



**TOWN OF MAYNARD  
Conservation Commission**

**Minutes 2/27/2019**

195 Main Street

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[www.townofmaynard-ma.gov](http://www.townofmaynard-ma.gov)

**Commission Members Present:** James Bullis (Chair), M. John Dwyer, Laura Mattei

**Conservation Administrator:** Kaitlin Young

**Absent:** Andrew Snyder, Christopher Butler

**Others Present:** James & Jacque MacDonald (10 Main Street); Daniel Ruiz (Capital Group Properties); Richard Salter (10 Mill Street)

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**ADMINISTRATIVE BUSINESS:**

**Meeting called to order at 6:40 PM by Chairman James Bullis**

**Approval of Minutes**

*Mr. Dwyer made a motion to approve the minutes of 3/12/2019 with amendments, which was seconded by Mr. Bullis and passed unanimously.*

**PUBLIC HEARING**

**Request for Determination for 35 River Street**

James and Jacque MacDonald of 10 Main Street submitted a Request for Determination of Applicability to the Conservation Commission for the demolition of a derelict building within the 200' Riverfront Area. Mr. MacDonald explained that in the purchase and sales agreement for 35 River Street, he is required to demolish the building, which has been condemned, by the end of March. Mr. MacDonald explained that due to utility lines, the equipment will need to be in the yard, and not just on the paved areas abutting the house. Equipment will be located as close to the house as physically possible to avoid disturbing the soil of the yard. Mr. MacDonald agreed to install siltation barriers at the limit of work, which Mr. Dwyer recommended as being 75 feet from the back of the house. Ms. Young recommended that the applicant will be required to have the Agent inspect the siltation fencing before and after the work has occurred to ensure it is installed correctly and that it is removed after the yard is stabilized. The Commission agreed to issue a Negative Determination with conditions.

*Mr. Dwyer made a motion to issue a Negative Determination for the proposed removal of the house at 35 River Street, with conditions, which was seconded by Ms. Mattei and passed unanimously.*

**Request for Amendment to Order of Conditions #213-273 for 129 Parker Street (Maynard Crossing) continued from January 22, 2019**

Mr. Ruiz of Capital Group Properties presented the finalized plans for the driveway connection

between the 129 Parker Street and 141 Parker Street. The Conservation Commission previously reviewed the plans at the January 22<sup>nd</sup> 2019 meeting, but at the time there was no finalized plan for the driveway, so the Commission continued the hearing until a finalized plan was submitted. Mr. Ruiz explained that the connection between the two properties would be one way going into 129 Parker Street, so drivers would not be able to use the access point to avoid traffic leaving the site. Ms. Young recommended that as a condition, the Agent or the Commission inspect the siltation barrier around the proposed driveway before its construction begins.

*Ms. Mattei made a motion to issue the Amended Order of Conditions for DEP File #213-27, 129 Parker Street for the addition of a driveway and the movement of the monitoring well, with conditions, which was seconded by Mr. Dwyer and passed unanimously.*

### **Request for Determination for 10 Mill Street, continued from January 8, 2019**

Mr. Richard Salter of 10 Mill Street, representing the Stonebridge Narrows Condominium Association, was in attendance to answer questions regarding the proposed removal of approximately 30 trees at 10 Mill Street. During the January 8, 2019 meeting, the Commission issued Administrative approval to remove certain hazardous trees along the river bank and parking lot, as long as portions of the trunks were left. Mr. Salter explained that the landscaper cut the approved trees too low, and even cut down a few additional trees. Ms. Young recommended that the Commission issue an enforcement order to ensure that vegetation is replanted along the bank. The Commission agreed that the applicant should either plant one native shrub per tree removed, or submit a planting plan by a landscape professional for approval. Ms. Mattei suggested that the replanting should occur before June 15<sup>th</sup>, 2019. Any proposed replanting would require review by the Conservation Commission.

*Ms. Mattei made a motion to issue an enforcement order to Stonebridge Narrows Condominium Association, which was seconded by Mr. Dwyer, and passed unanimously.*

The Commission agreed to issue a positive determination, and that any other tree removal besides that approved by administrative approval would require the filing of a Notice of Intent for Commission review.

*Ms. Mattei made a motion to issue a Positive Determination for the proposed removal of trees within the Riverfront Area, which was seconded by Mr. Dwyer and passed unanimously.*

## **DISCUSSION:**

### **247 Main Street**

Ms. Young reported to the Commission that she had not received any correspondence from the owner of 247 Main Street since delivering him the enforcement order in person.

### **Tree Removal Policy**

The Commission reviewed the Tree Removal Policy drafted by Ms. Young. Ms. Young explained that she made changes based off of the last discussion of the Tree Removal Policy at the February 26<sup>th</sup> Conservation Commission meeting. The Commission agreed that a definition

section may help to clarify the proposed policy. Ms. Mattei and Mr. Dwyer recommended that mitigation should occur for all trees removed, as opposed to only requiring mitigation in a resource area or the no disturb zone of the buffer. Ms. Mattei also questioned whether or not mitigation should be required for small trees, not just medium and large trees. Ms. Young agreed to make further changes to the policy for the Commission's review.

**Adjourned** at 8:15 p.m.

*Ms. Mattei made a motion to adjourn, which was seconded by Mr. Bullis, and passed unanimously.*

Next meeting scheduled: Tuesday, April 9, 2019 at Town Hall.

**Documents submitted list:**

Request for Determination for 35 River Street

Updated Plans for 129 Parker Street Driveway Connection

Request for Determination 10 Mill Street

Draft Tree Removal Policy