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TOWN OF WILMINGTON, MA

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DEPARTMENT OF PLANNING & CONSERVATION

121 Glen Road, WILMINGTON, MA 01887 www.wilmingtonma.gov (978) 658-8238

CONSERVATION COMMISSION MINUTES

February 3, 2021

Donald Pearson called the meeting to order at 7:12 pm after stating the following:

"Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L.c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place. This meeting of the Wilmington Conservation Commission is being conducted via remote participation. **No in-person attendance of members of the public will be permitted,** but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. Members of the public who would like to participate in the meeting via Zoom can do so by clicking on this link:

<https://us02web.zoom.us/j/88077359467?pwd=V0VUWmUwNTZlZVRBNHd5MzJlNUZrQT09>

09. Members of the public who would like to listen to this meeting while in progress may also do so via telephone by dialing 1-646-558-8656 and enter meeting ID 880-7735-9467 then press # and press # again at the next voice prompt. Members of the public attending this meeting virtually will be allowed to make comments if they wish to do so, during the portion of the hearing designated for public comment, by following the steps previously noted then press *9 on their telephone keypad. This will notify the meeting host that the caller wishes to speak. All callers using this feature will be placed in queue in the order they entered the prompt. In the event that despite our best efforts, we are not able to provide for real-time access, we will post a record of this meeting on the Town's website as soon as we are able."

The following members were in attendance: Donald Pearson, Theron Bradley, Vincent Licciardi, Laura deWahl, Alexander Rittershaus, and Thomas Ollila. Michael McInnis was absent. Valerie Gingrich, Director of Planning and Conservation, Cameron Lynch, Conservation Agent, and Catherine Pepe, Senior Clerk of Planning & Conservation were also present.

**REQUEST FOR DETERMINATION OF APPLICABILITY – 32 Shady Lane – Map 81
Parcel 10**

Documents: Request for Determination of Applicability application, received January 19, 2021
Delineation Report, dated November 3, 2020
"Plot Plan", dated November 6, 2020

C. Lynch presented the proposed 16' x 8' screened in deck to the rear of the home. The project is approximately 45' from the Bordering Vegetated Wetlands (BVWs) and the applicant has agreed to install erosion controls as close to the work as possible.

V. Gingrich suggested that installing erosion controls as far away from the wetlands as possible be a condition of the permit.

Upon motion duly made by T. Bradley and seconded by V. Licciardi,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson voted 6 - 0 to issue a Negative (3) Determination of Applicability for 32 Shady Lane Drive – Map 81 Parcel 10 with the added condition to install erosion controls as far away from the wetlands as possible

REQUEST FOR DETERMINATION OF APPLICABILITY – 530 Shawsheen Avenue – Map 23 Parcel 8H

Documents: Request for Determination of Application, received January 20, 2021
"Plot Plan of Land", dated January 11, 2021

Present in Interest: David Cowell, Hancock Associates
Shawn Nolin, owner

D. Cowell presented the proposed removal of four (4) trees. The closest tree is 75'-80' from wetlands. The applicant proposes to cut the trees flush to the ground, grind the stumps, but leave the trees' root structures. The applicant is willing to plant either smaller trees or shrubs if the Commission requires them.

T. Bradley asked why the applicant would like to remove the 6" and 9" maple trees. S. Nolan advised that the 6" tree was damaged when another tree fell and injured him. The 9" tree is right next to the damaged 6" tree and S. Nolin feels it also pose a danger. T. Bradley asked the applicant to replace the trees with shrubbery and S. Nolin agreed.

D. Pearson would like the applicant to plant two (2) shrubs per tree removed. D. Cowell will provide a list of native bushes for approval prior to planting them.

J. Parks, a neighbor would like to see the trees removed as well.

Upon motion duly made by V. Licciardi and seconded by T. Bradley,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, D. Pearson voted 6 - 0 to issue a Negative (3) Determination of Applicability for 530 Shawsheen Avenue – Map 23 Parcel 8H with the added condition to plant two (2) native shrubs per tree removed

PUBLIC HEARING NOTICE OF INTENT – Deming Way – Map 30 Parcel 1 – DEP File #344-1472

Documents: Notice of Intent Application, received December 23, 2020
“Paving, Parking and Roadway Improvements, Deming Way (667-1, 667-2) Plan” set, dated December 16, 2019
Notice of Intent Application Revisions, received January 22, 2021
Letter with Photographs from John Getherall, GCG Associates, Inc., received January 22, 2021
“Site Photo Locations Plan”, dated January 21, 2021
Memorandum from Paul Alunni, Town of Wilmington, Engineering Division, dated February 1, 2021
Long Term Stormwater and Drainage Operation and Maintenance Plan, dated February 2, 2021
Stormwater Management Operation & Maintenance Plan, dated March 1, 2013
Stormwater System Inspection Checklist, received February 3, 2021
BMP Inspection Form, received February 3, 2021
“Site Improvement Plan 1”, dated February 2, 2021
“Site Improvement Plan 2”, dated February 2, 2021
“Construction Details Plan”, dated February 2, 2021
Notice of Intent Application Revision, Page 3, received February 3, 2021

Present in Interest: John Getherall, GCG Associates, Inc.
Michael Carter, GCG Associates, Inc.
Emily Lamacchia, Wilmington Housing Authority

J. Getherall presented the proposed removal and re-pavement of about 400' of the driveway within the Deming Way Housing Development that is within 100' of BVWs, and 100' and 200' of Riverfront Area. This is the third phase of an ongoing project funded by the state of Massachusetts. The project will remove approximately 2075 square feet of pavement and turn it into landscaped area. A catch basin in the area will be removed and a new catch basin installed and tied into the existing drainage system. Degraded pavement in the Recreational areas behind some of the housing units will be removed for safety reasons and replaced in the same footprint with American Disability Act (ADA) modifications made to become ADA compliant.

Units 8 and 3 each have a sump pump. Unit 8 has an exposed pipe leading from the sump pump that poses a tripping hazard. Unit 3 has an exposed pipe that discharges water onto a sidewalk and poses a hazard when the temperature drops and the water freezes. Both pipes will be buried. An area near Building 6 will have approximately 225 square feet of pavement added to allow for a wider turnaround, especially for emergency vehicles. Erosion controls will be installed around the entire construction area and silt sacks installed in the catch basins.

V. Gingrich reviewed the Engineering Division's comment regarding a pipe invert, grading adjacent to the ADA parking spaces, and additional grading along the 5' extension of pavement. V. Gingrich advised that the applicant submitted paperwork today and adequately addressed those comments and overall, the project is an improvement to the Riverfront Area. The Engineering Division also asked the applicant to update the Operation and Maintenance Plan and all of the Best Management Practice's (BMPs) on

the site, which the applicant has done. The applicant will record the document at the end of the project.

V. Licciardi asked what size the catch basins are and how many gallons can they handle. J. Getherall advised that the present catch basins adequately handle the water runoff. J. Getherall believes the water runoff eventually ends up in the wetlands and Mill Brook. D. Pearson asked if permeable pavement could be used in the areas labeled laundry drying areas. J. Getherall advised that it is a cost issue. The current area is concrete and will be replaced with bituminous material. J. Getherall confirmed that it would be a one-to-one replacement. T. Bradley asked the cost difference between bituminous and pervious pavement. M. Carter advised that they try to avoid pervious pavers, as they tend to move over time and pose a tripping hazard, especially for the elderly. It would cost approximately \$10,000 more per laundry area and could add approximately \$150,000.00 to the project. Where this project is State funded, it would take many years to complete and that the cost of using pervious pavers would exceed the cost of the entire project.

E. Lamacchia reinforced the need to replace the deteriorated pavement as it poses a safety hazard to the residents.

V. Gingrich advised that the draft Order of Conditions is not complete and suggested continuing the hearing to the next Conservation Commission meeting. J. Getherall agreed to continue on behalf of the applicant.

Upon motion duly made by V. Licciardi and seconded by L. DeWahl,

V. Licciardi, T. Bradley, L. deWahl, T. Ollila, A. Rittershaus, and D. Pearson voted 6 – 0 to continue the Public Hearing for Deming Way – Map 30 Parcel 1 – DEP File #344-1472 to the March 3, 2021 Conservation Commission meeting

**CONTINUED PUBLIC HEARING – ABBREVIATED NOTICE OF AREA RESOURCE
AREA DELINEATION – 6 Tobin Drive – Map 16 Parcel 22A – DEP File #344-1470**

Documents: Letter from Andrew Pojasek, Dana Perkins, Inc., dated January 21, 2021

V. Gingrich advised that A. Pojasek of Dana Perkins, Inc., submitted a letter requesting to continue the Public Hearing for 6 Tobin Drive – Map 16 Parcel 22A – DEP File #344-1470 to the March 3, 2021 Conservation Commission Meeting. The applicant will submit the funds for the requested peer review. LEC Environmental Consultants (LEC) will begin the peer review once funds are received and as weather conditions allow.

Upon motion duly made by V. Licciardi and seconded by T. Bradley,

V. Licciardi, T. Bradley, L. deWahl, T. Ollila, A. Rittershaus, and D. Pearson voted 6 - 0 to continue the Public Hearing for 8 Tobin Drive – Map 16 Parcel 22A – DEP FILE #344-1470 to the March 3, 2021 Conservation Commission meeting

**REQUEST TO EXTEND – ORDER OF RESOURCE AREA DELINEATION – 36 & 38
Upton Drive – Map R1 Parcels 18 & 18L – DEP File #344-1374**

Documents: Letter from Todd Morey and Bryan Sutherlin, Beals Associates, Inc., dated January 11, 2021
"Abbreviated Notice of Resource Area Delineation Plan Set", dated January 21, 2021
Memorandum from Todd Morey, Beals Associates, Inc., dated January 21, 2021

Present in Interest: Todd Morey, Beals Associates, Inc.

T. Morey requested a three (3) year extension to the Order of Resource Area Delineation for 36 & 38 Upton Drive. The property is for sale and marketed as a fully permitted site. The site has not sold yet and the applicant would like to extend the wetlands permit to accommodate the marketing of the property.

V. Gingrich advised that the applicant submitted the required statement advising that the wetland resource areas have not changed.

Upon motion duly made by T. Bradley and seconded by L. deWahl,

V. Licciardi, T. Bradley, L. deWahl, T. Ollila, A. Rittershaus, and D. Pearson voted 6 - 0 to extend the Order of Resource Area Delineation for 36 & 38 Upton Drive – Map R1 Parcels 17 & 17L – DEP File #344-1374 until February 15, 2024

CONTINUED PUBLIC HEARING – 378 – 384 Middlesex Avenue & 200 Jefferson Road – Map 89 Parcels 8, 9, 10, 13A, & 13B – DEP File #344-1467

Present in Interest: Joseph Peznola, Hancock Associates
Richard Kirby, LEC Environmental Consultants, Inc.

Documents: LEC Environmental Consultants, Inc. Peer Review Report, dated January 15, 2021
"Notice of Intent Site Plan" set, 13 pages, dated January 20, 2021
"Riverfront Impact Exhibit" Plan, dated January 20, 2021
"Partial Existing Conditions Plan of Land" plan, pages 2 & 3, dated January 20, 2021
Letter Headwater Stream Team, dated February 3, 2021

J. Peznola presented the changes made to the wetland delineation line as recommended by LEC in their peer review. R. Kirby of LEC relocated nine (9) wetland flag changes. Hancock Associates made those minor flag changes and created a plan showing their original wetland flags and the new wetland flags as recommended by R. Kirby. The original total Riverfront impact was 1.7%. After making the suggested flag changes, the total Riverfront impact is now 1.8% and does not change the project itself even after making the recommended flag changes.

R. Kirby presented LEC's peer review report. The Bank Mean Annual High Water (MAHW) Lines are clear. R. Kirby advised that multiple corroborating Bankfull Indicators used to determine the line are listed in the Wetlands Protection Act.

Changes in Vegetation: The first Indicator used was changes in vegetation. R. Kirby advised that there was a clear distinction between primarily aquatic and primarily terrestrial vegetation within and adjacent to the BVW. This is also evident in the photographs taken by Hancock Associates during the growing season and submitted with their technical report. The plant community described on pages four (4) and five (5) of that report and the site photos clearly demonstrate that. R. Kirby observed primarily shrub swamp up gradient of the flags as well as a couple of large areas of reed canary grass. Reed canary grass is a facultative wetland plant, but not necessarily indicative of an aquatic situation. R. Kirby did look for evidence of flow in the reed canary grass areas and the rest of the wetlands up gradient of the bank flags. The MAHW Line is what results from a fluvial process and you would expect to see flotsam and jetsam pushed up against the vegetation and the remnant vegetation pushed over by movement of the water downstream. None of that was observed throughout the BVW.

Stain Lines: This Bankfull Indicator, can be challenging to decipher. The water level was high during LEC's site visit and many of the stain lines, including those mentioned on the culverts beneath Middlesex Avenue were under water. As a result, LEC did not lean too much on the stain lines as a determination.

Point Bars: LEC did not observe any point bars within the channel.

Changes in Slope: The wetland adjacent to Lubbers Brook was relatively flat other than a distinct break in slope separating the channel and from the adjacent wetland. This change in slope was used as a Bankfull Indicator.

Changes in Bank Material: The area is mucky. R. Kirby sunk 4" - 6" into the muck before hitting firm soil adjacent to the BVW and 2' - 3' into the muck in the channel. The distinct difference between the mucky layer in BVW and the mucky layer in the channel was used as a Bankfull Indicator.

Bank Undercuts: Bank undercuts are typically associated with fast moving streams. Lubbers Brook is a relatively slow moving stream. LEC did not observe any Bank undercuts and did not use Bank undercuts as a Bankfull Indicator. LEC also looked for evidence of flow up gradient of the main channel and did not observe any.

Watershed Analysis: LEC verified the stream stats report that Hancock Associates put together indicating the 5.19 square mile watershed area to Middlesex Avenue and found it correct. Hancock Associates' report included a graph from a Maine Study indicating a Bankfull width of approximately 21 feet. LEC looked at a USGS stream stats report, which gave a Bankfull width of 23.9' and a Bankfull depth of 1.33 feet. LEC's observations are consistent with the USGS stream stats program measurements and if anything, the channel is wider at approximately 20' - 30' wide and a depth approximately greater than 2'. There was ice on the channel, but it was very clear and LEC could clearly observe the bottom of the channel.

R. Kirby advised that he looked at Google Earth and the historical aerial imageries going back to 1938, to see if there were measurable changes in the channel. The flow path appears to be consistent.

R. Kirby reviewed the photographs LEC took of all the relocated flags.

J. Peznola addressed that after taking V. Gingrich's suggestion of using a Massachusetts Study, Hancock Associates revised the predicted Bank width to 29', which is consistent with R. Kirby's presentation.

T. Bradley asked for confirmation that LEC agrees with the Hancock Associates' revised plan showing the placement of the new flags. R. Kirby said yes, LEC agrees with the revised plan. D. Pearson asked if the Indicators used; the changes in vegetation, slope, and bank material, and watershed analysis would be the same in August and in December. R. Kirby said the conclusion would be the same or at least very similar regardless of the time of year. D. Pearson asked if the watershed analysis statistics gathered from different stream and wetland systems is reliable. R. Kirby advised that he reviews the Stream Stats before he goes into the field and if the observed dimensions differ greatly he would look for evidence of flow beyond the channel, which would create Bankfull Indicators beyond the channel.

S. Sullivan asked if the Commission received the letter today from the Headwater Stream Team and other Town residents. D. Pearson acknowledged receipt today and asked for more timely submission of comments. S. Sullivan indicated that she is not paid to do this and it is difficult to get the material out. D. Pearson asked if all the individuals listed on the letter are members of the Stream Team. S. Sullivan advised that some are and some are not. Some are residents of the Town and three (3) are citizens from out of Town that are concerned because Lubbers Brook is a tributary to Ipswich River. D. Pearson asked S. Sullivan to address her concerns starting at page two (2). S. Sullivan advised that she did not want to go through the letter point by point as she feels the concerns are clearly in the letter. She did want to comment on things said by R. Kirby. S. Sullivan is concerned that R. Kirby and the applicant used USGS stream stats to determine the width of Bankfull discharge for Lubbers Brook where clearly there are disclosures that USGS uses that say it is not accurate to use them on some streams. S. Sullivan disputed R. Kirby's comment that elevations are not used in the regulations. S. Sullivan stated that DEP does mention that elevations of stain lines can be used. S. Sullivan disputed R. Kirby's comment about stream stats. Stream stats are nowhere in the regulations except to determine an intermittent stream and a perennial stream. Stream stats are not used to determine Bankfull discharge in the Rivers Protection Act. She feels it is inappropriate to use it with Lubbers Brook because it is an urbanized brook dammed by culverts. S. Sullivan's stated that Lubbers Brook is already disturbed which screws up the stream stats. The Stream Team just wants to make sure the existing Riverfront Area is protected under the law, as a wetland stream. S. Sullivan commented that banks typically do not define a wetland stream. She also commented that if there was ice over the channel, then there was ice in the area adjacent to the channel, which may be why R. Kirby could not see flow. S, Sullivan and M. Stevenson submitted videos that showed flow at a previous meeting. S. Sullivan is disappointed that the wetland line past this project was not reviewed. S. Sullivan voiced concern that two-thirds of Lubbers Brook was not delineated and advised that they have no choice but to appeal this.

D. Pearson asked S. Sullivan to review the questions she had regarding stormwater issues. S. Sullivan asked why flags were not moved where previous soil samples taken during a site visit with DEP, showed wetlands soils further out from the flags. S. Sullivan questioned if the existing catch basins and drain manholes on Jefferson Road meet the stormwater standards. D. Pearson asked which catch basins S. Sullivan was referring to. S. Sullivan stated that they are located off the Jefferson Road paper road.

J. Peznola advised that Princeton Properties is rebuilding all of Jefferson Road and replacing all of the structures. All of the proposed catch basins will meet DEP Stormwater standards with 4' deep sumps and hoods. S. Sullivan asked if that is depicted on the plan. J. Peznola confirmed it is, but S. Sullivan disputes that. S. Sullivan advised that the proposed pervious pavement does not meet DEP's 100' setback to open waters per DEP's Stormwater Handbook, Volume 2, Chapter 2. This pertains to the proposed pavement by the grass area along Lubbers Brook and the inner Riverfront Area that is less than 100' from open water. The permeable pavement's underground storage does not appear to meet DEP's standard for 2' separation from groundwater. This is per DEP's Stormwater Handbook, Volume 2, Chapter 2. J. Peznola stated that it does meet the 2' separation and that the Town's peer reviewer reviewed it. S. Sullivan advised that Contech CDS units should be used for pre-treatment, not for final treatment as they do not remove finer particles and do not get the stated 80% TSS removal per New Jersey's DEP, which is what Massachusetts' Dep uses. J. Peznola advised that 80% TSS has no particle size related to it and is controversial. He stated that proving that the technology meets the 80% TSS standard is on the applicant. J. Peznola advised that the information was provided in their submittal. S. Sullivan asked to see the details for the pump chamber and the riprap outlet west of Building A. J. Peznola advised that it is a small area of pavement against the garage door that cannot be drained by gravity and that the pump detail will be on the construction document. S. Sullivan asked what is being pumped and where is it being pumped to. J. Peznola advised that it is a trench drain that will pump stormwater into a CDS unit, then into a pump chamber, and then into a riprap outfall. This will provide treatment prior to discharge. D. Pearson asked if it will pump treated water and J. Peznola confirmed that it will. S. Sullivan asked the water volume and J. Peznola advised that it will depend on the storm event. S. Sullivan commented that Building B will alter BVW by shading and asked how much it would alter the BVW. D. Pearson asked how many trees are currently there that provide shade. J. Peznola advised that a portion of the building is over the existing pavement and a large portion of the building is within a forested area. S. Sullivan advised that several non-native species are proposed and that the retaining walls in the inner riparian impedes wildlife. She commented that it is in the 500-year floodplain and does not meet the standard for pulling development back to restore inner Riverfront Area. S. Sullivan stated that the retaining wall at the edge of BVW also impedes wildlife and that she would like the construction entrance further from the brook. D. Pearson asked if the construction entrance can be moved. J. Peznola advised that the construction entrance is in an area that is currently all paved and that the area will be regraded to align with the final entrance to the site. S. Sullivan asked if approval will be obtained if the culvert under Jefferson Road needs to be replaced. J. Peznola advised that repairs will be made as needed and as instructed by P. Alunni, the Town's engineer and that they will use the existing headwalls. The reconstruction of Jefferson Road will entail removal of the pavement, slight regrading, new sidewalk and granite curbing, and that the replacement of drainage structures will be fully compliant.

Stephanie Baima, a resident of 14 Kelly Road confirmed her support of the Headwater Stream Team and protecting the stream and the wetlands.

Alex Weisheit of KP Law, Town's counsel, advised that the Commission should make their determination based on the credible evidence that has been submitted by licensed experts.

V. Gingrich advised that the NOI date stated on the Draft Special Conditions needs to be changed to reflect the revised NOI date and the accompanying plans that were submitted this past fall.

Upon motion duly made by L. deWahl and seconded by V. Licciardi,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson voted 6 – 0 to close the Public Hearing for 378 – 384 Middlesex Avenue & 200 Jefferson Road – Map 89 Parcels 8, 9, 10, 13A, & 13B – DEP File #344-1467

Upon motion duly made by V. Licciardi and seconded by L. deWahl,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson voted 6 - 0 to issue the Order of Conditions for 378 – 384 Middlesex Avenue & 200 Jefferson Road – Map 89 Parcels 8, 9, 10, 13A, & 13B – DEP File #344-1467 with the NOI and revised plan date changes.

**CONTINUED PUBLIC HEARING NOTICE OF INTENT – 687 Main Street – Map 31
Parcel 11A – DEP File #344-1473**

Documents: Notice of Intent Application, received December 16, 2020
Letter from Stephen Dresser, Dresser, Williams & Way, Inc. Response to Enforcement Order, dated December 11, 2020
Stormwater Drainage Report, dated December 8, 2020
“U-Haul Notice of Intent Plan Set”, 6 pages, dated December 8, 2020
Letter from Valerie Gingrich, Town of Wilmington, Planning & Conservation Department, dated January 5, 2021
Memorandum from Paul Alunni, Town of Wilmington, Engineering Division, dated January 6, 2021
Letter from Alicia Geilen, Department of Environmental Protection, dated January 22, 2021
Letter from Attorney John McKenna, dated February 1, 2021

V. Gingrich advised that Attorney J. McKenna submitted a request to continue to the March 3, 2021 Conservation Commission meeting. The applicant's representatives met with the Town and submit revised documents in time for the next meeting.

Upon motion duly made by L. deWahl and seconded by T. Bradley,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson voted 6 - 0 to continue the Public Hearing for 687 Main Street – Map 31 Parcel 11A – DEP File #344–1473 to the March 3, 2021 Conservation Commission meeting

**CONTINUED PUBLIC HEARING – NOTICE OF INTENT – Shady Lane Drive – Map 79
Parcel Road ROW near Parcel 15A – DEP File #344-1461**

Documents: Letter from Paul Alunni, Town of Wilmington Engineering Division, dated January 20, 2021

V. Gingrich advised that P. Alunni submitted a letter requesting to continue the Public Hearing for Shady Lane Drive – Map 79 Parcel Road ROW near Parcel 15A – DEP File #344-1461 to the March 3, 2021 Conservation Commission meeting.

Upon motion duly made by V. Licciardi and seconded by L. deWahl,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson voted 6 – 0 to continue the Public Hearing for Shady Lane Drive – Map 79 Parcel Road ROW near Parcel 15A – DEP File #344-1461 March 3, 2021 Conservation Commission meeting

**REQUEST TO EXTEND – ORDER OF CONDITIONS – Green Meadow Drive – Map 2/3
Parcels 201-206, 223-225, 207-222 – DEP File #344-1322**

Documents - Letter from Joseph Langone, Northeastern Development Corp, dated January 8, 2021

C. Lynch advised that J. Langone of Northeastern Development Corp., would like to extend the Order of Conditions for Garden of Eden/Green Meadow Drive, Map 2/3 Parcels 291-206, 223-225, 207-222 – DEP File #344-1322 until May 8, 2022 in order to complete the remaining four (4) proposed homes in the subdivision.

Upon motion duly made by L. deWahl and seconded by V. Licciardi,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson voted 6 – 0 to issue the Extension to the Order of Conditions for Garden of Eden/Green Meadow Drive, Map 2/3 Parcels 291-206, 223-225, 207-222 – DEP File #344-1322 until May 8, 2022

**REQUEST FOR CERTIFICATE OF COMPLIANCE – 12 New Hampshire Road – Map 35
Parcel 47A – DEP File #344-1449**

Documents: Request for Certificate of Compliance Application, received December 28, 2020
“As-Built Plot Plan” dated November 19, 2020

C. Lynch advised that all conditions have been met.

Upon motion duly made by T. Bradley and seconded by V. Licciardi,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson voted 6 - 0 to issue the Certificate of Compliance for 12 New Hampshire Road – Map 35 Parcel 47A – DEP File #344-1449

**REQUEST FOR CERTIFICATE OF COMPLIANCE – 2 Revere Avenue – Map 10 Parcel
16D – DEP File #344-452**

Documents: Request for Certificate of Compliance application, received January 4, 2021
“Site Development Plan Buckingham Estates”, dated October 30, 1992
“Certified Plot Plan Lot 45 Buckingham Estates”, dated November 3, 1995

Present in Interest: Luke Roy, LJR Engineering, Inc.
Robert Dell'Anno, owner

C. Lynch advised that all conditions have been met.

Upon motion duly made by L. deWahl and seconded by T. Bradley,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D. Pearson
voted 6 - 0 to issue the Certificate of Compliance for 2 Revere Avenue –
Map 10 Parcel 16D – DEP File #344-452

DISCUSSION

5 Sgt. Veloza Way – Map R2 Parcel 41 – DEP File#344-1455 – V. Gingrich advised that the house footprint on the plan submitted with the original NOI was inadvertently switched when the plan was revised and approved by the Commission. The applicant is asking for guidance if he should file an amendment to the Order of Conditions, or if the change could be picked up in the Certificate of Compliance. The footprint of the house is changed, but is no closer to the wetlands. D. Pearson suggested waiting for the Certificate of Compliance and noting the change in the footprint of the home then. All Commission members agreed to wait for the Certificate of Compliance

Town of Wilmington 2021 Vegetation Yearly Operation Plan – V. Gingrich asked the Commission to review the plan and submit any questions. V. Gingrich advised that no spray markings would be reviewed in the field with the Conservation Agent.

D. Pearson asked what products they would use. V. Gingrich advised that the products are outlined in the plan along with their effectiveness. They will use several different products that are effective for different situations.

Workshops for Municipal Vulnerability Preparedness (MVP) Plan and Hazard Mitigation Plan (HMP Update – V. Gingrich advised that Commission members were invited to the two (2) workshops scheduled for February and hopefully members will be able to attend one (1) or both workshops.

MINUTES – January 6, 2021

Upon motion duly made by D. Pearson and seconded by V. Licciardi,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, and D. Pearson voted 5 - 0 to accept the minutes for the January 6, 2021 Conservation Commission meeting with A. Rittershaus abstaining as he did not attend the January 6, 2021 meeting.

V. Gingrich advised the Commission that T. Ollila will finish out his term and leave the Commission the end of April. T. Ollila commented that while he had other volunteer commitments, he would like to help as a steward or with specific projects if he is needed.

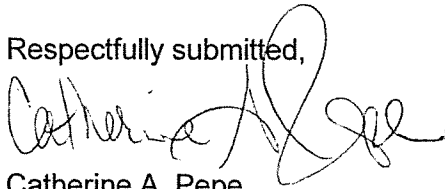
Next meeting – March 3, 2021

There being no additional business to come before the Conservation Commission, the Commission voted to adjourn the meeting at 9:09 pm

Upon motion duly made by L. deWahl and seconded by V. Licciardi,

V. Licciardi, T. Bradley, T. Ollila, L. deWahl, A. Rittershaus, and D.
Pearson voted 6 - 0 to adjourn the meeting

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Catherine A. Pepe", written over the text "Respectfully submitted,".

Catherine A. Pepe
Senior Clerk