and determine if they are stricter than federal rules, if they are... they must justify why they are stricter and that they do not place an undue burden on citizens. The environmental community is organizing a letter writing campaign to the Governor emphasizing the need for the state's excellent wetlands protection and open space protection regulations. They serve the commonwealth very well by protecting water supplies, protecting recreational swimming areas and wildlife habitat. The benefits of these regulations benefits the citizens 10 + fold over any cost associated with their implementation and should remain on the books. The Commission will review and consider sending information as noted.

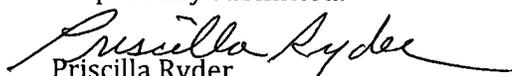
Project Updates:

None

Meetings – Next Conservation meetings – Oct. 1st and 15th, 2015 (Thursdays)

Adjournment: There being no further business, the meeting was adjourned at 7:56 PM.

Respectfully submitted:


Priscilla Ryder
Conservation Officer