



TOWN OF WILMINGTON
121 GLEN ROAD
WILMINGTON, MA 01887

PLANNING & CONSERVATION
DEPARTMENT

(978) 658-8238
FAX (978) 658-3334

CONSERVATION COMMISSION MINUTES

June 1, 2016

Don Pearson, Acting Chair, called the meeting to order at 7:00 p.m., Vincent Licciardi, Laurie Finne, Sharon Kelley-Parrella and Michael McInnis were present. Julie Flynn was absent. Winifred McGowan, Assistant Director of Planning and Conservation, was also present.

**PUBLIC MEETING - REQUEST FOR A DETERMINATION OF APPLICABILITY – 0
FEDERAL STREET – MAP 65 PARCEL 9A**

Documents: Plan of Land dated 5/28/1976 revised 5/6/2016

Present in interest: James Estabrook, owner

J. Estabrook, presented a plan to install an aboveground pool. It is 20 feet from the wetlands. Erosion controls will be used. This is a salt water filtered pool. They discussed where the pool water will go when the pool is drained. There will be minimal disturbance during the installation of the pool. Sand will be spread and the pool will sit on top of that. If pool water needs to be drained the homeowner suggested he could have it removed in a tank truck and said he will make sure is not drained into the wetlands.

Upon motion duly made and seconded, it was

VOTED: To issue a negative Determination of Applicability for 0 Federal Street –
Map 65 Parcel 9A

**PUBLIC MEETING - REQUEST FOR A DETERMINATION OF APPLICABILITY - 28
MARJORIE ROAD – MAP 70 PARCEL 56**

Documents: Plans entitled 'Removal', 'Plan to plant' (no revision date for either plan)

Present in interest: Robert and Melissa Fasulo, owners

R. Fasulo presented a plan to remove 10 trees and replace them with 8 fruit trees. He clarified that he will remove all the trees and shrubs in the area shown on the plan and will pull out the stumps. W. McGowan stated that there are 15-16 trees including the saplings, in the area to be cleared. There would be some loss of shade to the wetlands. R. Fasulo said they will not be using pesticides. The homeowner was asked if he could save any of the trees. He replied that the new trees need the room to grow. The equipment will come off of the street and he will stay away from the wetlands and the rear of the property. Erosion controls will be used.

Upon motion duly made and seconded, it was

VOTED: To issue a negative Determination of Applicability for 28 Marjorie Road – Map 70 Parcel 56

PUBLIC MEETING - REQUEST FOR A DETERMINATION OF APPLICABILITY – RR MAIN LINE SALEM STREET – MAP 90 PARCEL 116

Documents: Plan entitled 'Salem Street, Wilmington, MA, Grade Crossing' (revised, undated)

Present in interest: Holly Palmgren, MBTA

M. McInnis recused himself. H. Palmgren presented a plan to install a shed and utility pole. They had sent in a revised plan yesterday. The proposed plan includes a 65 foot pole for new communications and signal house that is 10 by 16 feet. There is an existing communications house and they will run wires in a conduit from the existing house to the new house. The trench for the conduit will be dug with a small excavator and by hand beneath the tracks. Erosion controls will be used. This project should be done in a day or less. W. McGowan stated that the revised map includes minor changes in the resource delineation and correction of drafting errors.

Upon motion duly made and seconded, it was

VOTED: To issue a negative Determination of Applicability for railroad Main Line at the Salem Street crossing – Map 90 Parcel 116

CONTINUED PUBLIC MEETING - REQUEST FOR A DETERMINATION OF APPLICABILITY- RAILROAD RIGHT OF WAY

The applicant emailed a request to continue the meeting as there has been no site visit yet.

Upon motion duly made and seconded, it was

VOTED: To continue the public meeting for the railroad right of way until July 6, 2016 at the applicant's request

CONTINUED PUBLIC HEARING – NOTICE OF INTENT – 142 GROVE AVENUE – MAP 34 PARCEL 34

Documents: Site Plan revised 5/17/2016

Present in interest: Greg Saab, ESS, Inc.

G. Saab presented his response to the Commission's concerns from the last meeting. He removed the retaining wall and infiltration trenches and put in a bioretention area. He moved the fence and included 4 shrubs. They will excavate out the Japanese knotweed and restore the wetlands. The soil will need to be replaced and some seeding and planting done. Their wetland consultant has not prepared the plan. There was a discussion of the disposal of the invasive knotweed and soil containing its roots. G. Saab recommended having a site visit when the fence is removed and preparing a restoration

plan at that time. He agreed to include a disposal plan to ensure this invasive plant is disposed of properly.

Upon motion duly made and seconded, it was

VOTED: To close the public hearing for 142 Grove Avenue – Map 34 Parcel 34

VOTED: To issue an Order of Conditions for 142 Grove Avenue – Map 34 Parcel 34

PUBLIC HEARING – NOTICE OF INTENT – 14R & 14 BOUTWELL STREET – MAP 18 PARCELS 3C, 3A – DEP File #344-1329

Documents: Site Plan at 14R Boutwell Avenue revised 5/15/2016

Present in interest: Greg Saab, ESS, Inc.
Jordan Weiner, owner

G. Saab responded to the commissioners' concerns at the last meeting. He moved most of the water line off of the driveway and extended the fence to the driveway near flag D1. The compost area is in the back corner. He included a compost area in the abutting property. The erosion controls were extended to the end of the driveway. There will be a larger easement for the driveway and he shows the stone wall at the property line. He discussed the timeline for cleaning dumped debris out the wetlands. Instead of a timeline the applicant suggested that they have to clean it up before the pre-construction meeting.

Upon motion duly made and seconded, it was

VOTED: To close the public hearing for 14R & 14 Boutwell Street – Map 18 Parcels 3C & 3A

VOTED: To issue an Order of Conditions for 14R & 14 Boutwell Street– Map 18 Parcels 3C & 3A

CONTINUED PUBLIC HEARING - NOTICE OF INTENT – NH MAIN LINE MILE POST 16.41 – DEP FILE #344-1327

Documents: Culvert Plan MP16.41 revised 5/19/2016
Letter from Peer Consultants, P.C. dated 5/18/2016 (the revised version was received 5/20/2016 without a revision date) with attachments
Riprap Sizing sheet dated 5/31/2016
Email from Paul Alunni dated 6/1/2016

Present in interest: Tom Gustafson, PEER Consultants P.C.

T. Gustafson presented information to address the concerns the commission had at the last meeting. W. McGowan stated that she received additional information this afternoon. The Town Engineer looked over the newest materials and as long as the Class 1 riprap is referenced on the approved plans, he has no additional comments. The Army Corps of Engineers sent the applicant the permit number with the comment that the Army Corps does not verify whether this is the appropriate permit. D. Pearson asked how significant the change is in the 10-year storm the velocity which increases from 4.9 to 6.1 They added a table to show that the flood storage capacity will be increased slightly. W. McGowan asked

what material is being used to embed the pipe. T. Gustafson said they will reuse material from the stream bed that is taken from the work area. Although there will be a lot of rip rap, he stated that they are restoring the area. Any disturbance behind the wing wall will be restored to the limit of the ballast. They will use a 3 inch pump to do the dewatering. He did not know what capacity it had, but they can send that information.

Upon motion duly made and seconded, it was

VOTED: To close the public hearing for NH Main Line Mile Post 16.41 – DEP File #344-1327

VOTED: To issue an Order of Conditions for NH Main Line Mile Post 16.41 – DEP File #344-1327

OTHER BUSINESS

EMERGENCY CERTIFICATION – 50 LAWRENCE STREET – MAP 80 PARCEL 44

Upon motion duly made and seconded, it was

VOTED: To ratify the Emergency Certification for 50 Lawrence Street – Map 80 Parcel 44 to repair the septic system.

DISCUSSION - TREE CUTTING POLICY

The Director of Planning would like the opportunity to do more research on whether the Town is allowed to give tree removal permission within the buffer zone without a permit.

MINUTES – April 6, 2016 and May 4, 2016

Upon motion duly made and seconded, with one abstention for April minutes , it was

VOTED: To approve the minutes for the April 6, 2016 meeting

VOTED: To approve the minutes for the May 4, 2016 meeting

ADJOURN

There being no additional business to come before the Conservation Commission, it was

VOTED: To adjourn the meeting at 8:50 pm.

Respectfully submitted,



Elizabeth Lawrenson
Senior Clerk