



Kelley Freda
Chairperson

CONSERVATION COMMISSION

City of Leominster, Massachusetts

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Leominster Conservation Commission
PUBLIC MEETING LEOMINSTER
25 West St, Room 10
October 14, 2014 7PM
Meeting Minutes

I. In Attendance

Kelley Freda - Chairperson	Conservation Agent / Environmental Inspector - Joanne M DiNardo
Daniel Brodeur	
Larry Gianakis	
Julia McKinney	
Scott Pearson	

II. Call To Order

- A. The meeting was called to order at 7:00 p.m.

III. Hearings - None

IV. Continued Hearings

- A. Pursuant to MGL CH 131 S 40 as amended, there will be a continued public hearing to consider a Request for Determination by the City of Leominster, for site improvements which will facilitate the pump station upgrades. The work includes the installation of a concrete pad and digging a trench to connect utilities. This work will take place within the 100-foot buffer of bordering vegetated wetlands. Assessors Map 564, Parcel 73. Day St.
1. DPW is not in attendance. Joanne DiNardo reviewed the project, referencing the project plan that was submitted by the DPW. This is a phase 1 upgrade to an existing pump station. The site is already developed. The changes include a trench to allow of the new gas connection and the installation of a 6 by 10 concrete pad to accommodate the backup generator. Erosion controls are shown on the plan and Ms DiNardo will inspect prior to construction.
 2. Freda asks if the Commission would like DPW here. The Commission is unanimously comfortable with DiNardo's review of the project.
 3. Freda asks three times if there is anyone in the audience who wishes to speak on the project. No one steps forward.
 4. Freda asks if there are any objections to closing the public hearing. There are none. The hearing is closed at 7:06 p.m.
 5. DiNardo offers her recommendations as follows:

I recommend a negative three with the following added conditions:

- i. If there are any changes, come back before the commission.
- ii. Erosion Controls as agreed upon and 24 hour notice to commission.
- iii. Notify Conservation Commission 48 hours notice before work begins.
- iv. As built plan must be submitted to Commission upon completion

Scott Pearson makes a motion to issue a negative three with the standard order of conditions with the boiler plate and DiNardo's recommendations. McKinney seconds the motion. It is unanimously approved by the Commission.

V. Regular Meeting

1. Enforcement
 - a. **519 Pleasant St**
 - i. David Gonzalez and wife Nancy are present at the meeting. DiNardo explains the background including mosquito control. Gonzalez's neighbor called upon DiNardo stating that work was being done by the homeowner without approval of the Leominster Conservation Commission. Commissioner Larry Gianakis, Jr. has been to the site. The homeowners have done work on the site (regarding their foundation). Soil was

- moved near the stream with no erosion controls. Mr Gianakis did ask that the soil be covered to prevent run off. No work has been done on the stream.
- ii. The homeowner would like to remove the telephone poles but does not know how. They require heavy equipment. Gianakis tells the homeowner that he should hire an Engineer to get design a plan to pipe the stream.
 - iii. There is discussion of a willow tree that was planted on the homeowner's property. DiNardo will verify the location to see if it is in the right of way. The neighbor planted the tree. A survey must be done to determine which property the tree is on. If the tree is not in the right of way then it is a civil matter. DiNardo will write a letter pending the right of way review.
 - iv. Freda asks the Commission if they would be satisfied with the homeowner putting some grass seed down? Yes.
 - v. There is further discussion about the telephone poles (that Mosquito Control took out) that need to be removed. Freda asks the homeowner to put down grass seed. She recommends that DiNardo get in touch with the DPW and get the homeowner and the DPW together regarding how to get the telephone poles removed. Freda asks DiNardo if she can contact Mosquito Control and see if they can remove the telephone poles.
 - vi. Nancy Gonzalez asks who will maintain the small portion of the lawn by the swale. Gianakis explains to the homeowner that the stream is their property. The issue is the soil that may get into the stream. The Conservation Commission is trying to avoid the soil being washed into the stream. The homeowner now understands.
 - vii. Nancy asks about the willow tree on her property. The neighbor planted it and the Gonzalez family does not want it. DiNardo says that there are certain steps (to protect themselves) that they should take before they remove the tree. DiNardo will give the letter to the Gonzalez family for reference.
 - viii. The Commission thanks the Gonzales family for coming in.

b. 554 Willard/22 Jytek

2. Communications
 - a. Stormwater Workshop is on Friday, October 17, 2014 from 9am-11am at the library.
3. Minutes
 - a. The notes from August 12, 2014 and September 23, 2014 are not ready.
4. Old Business, there is nothing at this time.
5. New Business
 - a. **Slack Brook** – Army Corp Presentation – Bob Russo will attend the next meeting to explain the project.
 - b. **MS4 Permit from EPA** – There will be a public hearing – to be held at the Leominster Library on November 19, 2014 at 1PM.
 - c. **The Stormwater Ordinance** is in effect. There will be a Leominster Stormwater Committee meeting on Thursday, October 16, 2014 to determine the rollout and public education schedule.
 - d. **Detention Pond and BMP Maintenance:** the detention ponds that have not been maintained look like swaps.
 - i. Sacramento Drive, built prior to 1997, customer would like to know if she can mow the detention pond. Responsible party is the city of Leominster. Freda asks DiNardo to send a letter to the DPW (cc the Mayor) to have this basin maintained immediately.
 - ii. Brooks Pond – DiNardo wrote a letter. The builder has done some mowing. DiNardo is still concerned with the fore bay. The fore bay must be kept clean. The pipe needs to be kept free of obstruction.
 - iii. Standards on the maintenance of the detention ponds need to be addressed by the Commission. The copy should be reviewed.
 1. Freda explains that many developers say that the maintenance will be done by the city. She acknowledges that the DPW does not have the staff to do so. She would like to name someone to take care of the maintenance.
 2. McKinney asks if we have an inventory on the detention ponds. DiNardo says yes we do. McKinney asks is there a public information flyer available to homeowners who have detention ponds?
6. Certificate of Compliance
 - a. **CSX – N Main DEP 199-973.** DiNardo is not ready to recommend a certificate of compliance because she is looking for a maintenance plan. The boiler plate was specific about the need for a written maintenance agreement.
7. Extension Permit, there are none at this time.
8. Emergency Certifications, there are none at this time.
9. Agent's Report, there is not one at this time.
10. Sign Papers
 - a. RDA – Day St
11. Chairman's Report Leominster High School Envirothon has been invited to one of our meetings.
12. Next Meetings
 - a. October 28, 2014
13. The meeting is adjourned at 7:52pm.

Respectfully Submitted,

Sandy Pellecchia, Scribe