



## TOWN OF MAYNARD Conservation Commission

Minutes 8/13/2019

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:** John Milhaven, Chris Butler

**Others Present:** Bob Depietri (Capital Group Properties), Daniel Ruiz (Capital Group Properties), John Kucich (Bohler Engineering)

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**Meeting called to order at 6:35 by James Bullis**

### **129 Parker Street Major/Minor Change Request for Order of Conditions #213-273**

The applicant representing 129 Parker Street (Maynard Crossing) requested that the Conservation Commission make a determination whether the changes to the drainage plans constitute either a major or minor alteration of the Order of Conditions for DEP# 213-273.

Mr. John Kucich of Bohler Engineering presented the revised drainage plans for the project. He explained that due to grading changes for the loading docks, the stormwater could no longer be piped to the basins, and therefore would be diverted directly to the outfall in the wetland. Mr. Bullis asked if the stormwater would still be receiving treatment, and Mr. Kucich said yes, that the stormwater would be treated by two catch basins and two water quality units to provide equivalent treatment.

*Ms. Mattei made a motion to accept the proposed changes as a minor change to DEP file#213-273 for 129 Parker Street Maynard Crossing and to accept the provided amended plans as part of the official record, which was seconded by Mr. Dwyer and passed unanimously.*

### **3 Walcott Street Ext. Enforcement Order**

Ms. Young mentioned that she had issued an enforcement order to James MacDonald for un-permitted work in the latter 50 feet of the 100 foot wetland buffer area. Work included the removal of a pre-existing garage, leaving behind a large pit in the yard and debris including cement. The enforcement order issued required that Mr. MacDonald remove debris from the pit included concrete, install erosion controls, and fill the hole in a manner making it consistent with the rest of the yard to prevent further and future erosion. Ms. Young explained that the enforcement order required ratification by the Commission. Mr. Dwyer asked if Mr. MacDonald should be required to file a Notice of Intent. The Commission believed the enforcement order was sufficient and required the work to be completed in a timely fashion.

*Mr. Dwyer made a motion to ratify the enforcement order issued to James MacDonald for the violation at 3 Walcott Street, which was seconded by Ms. Mattei.*

### **Burns Court Emergency Certification**

Ms. Young explained that a culvert at Burns Court had previously failed and required replacement. The culvert had collapsed and therefore increased flooding in the surrounding residential neighborhoods. In order to address the issue in a timely fashion, an Emergency Certification was issued to DPW to replace

the culvert. Chair James Bullis signed the Emergency Certification, therefore putting it into effect. Ms. Young explained that the Emergency Certification required ratification of the Commission, and that the Commission could require the filing of a Notice of Intent if the work was not done appropriately. The Commission agreed to ratify the document and did not require the filing of a Notice of Intent.

*Mr. Dwyer made a motion to ratify the Emergency Certificate issued to the Town of Maynard DPW for the replacement of a culvert located at Burns Court, which was seconded by Ms. Mattei and passed unanimously.*

### **35 River Street Discussion**

Ms. Young explained that Mr. James MacDonald of 10 Main Street, the developer of 35 River Street, requested that the Conservation Commission give further guidance on the developmental capacity of 35 River Street. The Commission agreed that Mr. MacDonald could only alter what is allowed by right in the Riverfront Area per the Wetlands Protection Act, unless he were to hire a wetland specialist to make a case for further alteration.

### **Election of Chair**

*Ms. Mattei made a motion to reelect Mr. Bullis as the Chair, which was seconded by Mr. Dwyer and passed unanimously.*

*Ms. Mattei made a motion to elect Mr. Dwyer as the Vice Chair, which was seconded by Mr. Bullis and passed unanimously.*

**Adjourned** at 7:35 p.m.

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

### **Documents Submitted**

129 Parker Street Request for Determination