



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

**Monday May 6, 2024**

Worcester City Hall – Levi Lincoln Chamber,  
with remote participation options available via WebEx online at  
<https://cityofworchester.webex.com/meet/conservationcommissionwebex> and  
call-in number 1-844-621-3956 (Access Code: 2631 737 2697).

**Commissioners Present:** Andrew Truman, Chair  
Devin Canton, Vice Chair (arrived at 5:35pm)  
Lindsay Nystrom, Commissioner  
Stuart Kirshner, Commissioner  
Timothy Magliaro, Commissioner (arrived at 5:51pm)

**Staff Present:** Eric Flint, Division of Planning & Regulatory Services (DPRS)  
Mattie VandenBoom, Division of Planning & Regulatory Services (DPRS)

**Call to Order**

**Chair Truman called the meeting to order at approximately 5:32 p.m.**

**Requests for Continuances, Postponements and Withdrawals**

**Item 3 – 1256 West Boylston Street – Notice of Intent (CC-2023-076 & DEP#349-1379)**

Request to postpone the public hearing to 05/20/24 & extend the constructive grant deadline to 06/11/2024

**Item 7 – 49 & 39 Upland Street (CC-2024-019 & DEP#349-1393)**

Request to continue the public hearing to 05/20/24 & extend the constructive grant deadline to 06/11/2024

**Item 8 – 79 Pullman Road (CC-2024-021)**

Request to continue the public hearing to 06/10/24 & extend the constructive grant deadline to 07/02/24

**Item 9 – 0 Meadowbrook Road, 501 Salisbury Street, and the Meadowbrook Road Right-of-Way – Notice of Intent (CC-2023-043 & DEP#349-13XX)**

Request to postpone the public hearing to 05/06/24 & extend the constructive grant deadline to 05/28/24

**Item 10– 487 Park Avenue – Notice of Intent (CC-2023-058)**

Request to postpone the public hearing to 05/20/24 & extend the constructive grant deadline to 06/11/2024

**Item 16 – 70 Webster Street – Notice of Intent (CC-2024-033 & DEP#349-13XX)**

Request to postpone the public hearing to 05/20/24 & extend the constructive grant deadline to 06/11/2024

**Item 17– Lincoln Pond (121 Russell Street), Green Hill Veterans Memorial Pond (301 Green Hill Parkway),**

**Wawecus Road Pond (70 North Parkway), Crystal Pond (965 Main Street) (CC-2024-0034 & DEP# 349-13XX)**

Request to postpone the public hearing to 05/20/24 & extend the constructive grant deadline to 06/11/2024

Chair Truman read the requests for continuances, postponements, and withdrawals into the record.

*Upon a motion by Commissioner Nystrom, seconded by Commissioner Kirshner, the Commission voted 4-0 by a roll call vote (with Commissioner Magliaro absent) to postpone the public hearings and extend the constructive grant deadlines to the dates noted.*

### **New Business – Requests for Determination of Applicability**

#### **1) 3 Aster Place (MBL 27-002-00023)**

James Hamilton on behalf of the applicant, Amy Aviles, reviewed the proposed removal of existing stairway and patio and replacing with a wooden deck.

Mr. Flint stated the proposed work would be exempt under the Wetlands Protection Act but a filing was required by the Wetland Protection Ordinance.

Commissioner Canton asked about the foundation removal and if there would be any disturbance of soil. Mr. Hamilton explained that there would be no ground disturbance.

No public Comment.

*Upon a motion by Commissioner Canton, seconded by Commissioner Nystrom, the Commission voted 4-0 by a roll call vote (with Commissioner Magliaro absent) to issue a Negative Determination of Applicability.*

List of Exhibits:

Exhibit A: RDA Application; dated 04/17/2024; submitted by James Hamilton

#### **2) 301 Green Hill Parkway (aka Green Hill Golf Course) (MBL 57-003-00003) – Request for Determination of Applicability (CC-2024-031)**

Bill Richards, City of Worcester Department of Public Works and Parks, reviewed the proposed installation of a new subdrain and rebuilding the existing subdrain at hole 9 of the Green Hill Golf Course. The new subdrain would attach to the existing subdrain.

Mr. Flint detailed the site visit he conducted a few months ago. He did not have any concerns or additional comments for the project.

Commissioner Canton asked if there would be stockpiling of excavated material and what the timeline is for the project. Mr. Richards explained that the excavated material will be placed along the trench line as they move along and will be backfilled each day. Soil that is not used to backfill the trench will be hauled away. He reviewed the location and types of erosion controls that will be used for the project.

No public Comment.

*Upon a motion by Commissioner Canton, seconded by Commissioner Nystrom, the Commission voted 4-0 by a roll call vote (with Commissioner Magliaro absent) to issue a Negative Determination of Applicability.*

List of Exhibits:

Exhibit A: RDA Application; dated 04/17/2024; prepared by Cesar Valiente

**Old Business – Notices of Intent**

**5) 0 Myrick Avenue and the Myrick Avenue Right-of-Way (MBL 33-019-154-5) – Notice of Intent (CC-2024-008 & DEP#349-13xx)**

Mr. Flint announced the Commission received a last-minute continuance request from the applicant to continue the hearing to the May 20<sup>th</sup> meeting and to extend the constructive deadline to June 11<sup>th</sup>.

*Upon a motion by Commissioner Nystrom, seconded by Commissioner Canton, the Commission voted 4-0 by a roll call vote (with Commissioner Magliaro absent) to continue the public hearing to May 20, 2024 and to extend the constructive grant deadline to June 11<sup>th</sup>, 2024.*

**6) 10 Apthorp Street (Lots 1A & 1B) (MBL 32-024-00287-1) – Notice of Intent (CC-2024-017 & DEP#349-1392)**

Zach Gless, Existing Grade, Inc., on behalf of the applicant, JV Realty LLC, reviewed the proposed construction of a duplex and reviewed changes that have been made since the March 18<sup>th</sup> meeting. The plan now shows spot grading to provide details on how water will be directed to the rain garden.

Mr. Flint reviewed updates since the last hearing for the project. He explained that all staff comments have been addressed and that this project is very similar to the 26 Apthorp Street project that was approved at the last meeting.

No comments from the Commission.

No comments from the public.

*Upon a motion by Commissioner Magliaro, seconded by Commissioner Kirshner, the Commission voted 4-0 by roll call vote to close the public hearing. Commissioner Canton was ineligible to vote.*

Mr. Flint noted the standard conditions and recommended special conditions including wetland flagging, retention basin vegetation(deeded), permanent markers, cement truck washing, equipment placement, sedimentation control for rain gardens during construction, as-built plan, pesticides (deeded), sand/salt (deeded) and snow storage (deeded).

*Upon a motion by Commissioner Kirshner, seconded by Commissioner Magliaro, the Commission voted 4-0 by roll call vote to issue the Certificate of Compliance. Commissioner Canton was ineligible to vote.*

List of Exhibits:

- Exhibit A: NOI Application; dated 02/28/2024; submitted by Glenn Krevosky, EBT Environmental Consultants, Inc.
- Exhibit B: Site Plans; dated 02/15/2024; revised 03/29/2024; prepared by Edwin H. Gless, Existing Grade, Inc.
- Exhibit C: Stormwater Report; dated 02/18/2024; prepared by Edwin H. Gless, Existing Grade, Inc.
- Exhibit D: Department of Environmental Protection Comments; dated 04/18/2024; Rebecca Gendreau

Exhibit E: Division of Planning & Regulatory Services Staff Comments; dated 03/12/2024; Eric Flint, Conservation Planner/Agent

Exhibit F: Response to Staff Comments; dated 03/18/2024; submitted by Zachary Gless

Exhibit G: DPW Comments; dated 03/18/2024; Richard Saltrick, Assistant Commissioner of Engineering

### **New Business – Notices of Intent**

**11) 99 Ararat Street (MBL 37-007-46+48) – Notice of Intent (CC-2024-023 & DEP#349-1391)**

No representative was present at the meeting.

*Upon a motion by Commissioner Magliaro, seconded by Commissioner Nystrom, the Commission voted 5-0 by roll call to continue the public hearing to May 20, 2024 and to extend the constructive grant deadline to June 11<sup>th</sup>, 2024.*

**13) 37 & 60 Great Brook Valley Avenue, 67 & 69 Tacoma Street, 180 Constitution Avenue, and the Great Brook Valley Avenue & Brookview Drive Rights-of-Way (aka Curtis Apartments - Phase 2)**

**(MBL 52-INX -0001A, -0001G, -0003H, -0003B, 52-004-00001)– Notice of Intent (CC-2024-028)**

Jesse Johnson of Weston & Sampson, on behalf of the applicant, Trinity Curtis Phase Two Limited Partnership, reviewed the proposed demolition of existing site improvements and construction of seven new residential and mixed-use buildings, stormwater infrastructure, landscaping, redesign of public roadways and parking areas, and related sitework. Hydrodynamic separators will be installed to help improve the water quality of the runoff leaving the site. A public park will be created on Lot 3. There will be a 20,462s sqf reduction in impervious surface at the site. Mr. Johnson reviewed the erosion controls that will be used during construction.

Mr. Flint reviewed staff comments. Staff requested revised plans showing extended erosion controls, stockpile information, and detail for the plantings in the rain gardens. Staff also requested that drainage calculations be conducted with the upper bounds of the NOAA Atlas 14 90% confidence intervals. The applicant has provided the new calculations. Mr. Flint stated that plan revisions were minor enough that they could be incorporated into the Order of Conditions.

No comments from the Commission.

No comments from the public.

*Upon a motion by Commissioner Kirshner, seconded by Commissioner Magliaro the Commission voted 5-0 by roll call vote to close the public hearing.*

In addition to the standard conditions, Mr. Flint recommended revised plans, showing extended erosion controls, stockpile locations and associated erosion controls, location of temporary sediment basins if needed for the project, and updated planting plan for the rain gardens. A revised storm water report using the upper bounds of the NOAA Atlas 14 90% confidence intervals shall be provided. Other conditions included rain garden vegetation (deeded), cement truck washing, SWPP reporting, sedimentation controls for rain gardens during construction, and no snow storage in rain gardens (deeded).

*Upon a motion by Commissioner Canton, seconded by Commissioner Magliaro the Commission voted 5-0 by roll call vote to issue the order of conditions as discussed.*

List of Exhibits:

Exhibit A: NOI Application; dated 04/17/2023; Jesse Johnson, Weston & Sampson

Exhibit B: Site Plan; dated 01/24/2024; revised 04/17/2024; prepared by Jesse M. Johnson, Weston & Sampson

Exhibit C: Stormwater Report; dated 01/04/2024; prepared by Jesse M. Johnson, Weston & Sampson

Exhibit D: Department of Public Works Comments; dated 04/24/2023

Exhibit E: Division of Planning & Regulatory Services Staff Comments; dated 04/25/2024; prepared by Eric Flint and Mattie VandenBoom

**14) 100 New Bond Street (aka 167 West Boylston Drive) (MBL 13-035-00001) – Notice of Intent (CC-2024-029)**

Danielle Leonor of Kimley-Horn, on behalf of the applicant, Saint-Gobain Abrasives, reviewed the proposed construction of a new office building, stormwater infrastructure, redesign of existing parking lot and driveway, and related sitework. Ms. Leonor explained that the ground water is only 2.8' to 3.5' below the surface so they were not able to add a rain garden or infiltration trench to the site. She explained that there would be a reduction in impervious surface area and they would be providing deep sumps catch basins to capture runoff.

Mr. Flint explained that staff comments were focused on recommendations for plan revisions.

Commissioner Canton asked if the asphalt would be removed or if it would be resurfaced. Ms. Leonor explained that the plan is to remove the asphalt and repave the site.

Commissioner Canton asked if there is a plan for dewatering. Ms. Leonor explained that they are trying to stay high enough to not encounter the groundwater when constructing the foundation. There is going to be an elevator pit and that would be used for dewatering if needed.

Commissioner Canton asked about the timeline of the project. Ms. Leonor explained that they are hoping to have all the approvals needed in the next couple months and constructions would start soon after. She expects it would take less than a year to construct the site.

Chair Truman asked if they have gone through Planning Board yet. Ms. Leonor explained that they have not gone before the Planning Board Commission yet but have had a couple IRT meetings with staff to get feedback on the project.

No comments from the public.

*Upon a motion by Commissioner Kirshner, seconded by Commissioner Canton the Commission voted by roll call vote 5-0 to close the public hearing.*

In addition to the standard conditions, Mr. Flint recommended revised plans, showing staked straw wattles backed by entrenched silt fence along the limit of disturbance, include a detail for inlet protection, stockpile location and their associated erosion controls, updated planting plan with native plants, and that

sheet C-503 be corrected. A revised storm water report using the upper bounds of the NOAA Atlas 14 90% confidence intervals shall be provided. Other conditions included PE inspection of stormwater infrastructures, cement truck washing, SWPP reporting, and ongoing condition for stormwater management system maintenance.

*Upon a motion by Commissioner Canton, seconded by Commissioner Kirshner the Commission voted by roll call vote 5-0 to issue the order of conditions as discussed.*

List of Exhibits:

- Exhibit A: NOI Application; submitted 04/16/2024; submitted by William Scully, Kimley-Horn
- Exhibit B: Site Plan; dated 04/12/2024; prepared by William J. Scully, Kimley-Horn
- Exhibit C: Stormwater Report; dated 04/12/2024; prepared by William J. Scully, Kimley-Horn
- Exhibit D: Department of Public Works Comments; dated 04/24/2023
- Exhibit E: Division of Planning & Regulatory Services Staff Comments; dated 04/25/2024; prepared by Eric Flint and Mattie VandenBoom

**12) Third Street (Lots 2L/2R & 3L/3R) (aka 24 Second Street) (MBL 42-029-00078) – Notice of Intent (CC-2024-027)**

*This item was taking out of order due the representative having technical difficulties logging into the meeting.*

Robert Duff of McClure Engineering, on behalf of the applicant, GM Properties, reviewed the proposed construction of two duplexes, driveways, and related sitework. The plan has been revised to address comments from staff. Mr. Duff stated that the project has been approved by Planning Board.

Mr. Flint reviewed staff comments and stated that the plan revision addressed those comments.

Commissioner Canton asked about a phasing plan and the location of the stockpile. Mr. Duff was unsure how the applicant was planning on proceeding with development of the lot but was assuming that it would be done all at once due to the limited space. One stockpile area should be all that is needed for the site.

No comments from the public.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Kirshner the Commission voted 5-0 by roll call vote to close the public hearing.*

In addition to the standard conditions, Mr. Flint recommended test pit data a proposed location of cultec system prior to construction, O&M plan for cultec unit and clarify who is responsible for the maintaining the unit, infiltration unit inspection and certification from PE, cement truck washing, and ongoing condition for stormwater management system maintenance.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Magliaro the Commission voted 5-0 by roll call vote to issue the order of conditions as discussed.*

List of Exhibits:

- Exhibit A: NOI Application; dated 04/11/2024; submitted by Robert Duff, McClure Engineering

Exhibit B: Site Plan; dated 02/06/2024; revised 04/10/2024; revised 04/29/2024; prepared by Robert J. Duff, McClure Engineering

Exhibit C: Division of Planning & Regulatory Services Staff Comments; dated 04/25/2024; prepared by Eric Flint and Mattie VandenBoom

**15) 630 Grafton Street (MBL 34-006-00002) – Notice of Intent (CC-2024-032)**

Nick Facendola of Level Design Group, LLC, on behalf of the applicant, Gold Star Builders, proposed construction of three single-family attached dwellings, driveways, landscaping, and related sitework. The lot was previously vegetated but was recently cleared and excavated. Commission staff ordered all work to stop on the site and erosion controls to be installed.

Mr. Flint reviewed the comments issued by staff and confirmed that these items have been addressed.

Chair Truman asked about the location of the utility connections. Mr. Facendola explained that the site has a lot of ledge and that it is easier to access Grafton Street than it is to access Warner Avenue.

*Upon a motion by Commissioner Kirshner, Seconded by Commissioner Canton the Commission voted 5-0 by roll call vote to close the public hearing.*

In addition to the standard conditions, Mr. Flint recommended revised plan with silt fencing being used as perimeter erosion controls, test pit data at proposed location of cultec system prior to construction, O&M plan for cultec unit and clarify who is responsible for the maintaining the unit, infiltration unit inspection and certification from PE, cement truck washing, and ongoing condition for stormwater management system maintenance.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Magliaro the Commission voted 5-0 by roll call vote to issue the order of conditions as discussed.*

List of Exhibits:

Exhibit A: NOI Application; submitted 04/16/2024; submitted by Nick Facendola, Level Design Group, LLC

Exhibit B: Site Plan; dated 03/28/2024; revised 04/10/2024; prepared by Nicola Facendola, Level Design Group, LLC

Exhibit C: Department of Public Works Comments; dated 04/24/2023

Exhibit D: Division of Planning & Regulatory Services Staff Comments; dated 04/29/2024; prepared by Eric Flint and Mattie VandenBoom

**New Business – Request for Amended Orders of Conditions**

**18) 235 (aka 231) Lake Avenue (MBL 17-029-00002) (CC-2024-025 (CC-2022-068) & DEP#349-1336)**

Scott Jordan, EcoTec, Inc, on behalf of the applicant, EPH Investments, LLC, requested an Amendment to Order of Conditions issued for DEP# 349-1336 to allow for construction of stairway, and deck. The stairway will be built in a location that that will not require any of the trees to removed and will not require any grading.

Mr. Flint confirmed that staff comments have been addressed in latest revised plan. He did note that DEP expressed concern about the appropriateness of amending an Order of Conditions versus filing a new Notice of Intent. Since the amendment request did not propose any resource area alterations and kept the limit of work within the buffer zone only, staff suggested that an amendment could be appropriate. There is proposed structure within the 15' buffer zone but observation decks are eligible as a limited project, which would be exempt from performance standard 4.2.4.

Commissioner Canton asked about the location of the sonotube footings for the stairway and deck. Mr. Jordan was not sure of the location of the footing but detailed the installation process.

Commissioner Canton asked if there would be impacts to the driplines of any trees when the sonotubes are installed. Mr. Jordan explained that it would be a minor impact to the trees.

Commissioner Magliaro asked about the elevation of the observation deck compared to the elevation of the water. Mr. Jordan stated that it was about 5' difference.

Commissioner Magliaro asked if there are plans to install a dock in the future. Mr. Jordan explained that this property is being sold so it is possible the future owner may want to install a dock.

Chair Truman requested that the wetland marker be move closer to the stairway.

There were no comments from the public.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Kirshner, the Commission voted 5-0 by roll call vote to close the public hearing.*

In addition to the conditions of the original order, Mr. Flint recommended revised plan showing the proposed location of the sonotubes and wetland boundary markers being shown closer to the stairway. The shortest distance of limit of work to the resource area and approved plan date would need to be updated.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Kirshner, the Commission voted 4-1 by roll call vote to issue the amended order of conditions as discussed, with Commissioner Magliaro voting against.*

List of Exhibits:

Exhibit A: Request to Amend OOC; dated 04/04/2024; revised 03/12/2024; prepared by Scott Jordan, EcoTec, Inc

Exhibit B: Site Plan; dated 03/26/2024; revised 04/26/2024; prepared by Scott Jordan, EcoTec, Inc

Exhibit C: Division of Planning & Regulatory Services Staff Comments; dated 04/25/2024; prepared by Eric Flint and Mattie VandenBoom

**19) 241 (aka 231) Lake Avenue (MBL 17-029-00002) (CC-2024-026 (CC-2022-074) & DEP#349-1338)**

Scott Jordan, EcoTec, Inc, on behalf of the applicant, EPH Investments, LLC, requested an Amendment to Order of Conditions issued for DEP# 349-1338 to allow for construction of stairway, deck, and to request a waiver of performance standard 4.2.4. He explained that this is very similar to previous project he just presented. He will revise the plans as requested by the Commission.



Commissioner Canton asked about the impacts on the vegetation where the observation deck is proposed. Mr. Jordan explained that the vegetation is sparse at that location but there will be pruning needed. At the bank, there is Sweet Pepperbush that will not be touched.

There were no comments from the public.

*Upon a motion by Commissioner Magliaro, Seconded by Commissioner Canton the Commission voted 5-0 to close the public hearing.*

In addition to the conditions of the original order, Mr. Flint recommended revised plan showing the proposed location of the sonotubes and wetland boundary markers being shown closer to the stairway. The shortest distance of limit of work to the resource area and approved plan date would need to be updated.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Kirshner, the Commission voted 4-1 by roll call vote to issue the amended order of conditions as discussed, with Commissioner Magliaro voting against.*

List of Exhibits:

Exhibit A: Request to Amend OOC; dated 04/04/2024; revised 03/12/2024; prepared by Scott Jordan, EcoTec, Inc

Exhibit B: Site Plan; dated 03/26/2024; revised 04/26/2024; prepared by Scott Jordan, EcoTec, Inc

Exhibit C: Division of Planning & Regulatory Services Staff Comments; dated 04/25/2024; prepared by Eric Flint and Mattie VandenBoom

## **Other Business**

### **20) Requests for Certificates of Compliance**

#### **a. 177, 178, 190 Brookline Street (CC-2017-027 & DEP# 349-1167)**

Mr. Flint explained that the applicant requested to postpone their hearing to the June 10<sup>th</sup> meeting.

List of Exhibits:

Exhibit A: COC Request; dated 02/28/2024; submitted by Eugene McCarthy

#### **b. Leesville Pond Dam (aka 225 Webster St.) (CC-2017-093 & DEP# 349-1180)**

The Town of Auburn requested a Certificate of Compliance for the Leesville Pond Dam repair. Mr. Flint reviewed the request and the materials that were provided.

*Upon a motion by Commissioner Magliaro, Seconded by Commissioner Kirshner, the Commission voted 5-0 by roll call vote to issue the Certificate of Compliance.*

List of Exhibits:

Exhibit A: COC Request; submitted 04/11/2024; submitted by Shawn King, Fuss & O'neill, Inc.

Exhibit B: As-built Plan; dated 04/2019; stamped by T Ford Co. Inc

Exhibit C: DCR Certificate of Completion; dated 03/08/2022; issued by William C. Salomaa, Director of Office of Dam Safety

**c. 219 Lake Avenue (CC-2018-049 & DEP# 349-1208)**

**d. 221 Lake Avenue (CC-2019-033 & DEP# 349-1249)**

**e. 219 & 221 Lake Avenue (CC-2020-006 & 349-1289)**

Mr. Flint suggested that these 3 items be held concurrently. He explained that DEP# 349-1208 and 349-1249 were for neighboring single-family homes. DEP# 349-1289 was for a retaining wall for both homes along the bank of Lake Quinsigamond. Mr. Flint did have concerns regarding the as-built plan that was provided for retaining wall. The top of wall is listed as being higher than what was on the approved plan and the base flood elevation that was listed in the Order of Conditions. This change in the height of the wall results in unpermitted floodplain fill.

Mr. Jordan requested that DEP# 349-1289 be continued to the next meeting but would like to move forward on the other Certificate of Compliance requests. Mr. Flint stated that staff does not have any issues with that request.

There were no comments from the public or the Commission.

*Upon a motion by Commissioner Kirshner, Seconded by Commissioner Magliaro, the Commission voted 5-0 by roll call vote to issue the Certificate of Compliances for DEP# 349-1208 and DEP# 349-1249 and to continue the hearing for DEP# 349-1289.*

List of Exhibits:

- Exhibit A: COC Request; dated 04/03/2024; submitted by Scott Jordan, EcoTec, Inc.
- Exhibit B: COC Request; dated 04/03/2024; submitted by Scott Jordan, EcoTec, Inc.
- Exhibit C: COC Request; dated 04/03/2024; submitted by Scott Jordan, EcoTec, Inc.
- Exhibit D: Division of Planning & Regulatory Services Staff Comments; dated 04/30/2024; prepared by Eric Flint and Mattie VandenBoom

**f. 115 Northeast Cutoff (CC-2020-012 & DEP#349-1268)**

**g. 115 Northeast Cutoff (CC-2022-004 & DEP#349-1314)**

Mr. Flint noted the applicant requested that these items be continued to the May 20<sup>th</sup> meeting.

**h. 311 Bridal Path (CC-2023-072 & DEP# 349-1380)**

Mr. Flint reviewed the Certificate of Compliance request and explained that staff did not have any concerns.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Magliaro, the Commission voted 5-0 by roll call to issue the Certificate of Compliance.*

List of Exhibits:

**21) Enforcement Order and Violation Updates**

- a. **99 Wildwood Avenue (CC-EO-2020-009)**
- b. **166 Moreland Street (CC-EO-2020-011)**
- c. **522 Grove Street (CC-EO-2020-014)**
- d. **0 Myrick Avenue (CC-EO-2020-015)**
- e. **75 Harrington Way (CC-EO-2021-003)**
- f. **40 June Street Terrace (CC-EO-2021-004)**
- g. **12 AKA 0 Balis Avenue (CC-EO-2021-005)**
- h. **269 James Street (CC-EO-2021-007)**
- i. **90 AKA 100 Camelot Street AKA Farber Field (CC-EO-2021-008)**
- j. **70 North Parkway AKA Burncoat Park (CC-EO-2022-002)**
- k. **3 Aster Place (CC-EO-2022-005)**
- l. **Hospital Drive ROW (CC-EO-2022-006)**
- m. **215 Lake Avenue (CC-EO-2022-007)**
- n. **4 Tiffany Avenue (CC-EO-2023-001)**
- o. **0 Mcavey Way & 1393 Grafton Street (CC-EO-2023-003)**
- p. **265 Lake Avenue (CC-EO-2023-006)**
- q. **0 Harrington Way (CC-EO-2023-009)**
- r. **570 Lincoln Street (CC-EO-2023-010)**
- s. **3 Knollwood Drive (CC-EO-2020-002 & DEP#349-1284)**
- t. **198 Granite Street (CC-EO-2024-001)**

Mr. Flint reviewed the violation and provided an update. Glenn Krevosky of EBT Environmental Consultants has been hired as the wetland scientist. An engineer has not been hired yet. A report from a wetland scientist and a plan from an engineer are due by May 31<sup>st</sup>.

- u. **3 Knollwood Drive (CC-EO-2024-002)**
- v. **86 Webster Street (CC-EO-2024-003)**

Mr. Flint reported that the city received a complaint from DEP of a large stockpile of material being stored adjacent to Curtis Pond. The stockpile did not have any erosion controls. Tree stumps and debris was noted along the steep banks of Curtis Pond. The property owner is working on getting a wetland scientist out to determine the impacts to the resource area.

*Upon a motion by Commissioner Canton, Seconded by Commissioner Kirshner, the Commission voted 5-0 by roll call to ratify the Enforcement Order.*

- w. **Hemans Street (CC-EO-2024-004)**

Mr. Flint reviewed the violation. During a heavy rainstorm event, turbid runoff was observed flowing down Milton Street and black piping was discharging turbid water into a catch basin on Milton Street. Staff ordered the applicant to immediately stabilization of the back slope of the site, provide an erosion control sequencing plan, ongoing site monitoring, and remediation of drainage infrastructure.

*Upon a motion by Commissioner Magliaro, Seconded by Commissioner Kirshner, the Commission voted 5-0 by roll call to ratify the Enforcement Order.*

*There was no discussion of Items 21 a-s, and u.*

**22) Communications**

- a. Providence and Worcester Railroad 2024 Vegetation Control Plan**
- b. Army Corp Engineers Culvert Replacement Notice**
- c. CSX Vegetation Management Notice**

*There was no discussion of Items 22 a-c.*

**23) Approval of Minutes – 04/08/2024**

*Upon a motion by Commissioner Magliaro, Seconded by Commissioner Kirshner, the Commission voted 5-0 by roll call to approve the April 8<sup>th</sup>, 2024 minutes as presented.*

**24) Open Space Discussion**

**a. God's Acre – Referral from City Council**

Mr. Flint has drafted a memo for God's Acre but is still waiting on feedback from Law Department.

**b. Urban Tree Canopy Assessment**

Mr. Flint reviewed the project and provided an update. The city was awarded the DCR Urban and Community Forestry Grant in the amount of \$40,000.00. Davey Resource Group was hired as the contractor to do an assessment of the forests on Conservation Commission owned properties. A tree canopy assessment will be conducted first using satellite imagery. DRG will then conduct field work at different sites to develop a baseline report and management recommendations, starting with Perkins Farm.

**25) Policies and Procedures**

**Adjournment**

*Upon a motion by Commissioner Magliaro, seconded by Commissioner Canton, the Commission unanimously voted to adjourned at approximately 7:16 PM.*