



**TOWN OF WILMINGTON
121 GLEN ROAD
WILMINGTON, MA 01887**

PLANNING & CONSERVATION
DEPARTMENT

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CONSERVATION COMMISSION MINUTES

June 3, 2015

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

NOTICE OF INTENT - CUNNINGHAM STREET AT BEECHING AVENUE AND SUDBURY AVENUE - MAP 69 PARCEL 119 - DEP FILE #344-1312

Documents: Plan titled Cunningham at Beeching Street dated 5/2015

Present in interest: Paul Alunni, Town Engineer,
William Holt, Assistant Town Engineer

W. Holt presented a plan for installing drainage and repaving a portion of Cunningham Street. Work is within 100 feet of a Bordering Vegetated Wetland. Erosion controls will be used. Fourteen trees will be removed. Five catch basins with oil-grease hoods, two manholes, a sediment forebay, and an infiltration basin will be installed. The system will provide a minimum of 80% removal of total suspended solids. Stone rip rap will be used at the pipe discharge points. The applicant was urged to install a fence and a no dumping sign, as people dump yard wastes on the parcel.

Upon motion duly made and seconded, it was unanimously

VOTED: To close the Public Hearing for Cunningham Street at Beeching Street – Map 6
Parcel 119 – DEP File #344-1312

VOTED: To issue an Order of Conditions for Cunningham Street at Beeching Street –
Map 6 Parcel 119 – DEP File #344-1312

**DETERMINATION OF APPLICABILITY – MIDDLESEX AVENUE AT ADELAIDE STREET –
MAP 42 PARCEL 7**

Documents: Middlesex & Adelaide Sidewalk Extension Plan, 2 sheets dated 5/20/2015

Present in interest: Paul Alunni, Town Engineer
William Holt, Assistant Town Engineer

P. Alunni presented a plan to install a sidewalk, a stone dust path, and drainage improvements at Rotary Park. This project is within 100 feet of Bordering Vegetative Wetlands. The sidewalk will connect the existing sidewalk to the bleachers and the parking on Adelaide Street. The project is part of a larger project to extend the sidewalk to Clark Street. Initially the plan included 5 parking spaces on Middlesex Avenue, but these were removed after considering sight lines and safety. The stone dust path will be at grade, except it will be elevated in the area by the road to avoid

damaging the tree roots. A stone diaphragm and small water quality swale will be installed along with a catch basin and manhole to treat stormwater runoff from the road and connect it to the existing drainage. Erosion controls will be used.

Upon motion duly made and seconded, it was unanimously

VOTED: To issue a Negative Determination of Applicability for Middlesex at Adelaide - Map 42 Parcel 7

DETERMINATION OF APPLICABILITY - 14R CONCORD STREET - MAP 78 PARCEL 2E

Documents: Plot Plan (work sketched on)

Present in interest: Gabe Cabral, owner

G. Cabral presented a plan to fence his rear yard. This project is within the 100 foot buffer zone. He would install the fence in front of the boulder demarcation line in the back yard and the fence would be a barrier to wildlife. There is a wooded area on each side where animals can move. G. Cabral asked if he could change from a picket to a 6-foot high stockade fence. The commissioners agreed that as long as the location stays the same, he can install whatever fence he chooses.

Upon motion duly made and seconded, it was unanimously

VOTED: To issue a Negative Determination of Applicability for 14R Concord Street – Map 78 Parcel 2E

DETERMINATION OF APPLICABILITY - 3 WILTON DRIVE - MAP 21 PARCEL 3D

Documents: Stormwater Site Plan dated 10/22/2015

Present in interest: James Castellano, builder

J. Castellano presented a plan to restore an area he cleared and was grading within the Buffer Zone without filing first with the Commission. He explained that an exposed street drain pipe leaks at the joint and water from it ponded in the rear yard. He would like to repair the leak and cover the pipe with 6 inches of loam and spread loam out from the pipe, tapering its depth to zero at the silt fence, and seeding it. He proposed planting a number of shrubs as shown on the plan. He said he met with the DPW and they were willing to have him make the repairs.

Upon motion duly made and seconded, it was unanimously

VOTED: To issue a Negative Determination of Applicability for 3 Wilton Drive - Map 21 Parcel 3D with conditions

DETERMINATION OF APPLICABILITY - 21 BIRCHWOOD ROAD - MAP 81 PARCEL 14A

Documents: Plot plan dated 8/28/2014

Present in interest: John Lamb and Laura McMasters, owners

The owners presented a plan to build an addition on an existing home. Ninety percent of the foot print is currently impervious black top. They will be installing a drip edge stone trench for stormwater runoff. Erosion controls will be used.

Upon motion duly made and seconded, it was unanimously

VOTED: To issue a Negative Determination of Applicability for 21 Birchwood – Map 81 Parcel 14A

OTHER BUSINESS

DISCUSSION - 3 HAROLD AVENUE - MAP 23 PARCEL 24

W. McGowan stated that she had not heard from the owners or the consultants. After a brief discussion it was decided to issue another enforcement order and a fine with a deadline of June 24, 2015 for submitting the restoration plan. The DEP will be contacted on the lack of response.

VOTED: To issue an Enforcement Order and fine for 3 Harold Avenue – Map 23 Parcel 24

DISCUSSION - 8 RIVER STREET - MAP 44 PARCEL 150 - DEP FILE #344-1091

This was an expired Order of Conditions that has no Certificate of Compliance. The Town has sent reminders and has received no response.

VOTED: To issue an Enforcement Order for 8 River Street – Map 44 Parcel 150 – DEP File #344-1091

CERTIFICATE OF COMPLIANCE - 50 FAULKNER AVENUE - MAP 70 PARCEL 8A - DEP FILE #344-1290

W. McGowan stated that the final coat of pavement has not been done.

Upon motion duly made and seconded, it was unanimously

VOTED: To issue the Certificate of Compliance for 50 Faulkner – Map 70 Parcel 8A – DEP File #344-1290 but hold it until the top coat of asphalt is done.

CERTIFICATE OF COMPLIANCE - 79 WEST STREET - MAP 72 PARCEL 2A - DEP FILE #344-1155

The Condition that the demarcation line go to the edge of the property line has not been met. Erosion controls need to be removed.

Upon motion duly made and seconded, it was unanimously

VOTED: To table the Request for a Certificate of Compliance for 79 West Street - Map 72 Parcel 2A - DEP File #344-1155

CERTIFICATE OF COMPLIANCE - 77 WEST STREET - MAP 72 PARCEL 2B - DEP FILE #344-1154

The erosion controls need to be removed.

Upon motion duly made and seconded, it was unanimously

VOTED: To table the Request for a Certificate of Compliance for 77 West Street - Map 72 Parcel 2B - DEP File #344-1154

CERTIFICATE OF COMPLIANCE - 300 LOWELL STREET - MAP 72 PARCEL 2C - DEP FILE #344-1264

Some reseeded areas have not grown in, a mosquito magnet remains near the vernal pool, and trash needs to be removed from grounds (an ongoing maintenance issue).

Upon motion duly made and seconded, it was unanimously

VOTED: To table the Request for a Certificate of Compliance for 300 Lowell Street - Map 72 Parcel 2C - DEP File #344-1264

CERTIFICATE OF COMPLIANCE - 77&79 WEST STREET - MAP 72 PARCEL 2A & 2 B - DEP FILE #344-948

Upon motion duly made and seconded, it was unanimously

VOTED: To issue a Certificate of Compliance for 77, 79 West Street – Map 72 Parcel 2A & 2B – DEP File 344-948

CERTIFICATE OF COMPLIANCE - 112 GROVE AVENUE - MAP 34 PARCEL 21 - DEP FILE #344-1288

W. McGowan stated that the owner is dumping yardwastes on Town land behind the demarcation fence and noted that the fence is partially on Town land.

Upon motion duly made and seconded, it was unanimously

VOTED: To issue a Certificate of Compliance for 112 Grove Avenue – Map 34 Parcel 21 – DEP File #344-1288 but hold it until the yardwastes and fence are moved

AGENT UPDATE

25 ADAMS STREET - MAP 51 PARCEL 5A

DEP and the owners reached a consent agreement that requires the owners to restore wetlands.

114 WEST STREET – MAP 71 PARCELS 7, 8 - DEP File #344-1068

Among other changes, the as-built shows the infiltration basin slopes steeper than 2:1, something the engineer had been alerted to early on, but did not have the contractor correct. The owner is being asked to show how he will come into compliance with the condition that no slope is steeper than 2:1.

441 EDDY STREET – MAP 41 PARCEL 85

W. McGowan reported that the owner is willing to donate this .4 acre parcel to the Town as conservation land. It is a swamp and it abuts another piece of Town land. Commission expressed interest in the gift.

MINUTES - May 27, 2015

Upon motion duly made and seconded it was

VOTED: To approve the minutes for May 27, 2015.

ADJOURN

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

VOTED: To adjourn the meeting at 8:20 pm.

Respectfully submitted,

Elizabeth Lawrenson
Senior Clerk