

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

November 19, 2018

WORCESTER CITY HALL – LEVI LINCOLN ROOM

Conservation Commission Members Present: Joseph Charpentier, Chair
Christian Escobar, Vice Chair
Amanda Amory
Devin Canton
Azal Khaled

Conservation Commission Members Absent: N/A

Staff Present: Michelle Smith, Planning & Regulatory Services Division
Stefanie Covino, Planning & Regulatory Services Division
Stephane Cherduville, Department of Public Works and Parks

Call to Order

The Chair called the meeting to order at 5:30 p.m.

Requests for Continuances, Extensions of Time, Postponements, Withdrawals

- Item #1: 21 Paradox Drive**
Notice of Intent (CC-2018-002)
Request to Continue the Public Hearing to **December 17, 2018**
- Item #2: 142-158 Wildwood Avenue**
Notice of Intent (CC-2018-085)
Request to Continue the Public Hearing to **December 17, 2018**
- Item #3: 516 or 522 Grove Street**
Request for Determination of Applicability (CC-2018-079)
Request to Postpone the Public Hearing to **January 8, 2019**
- Item #9: 0 Whippoorwill Drive & 0 Danielle's Way (aka Malden Woods Subdiv.)**
Notice of Intent (CC-2018-080)
Request to Postpone the Public Hearing to **December, 17, 2018**
- Item #10a: 134/137 Mower St**
Certificate of Compliance (CC-2010-042)
Request to Postpone the Public Hearing to **April 22, 2019**
- Item #10b: 231 Lake Ave**
Certificate of Compliance (CC-2018-042)
Request to Continue the Public Hearing to **December, 17, 2018**

Upon a motion by Commissioner Escobar and seconded by Commissioner Amory the Commission voted 5-0 to continue or postpone the above items as requested and noted.

Approval of Minutes

Upon a motion by Commissioner Escobar and seconded by Commissioner Amory the Commission voted 5-0 to hold the minutes as written for the October 1 and October 22 Conservation Commission meetings.

Public Hearings – continuances and postponements as noted above.

New Business – Requests for Determination:

Agenda Item #4: 78 Circuit Avenue North (MBL 14-022-00019): Request for Determination of Applicability by Robert Morus (CC-2018-093)

Project: To, partially retroactively, construct a shed and conduct related site work.

Jurisdiction: The MA Wetlands Protection Act and the City of Worcester Wetlands Protection Ordinance

Public Hearing Opened: 11/19/18

No members of the public provided comments. Ms. Smith noted all staff comments were addressed. Upon a motion by Commissioner Amory, seconded by Commissioner Escobar, the Commission voted 4-1 for a negative determination, with Commissioner Khaled opposed.

Agenda Item #5: 67 Millbrook Street (MBL 22-023-00001): Request for Determination of Applicability by Scott Kerner (CC-2018-094)

Project: To construct solar canopies, and conduct related site work.

Jurisdiction: City of Worcester Wetlands Protection Ordinance

Public Hearing Opened: 11/19/18

No members of the public provided comments. Ms. Smith noted all staff comments were addressed. Upon a motion by Commissioner Escobar, seconded by Commissioner Amory, the Commission voted 5-0 for a negative determination with conditions, including to provide the Commission a copy of the Stormwater Protection Plan (SWPP) and any BMPs used, with inspection to be completed after installation.

Agenda Item # 6: 290 (aka 292) West Boylston Street (MBL 12-001-00019): Request for Determination of Applicability by the United States Postal Service (CC-2018-095)

Project: To re-configure drainage, and conduct related site work.

Jurisdiction: The MA Wetlands Protection Act and the City of Worcester Wetlands Protection Ordinance

Public Hearing Opened: 11/19/18

No members of the public provided comments. Ms. Smith noted all staff comments were addressed. Upon a motion by Commissioner Escobar, seconded by Commissioner Canton, the Commission voted 5-0 for a negative determination.

Agenda Item #7: 44 Hammond Street (MBL 06-33A-03+34): Request for Determination of Applicability by Amerco Real Estate Company (CC-2018-096) SPZ

Project: To re-configure the parking area and conduct related site work.

Jurisdiction: The City of Worcester Wetlands Protection Ordinance

Public Hearing Opened: 11/19/18

No members of the public provided comments. Ms. Smith noted all staff comments were addressed. Upon a motion by Commissioner Escobar, seconded by Commissioner Amory, the Commission voted 5-0 for a negative determination.

Other Business:

10. Requests for Certificates of Compliance:

- a. 65 (fka 0 aka 71A) Pullman Street (CC-2016-036)

Upon a motion by Commissioner Escobar, seconded by Commissioner Amory, the Commission voted 5-0 to issue a Certificate of Compliance.

11. Enforcement Order Updates

- a. **128 Alvarado Avenue** (CC-2008-045 & CC-2017-017, DEP #349-963, CC-EO-2016-004)

Ms. Smith noted that staff will amend EO to extend restoration to 6/1/19 and conduct inspection of erosion controls with report on 12/17.

- b. **100 (fka) Goldthwaite Road** (aka White Birch Commons (fka Burncoat Gardens)) (CC-2013-057, DEP #349-1075, CC-EO-2017-001)

Upon a motion by Commissioner Escobar, seconded by Commissioner Canton, the Commission voted 5-0 to amend the EO to allow restoration until 6/1/19.

- c. **21 Paradox Drive** (CC-2018-002, CC-EO-2017-004) Chairman Charpentier noted that staff will schedule a site walk.
- d. **Country Club Acres** (aka Garrison Avenue & 190 East Mountain Street, Cobblestone Lane (fka Paradise Point)) (CC-2007-025, DEP #349-931, CC-EO-2017-009, UAO-CE-18-6W001)
Upon a motion by Commissioner Escobar, seconded by Commissioner Amory, the Commission voted 5-0 to amend enforcement order: install sod or other erosion control measure around units 58 and 59, obtain inspection of erosion controls for next phase involving units 60 and 61, provide updated phasing plan for remaining units on Drive A on or before 12/17/18 meeting, and revise monitoring reports to be rain event specific.
- e. **93 Chicopee Street** (CC-EO-2018-001)
No updates
- f. **40 Sutton Lane** (CC-EO-2018-002)
No updates
- g. **170 South Flagg Street** (CC-EO-2018-003)
No updates
- h. **20 Quinsigamond Ave** (CC-EO-2018-004)
Upon a motion by Commissioner Escobar, seconded by Commissioner Amory, the Commission voted 5-0 to amend enforcement order: Provide erosion control and remediation plan to meet compensatory flood storage requirements, location of how much and where soil is removed and stored on site, plan of disturbed area, revegetation, inlet protection measures that shall be provided on or before January 7, 2019.
- i. **72 Upland Street** (CC-EO-2018-005)
Upon a motion by Commissioner Escobar, seconded by Commissioner Amory, the Commission voted 5-0 to update the enforcement order. Amendments include to inspect catchbasins and clean/remove sediment as needed, schedule site inspection, provide phasing of construction, after successful inspection, may begin moving material stockpiles and begin sweeping protocol between and after filling of trucks, as well as provide an updated erosion control/stormwater management/phasing plan.

Emergency Certification

Beaver Dam Breach/Blocked Culvert at Worcester Airport & 121 Bailey Street

Upon a motion by Commissioner Escobar, seconded by Commissioner Canton, the Commission voted 5-0 to ratify.

Adjournment

Upon a motion by Commissioner Escobar and seconded by Commissioner Amory, the Commission voted 5-0 to adjourn at 8:03 P.M.