



**TOWN OF TEWKSBURY
CONSERVATION COMMISSION
999 Whipple Road
Tewksbury, MA 01876**

Stephen Deackoff, Chairman
Anthony Ippolito, Vice-Chair
Sean Czarniecki, Clerk
Dennis Sheehan
Carolina Linder

**MEETING MINUTES
March 19, 2014**

The meeting was called to order by Steve Deackoff, Chairman at 7:02 p.m. at the Pike House. Present was Anthony Ippolito, Sean Czarniecki, Dennis Sheehan, and Carolina Linder. Also in attendance was Kyle Boyd, Conservation Agent, and Melissa Johnson, Recording Secretary.

Approval of Meeting Minutes - March 5, 2014

MOTION: Mr. Czarniecki made the motion to approve the March 5, 2014 meeting minutes; seconded by Mr. Ippolito and the motion carried 5-0.

A) Notice of Intent, Marc P. Ginsburg & Sons, 379 & 357 Pleasant Street, Map 32, Lots 36 & 37, DEP #305-964

Present was Jim Hanley of Civil Design Consultants and the applicants, Marc Ginsburg and Matt Ginsburg.

Mr. Hanley explained that this matter was before the Commission at its last meeting and there were some minor changes that were made that the Commission wanted to see shown on the plan. Included in these changes are eliminating the decks on the back of Lots 4 and 5 and installing a hood with a 4 foot sump on the catch basins. Mr. Hanley noted that they have addressed all of the DPW and Planning Board comments.

Mr. Sheehan suggested straw waddles be used as opposed to hay bales.

Mr. Deackoff opened the hearing to the public and no one came forward to comment.

MOTION: Mr. Czarniecki made the motion to close the public hearing; seconded by Mr. Ippolito and the motion carried 5-0.

MOTION: Mr. Ippolito made the motion to approve Notice of Intent, Marc P. Ginsburg & Sons, 379 & 357 Pleasant Street, Map 32, Lots 36 & 37, DEP #305-964, standard order of conditions, reference shall be made to the revised plan dated March 14, 2014, Bernstein markers shall be put in place every 25 feet along the 25 foot no disturb, a \$10,000 bond shall be put in place over the entire subdivision; seconded by Mr. Sheehan and the motion carried 5-0.

B) Request for Determination of Applicability, DSF IV Tewksbury Owner, LLC, Archstone Avenue, Map 48, Lot 80

Present was Jeff Ryder of Cuoco & Cormier. Mr. Ryder reviewed the plans and explained that the proposal is to install a small swimming pool for the tenants with a small concrete area around it. The area will be fenced in and they are proposing a small infiltration basin to catch the runoff from the deck.

Mr. Ippolito noted that he visited the site yesterday and walked the 25 and 50 foot boundaries and he does not feel this will have an impact on the wetlands.

Mr. Czarniecki noted that he needs convincing as to why this is a negative determination as there is an infiltration basin discharging into the 50 foot buffer. Discussion took place on whether this matter should be a request for determination or a notice of intent. Mr. Czarniecki suggested inspections be done throughout the project as well as upon completion to ensure that it has been done correctly and that there is no impact.

Ms. Linder suggested more information be provided on the storm water maintenance and recharge.

Mr. Ryder explained that in the past the Commission has issued negative determinations with conditions. The owner of the property would like to have the pool open for Memorial Day and would likely not object to any inspections. Mr. Ryder explained that if the concern is that the emergency overflow is at the 50 foot no build zone, they can push this back. Mr. Ryder noted that one of Weston and Sampson's comments about the recharge area was the 44% TSS removal, but there is no TSS being discharged. The proposed pool and deck area is approximately 2,170 square feet. The applicant will be before the Planning Board next Wednesday for a modification to the site plan special permit. Mr. Boyd asked if this will be the applicants first time before the Planning Board on this matter and Mr. Ryder confirmed this.

Mr. Deackoff opened the hearing to the public and no one came forward to comment.

MOTION: Mr. Ippolito made the motion to close the public hearing; seconded by Mr. Sheehan and the motion carried 5-0.

MOTION: Mr. Ippolito made the motion for a negative determination, DSF IV Tewksbury Owner, LLC, Archstone Avenue, Map 48, Lot 80, standard order of conditions, Mr. Boyd shall do an inspection of the basin during and after construction; seconded by Mr. Sheehan and the motion carried 5-0.

New Business

Mr. Ippolito requested Mr. Boyd looking into the spring conferences with MACC. Mr. Boyd explained that once he receives this information he will pass it on to the Commission.

Old Business

Mr. Czarniecki inquired as to the status of Lucille Drive. Mr. Boyd noted that the applicant continues to request extensions and that he will follow up on this matter.

Mr. Deackoff inquired as to the status of the identification badges discussed at the previous meeting. Mr. Boyd explained that the town manager has agreed to the badges and suggested a date be set up for the members to go to the police station for the identification picture.

Administrator's Report

There was no administrator's report.

Adjournment

MOTION: Mr. Czarniecki made the motion to adjourn; seconded by Mr. Ippolito and the motion carried 5-0.

Approved: 4/23/14

List of documents for 3/19/14 Agenda
Documents can be located at the Community Development Office

Approval of Meeting Minutes-March 5, 2014

- A. 7:02 P.M.** **Notice of Intent**, Marc P Ginsburg & Sons, 379 & 357 Pleasant Street, Map 32 Lots 36 & 37, DEP # 305-964
- *Request for Continuance letter dated 2/13/14*
 - *Open Space Residential Design Plans dated 2/6/2014*
 - *Notice of Intent packet dated February 2014*
 - *Drainage Report dated 2/07/14*
 - *Abbreviated Notice of Resource Area Delineation dated November 2013*
 - *Review letter from James Pearson of Weston & Sampson dated 3/3/14*
 - *Review letter from Mel Higgins from Weston & Sampson dated 3/3/14*
 - *Presentation Sketch submitted by Civil Design dated 3/5/14*
 - *Updated Open Space Residential Design Plans dated 3/14/14*
 - *Packet submitted by abutter Lawrence Lavargna dated 3/7/14*
- B. 7:05 P.M** **Request for Determination of Applicability**, DSF IV Tewksbury Owner LLC, Archstone Avenue, Map 48 Lot 80
- *Request for Determination of Applicability WPA Form 1*
 - *Review letter from Norse Environmental dated 2/18/14*
 - *Drainage Calculations dated 2/20/14*