



CONSERVATION COMMISSION

City of Leominster, Massachusetts

CITY HALL - 25 WEST STREET
LEOMINSTER, MASSACHUSETTS 01453
www.leominster-ma.gov

Kelley Freda
Chairperson

Telephone (978) 534-7524 ext. 259 Facsimile (978) 840-8034

**Leominster Conservation Commission
PUBLIC MEETING LEOMINSTER
25 West St, Room 10
January 12th, 2016 7PM
Agenda**

I. In attendance:

Kelley Freda - Chairperson	Marco Bangrazi - Conservation Agent / Environmental Inspector
Daniel Brodeur	Absent
Paul Colombo	
Larry Gianakis, Jr.	
Scott Pearson	

II. The meeting is opened at 7:00 p.m.

III. Hearings

7:00 PM Pursuant to MGL CH 131 § 40 as amended, there will be a public hearing to consider a Request for Determination of Applicability by the Massachusetts Bay Transportation Authority for the construction of a 65-foot tall monopole tower with associated equipment, a 5-foot by 5-foot concrete equipment pad, and an underground power service connection. Address 438 Harvard Street. Map 386, Lot 2.

1. Carolyn Barker Bowman from Ramaker and Associates, Inc. represents the project.
2. InMotion and MBTA would like to construct a 65-foot tall monopole tower with associated equipment, a 5-foot by 5-foot concrete equipment pad, and an underground power service connection.
 - a. Freda asks if any other Commission members have questions.
3. Gianakis asks how far is it from the wetlands? Bowman answers that all work will be done within the existing MBTA ROW.
4. Paul Colombo asks does the auger remain on the rail? Bowman says yes, the auger is brought in on the rail and will remain on the rail for digging.
5. Pearson asks about straw waddles and hay bales. Bowman says MBTA will comply with any erosion control needs.
6. Freda asks how long the project will take to complete. Bowman does not know at this time.
7. Colombo says assuming construction starts tomorrow, what is the scope of the project? Bowman says 3-5 days would be reasonable.
8. Gianakis asks for a plan for the Leominster Conservation Commission's records. Yes, a final draft will be sent.
 - a. Freda asks is there any objection to closing the public hearing? There are no concerns.



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- b. Freda asks for the last time does anyone in the audience have any more comments or any objection to closing the public hearing? There are no concerns.
- c. Freda declares public hearing closed.
- d. Bangrazi recommends a negative three with the following conditions:
 - i. Silt fence in conjunction with straw waddles shall be installed to correspond with proposed erosion control placement depicted on plans.
 - ii. Erosion control placement must be approved by Conservation Agent (48-hour written or email notice).
 - iii. 24-Hour notice prior to start of work.
 - iv. No stockpiling within 50 feet of the resource area
 - v. All stockpiles must be covered
 - vi. Final draft of plans to be submitted to the Conservation Commission.
- e. Pearson makes a motion for a negative three 438 Harvard Street. Map 386, Lot 2 with the conditions from the conservation Agent. Gianakis seconds the motion. The motion is unanimously approved by the Commission.

II. Freda introduces our new Commission member, Paul Colombo.

Paul has a background in Environmental Education. He has been a former Conservation Agent and has lots of Conservation Commission experience.

III. Regular Meeting

1. Call to Order
2. Enforcement, there are none at this time.
3. Communications, there are none at this time.
4. Minutes
 - a. December 8th, 2015
 - i. The Commission will hold off on the approval of these minutes until the next meeting when Dan Brodeur is here.
5. Old Business, there are none at this time.
6. New Business, there are none at this time.
7. Certificate of Compliance
 - a. 1 Royal Oaks Way – DEP File # 199-933.
 - i. Bangrazi comments on the project. He did a site walk prior to Christmas. All looks intact. He recommends a Certificate of Compliance for 1 Royal Oaks Way – DEP File # 199-933.
 - ii. Pearson makes a recommendation for a Certificate of Compliance for 1 Royal Oaks Way – DEP File # 199-933. Gianakis seconds it. Colombo abstains. The motion is approved by the Commission.
8. Extension Permits
 - a. 31 Sawyer Way (Lot 12) – DEP File # 199-858 (Extension Permit Expiration 1/10/16).



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- i. Chris Mossman from Westminster represents the project. He is requesting another extension. Plans were drawn for the site intentions and they are shown to the Commission. Chris is looking for an amendment.
 - ii. Freda asks which lot is this? The answer is the first house lot.
 - iii. Freda asks Gianakis for his comments. Gianakis is concerned for the protection of the wetlands. It appears that the project has been moved closer to the wetlands.
 - iv. Freda asks is the Commission in agreement that the January 10, 2016 extension is not a problem to amend? Yes that is the agreement.
 - b. Freda would like to keep the current permit alive and not make the applicant apply for a whole new permit.
 - c. Freda and Bangrazi talk about an amended notice requires an abutter notice.
 - d. Gianakis makes a motion to issue and extension permit for three years for DEP # 199-858. Pearson seconds it. Further discussion from Colombo who walked the site with Bangrazi last week. Freda says we have had issues with this site from the beginning; however, when there were issues the concerns were immediately fixed. Freda supports an extension.
 - e. Bangrazi would like the project to be re-flagged. He will send a letter.
 - f. The motion is unanimously approved by the Commission.
9. Emergency Certifications, there are none at this time.
 10. Agent's Report, there is not one at this time.
 11. Sign Papers
 12. Chairman's Report.
 - a. It has been requested of Freda to please put the 8 interests identified in the Wetland Protection Act back on the agenda. This will be done.
 13. Next Meeting
 - a. January 26th, 2016. Deadline, January 14th, 2015
 14. Adjournment at 7:22p.

Respectfully Submitted,

Sandy Pellecchia, Conservation Scribe

The 8 interests identified in the Wetland Protection Act

- (1) Protection of public and private water supply*
- (2) Protection of ground water supply*
- (3) Flood control*
- (4) Storm damage protection*
- (5) Prevention of pollution*
- (6) Protection of land containing shellfish*
- (7) Protection of fisheries*
- (8) Protection of wildlife habitat*