

**City of Marlborough  
Conservation Commission**

**Minutes**

March 4, 2010 (Thursday)  
Marlborough City Hall, 3<sup>rd</sup> Floor-Memorial Hall

Members Present: Edward Clancy-Chairman, Dennis Demers, Allan White, David Williams, John Skarin, Michele Higgins and Priscilla Ryder-Conservation Officer

Absent: Lawrence Roy

**Public Hearing(s)**

Request for Determination of Applicability

413 Lakeside Ave. - Motiva Enterprises LLC

Proposes to expand the existing groundwater treatment system. Work will be located approximately 120 ft. southeast of the wetland area, outside of the 100 ft. wetland buffer zone.

Jim Smith of Sovereign Consulting was present and represented Motiva Enterprises, the Shell Gas Station at 413 Lakeside Ave. He explained that several years ago, they had installed a groundwater treatment system to treat the petroleum compounds which had been released on site. The treatment has been through a carbon filter. Levels have dropped throughout the site, except for one location. They currently have five recovery wells and tonight they are requesting the addition of a sixth recovery well to tie into the existing piping system to convey the pumped water to the treatment system. All materials removed will be contained and removed from the site. A small portion of the work is within the buffer zone. All staging work will be outside the buffer zone.

The Commission asked how the treatment works. Mr. Smith explained that there are three carbon filter treatment units in a series. Once it leaves the third filter, it goes back into the injection well. It is checked twice a month. The wells are 20-25' deep. The carbon filters are changed when they find breakthrough of the petroleum compounds.

At the Commission's request Mr. Smith agreed that with the new well, they will collect weekly samples for the first month and then monthly samples there after to ensure no break through at the start.

The Commission asked how deep the contamination is being found. Mr. Smith replied that it is in the groundwater at 6-7 feet.

There being no further questions, the hearing was closed and the Commission voted unanimously 6-0 to issue a negative Determination with the conditions as noted above.

Request for Determination of Applicability (Withdraw)

Boston Post Rd. – Longfellow's Wayside Inn

Proposes to perform some exploratory soil borings on the shoulder of Boston Post Rd. within the State Highway right of way, between the Marlborough/Framingham town line and the access road to the Marlborough Easterly Wastewater Treatment Plant. Portions

of Boston Post Rd. falls within the buffer zone of Hager Pond and associated streams and wetlands.

At the applicant's request, prior to the meeting, this application was withdrawn with no further action to be taken.

### **Discussion**

- DEP 212-1070 DiCenzo Blvd. – Detention Basin

Don Seaburg of Benchmark Engineering was in attendance and presented a new plan showing changes to the detention basin. He is still waiting on Target for the Operation and Maintenance Plan. Target is working on determining if the assessment should be a percentage of what each entity contributes to the basin. The Commission noted that they just need to come up with a plan that works and they have had plenty of time to figure it out.

The Commission noted that Condition #29 of the Order of Conditions for the detention basin reconstruction on DiCenzo Blvd. has not yet been met and is overdue. This condition requires that the Operation and Maintenance Plan (O&M Plan) for the detention basin was to have been provided on or before Dec. 1, 2009. It is now March 4, 2010 and still no plan has been presented. The Commission discussed the ramifications and fines that should be issued as this item is now already beyond the deadline for submittal. The Commission agreed that a \$100 a day fine shall be issued until the O&M Plan has been submitted and signed by all parties. Mr. Seaburg was asked to meet with the City Engineer, Condo Association and Target to ensure the document meets all parties concerns.

By the end of the meeting, the Commission made an amendment to their original fine of \$100 per day, stating that if the document is submitted and is complete on or before the next meeting date of March 18<sup>th</sup> the fines will be waived. If not the fines will come due.

In addition it was noted that the planting plan still needs approval from the condo association. A discussion with RK Associates regarding the trash rack should also be included in the O&M Plan document. Mr. Seaburg also noted that the fence and gate now has a lock and a key has been provided to the Conservation Commission for access and inspection.

This item was continued to the next meeting on March 18, 2010.

- Marlborough Earth Day Fair-Invitation to exhibit – May 1<sup>st</sup>, 2010 (Sat.) 11:00 a.m. – 3:00 p.m.- Ms. Ryder said she was going to have a booth at the fair with the Conservation Commission trail maps and wetland information.

Use of Desert Conservation Land by Boy Scouts - The Boy Scouts have made a request to use the Desert Conservation Land for an overnight camping experience. They will park out front, use tents and bring in their own water. They are practicing minimal impact camping. The Commission said this once a year event would be acceptable. Ms. Ryder will let the Scouts know.

**Correspondence/Other Business**

- Spring Rain Damage:
  1. Holts Grove and Red Spring Rd. – Ms. Ryder noted that she and Ed Clancy had inspected the Holts Grove Pond and the wash out at Red Spring Rd. which were a result of the heavy rains.
  2. Boundary Street Bridge – Materials from the bridge construction were floating in the flood area – the contractor was asked to move these out and when water recedes check for any damage or erosion.
  
- Ethics – New ethic law information was provided to the Commission for their review.
  
- Public Service Announcement – a Public Service Announcement (PSA) is now running on the local access cable which talks about stormwater. Ms. Ryder provided a copy to the Commission to review. It meets one of the Environmental Protection Agency (EPA) requirements for stormwater.

**Meetings** – Next Conservation Commission meetings March 18<sup>th</sup> and April 1<sup>st</sup>, 2010 (Thursdays)

**Adjournment** – There being no further business, the meeting was adjourned at 8:45 P.M.

Respectfully submitted,

Priscilla Ryder  
Conservation Officer