

**MINUTES OF THE PROCEEDINGS OF THE
CONSERVATION COMMISSION OF THE CITY OF WORCESTER**

November 5, 2012

WORCESTER CITY HALL – LEVI LINCOLN ROOM

Conservation Commission Members Present:

Joseph Wanat, Chair
Stefanie Wood – Vice-Chair
Jeremy Theerman
John Donahue
Paul Franco
Mia McDonald

Staff Present:

Jonathan P. Gervais, Department of Public Works & Parks
Nancy Tran, Division of Planning & Regulatory Services
Abigail McCabe, Division of Planning & Regulatory Services

CALL TO ORDER: The Chair called the meeting to order at 5:35 pm.

NEW BUSINESS

Public Hearing

1. 1350 Main Street (CC-2012-0050) – Notice of Intent:

Mark Beaudry, engineer with Meridian Associates and representative for Merrimack Health Group, Inc., the applicant, stated that the applicant sought to partially demolish a one-story building and construct two new buildings (no proposed increase in beds), retaining walls, improve landscaping and expand parking. Mr. Beaudry said the project will increase impervious cover by 2%, have appropriate stormwater controls, a stormwater recharge chamber system with overflows going into two TSS treatment units, an additional catchbasin and a stormwater pollution prevention program in place. The project has recently received Zoning Board relief and is scheduled for Planning Board review on November 14.

Mr. Beaudry said bituminous concrete would be used to match existing paved surfaces, fences would be installed on top of retaining walls and proposed trees were ALB-resistant. He also explained that the proposed treatment unit would be linked to the manhole to manhole connection. He indicated that haybales would be temporarily used until paving was complete, after which filter bags would be used exclusively.

Mr. Gervais stated the project met DPW&P standards.

Upon a motion by Commissioner Franco and seconded by Commissioner Donahue, the Commission voted 6-0 to close the public hearing. Discussion regarding issuance of Order of Conditions was held to the end of the meeting.

List of Exhibits:

Exhibit A: Notice of Intent application for 1350 Main Street; submitted by Merrimack Health Group, Inc.; received October 17, 2012.

Exhibit B: Proposed Addition and Renovations; prepared Meridian Associates; dated October 11, 2012.

Exhibit C: Memorandum from Department of Public Works to Conservation Commission; re: 1350 Main Street - NOI; dated November 5, 2012.

Public Meeting

2. Route 12 (Near 35 State Road) (CC-2012-049) – Request for Determination of Applicability:

William Clougherty of Massachusetts Department of Transportation Highway Division (MassDOT) stated that MassDOT sought to perform maintenance dredging work to remove sediment in the existing drainage pipe and re-establish drainage flow that will address flooding issues on Route 12. The location of the proposed sediment removal is located within Worcester and West Boylston town line. Mr. Clougherty indicated that work would be conducted from upland areas to remove approximately 40 cubic yards of material from the culvert and moved to State property. All work is to be done within the City of Worcester.

Mr. Gervais stated the project met DPW&P standards.

Upon a motion by Commissioner Wood and seconded by Commissioner Franco, the Commission voted 6-0 to issue a negative Determination of Applicability.

List of Exhibits:

Exhibit A: Request for Determination of Applicability application for Route 12 (near 35 State Road); submitted by Massachusetts Department of Transportation Highway Division; received October 11, 2012.

Exhibit B: Drainage Maintenance Project; unknown preparer; dated October 4, 2012.

Exhibit C: Memorandum from Department of Public Works to Conservation Commission; re: Route 12 (Near 38 State Road) - RDA; dated November 5, 2012.

OTHER BUSINESS

3. Request for Certificate of Compliance– 8 Shawnee Road (CC-2000-077):

Mr. Gervais stated that the property and subdivision had no stability issues and had been completed.

Upon a motion by Commissioner Franco and seconded by Commissioner Theerman, the Commission voted 6-0 to issue a Certificate of Compliance.

List of Exhibits:

Exhibit A: Request for Certificate of Compliance – 8 Shawnee Road; submitted by Atty. Kelli Robbins; received October 26, 2012.

4. Enforcement Order – 14 Ada Street (CC-2012-001):

Gerard Aubin, owner of 14 Ada Street, stated that he sought to install a large granite curbstone to stabilize a tree and prevent its loss from flooding. He indicated his preference not to take the tree down because it would quicken erosion on his property. Commissioners Theerman and Wood suggested that Mr. Aubin take stones from the stream, stack the stones high and build them out to provide a greater embankment buffer.

Chair Wanat suggested bringing in more fill for greater stabilization. Mr. Aubin was amenable to the Commission's recommendations and said he would commence work once the water level lowers. Chair Wanat said the Commission would continue the item until it is provided updates on the work.

Upon a motion by Commissioner Theerman and seconded by Commissioner Franco, the Commission voted 6-0 to continue the item to December 3, 2012.

5. Enforcement Order – 187 Greenwood Street (CC-2012-001):

Dan Wells of Goddard Consulting updated the Commission with respect to restoration work on property located at 187 Greenwood Street. He stated work had been completed as of that afternoon, that the site had been stabilized and plantings completed. He provided the Commission images taken earlier in the day showing fill, grading and hydroseeding.

Mr. Wells said no issues had arisen from the recent storm because the organic soil is in place and that there was no siltation runoff. He told the Commission that an as-built plan can be submitted to the Commission by its December 3rd meeting.

Commissioner Wood indicated her concern and suggested the enforcement order not be closed until the end of winter due to possible degradation of conditions

Mr. Gervais said the Commission typically waits two growing seasons until conducting a site visit and closing out the enforcement order.

Chair Wanat recommended that a quarterly report of the site be submitted to the Commission.

Upon a motion by Commissioner McDonald and seconded by Commissioner Franco, the Commission voted 5-0-1 (Commissioner Donahue abstained) to continue the item to December 3, 2012.

6. Discussion & Issuance of Orders of Conditions as relevant to a hearing closed 6/11/2012: The Commission discussed and issued Orders of Conditions for the following projects:

- a. 1350 Main Street (CC-2012-050) – Notice of Intent

ADJOURNMENT

Upon a motion by Commissioner Franco and seconded by Commissioner Wood, the Commission voted 6-0 to adjourn the meeting at 6:33 PM.