

**MINUTES OF THE PROCEEDINGS OF THE
CONSERVATION COMMISSION OF THE CITY OF WORCESTER**

March 24, 2014

WORCESTER CITY HALL – LEVI LINCOLN ROOM

Conservation Commission Members Present: Stefanie Wood, Chair
Jeremy Theerman, Vice-Chair
Jack Donahue
Jordan Berg Powers
Joseph Charpentier

Members Absent: None

Staff Present: Christopher Gagne, Department of Public Works & Parks (DPW&P)
Stephen S. Rolle, Division of Planning & Regulatory Services
Nancy Tran, Division of Planning & Regulatory Services

CALL TO ORDER

The Chair called the meeting to order at 5:34 pm.

APPROVAL OF THE MINUTES

Upon a motion by Commissioner Berg Powers and seconded by Commissioner Charpentier, the Commission voted 5-0 to approve minutes from the February 10, 2014 meeting.

Upon a motion by Commissioner Berg Powers and seconded by Commissioner Charpentier, the Commission voted 5-0 to approve minutes from the March 3, 2014 meeting.

UNFINISHED BUSINESS

Public Hearing

1. 449 Lake Avenue (CC-2014-004) – Request for Determination of Applicability

Jay Gallant of Gallant Architecture and Construction appeared before the Commission on behalf of the applicant, Mary Rennie, for a Request for Determination of Applicability for the demolition of an existing 121 SF patio, construction of 308 SF deck, 200 SF second floor addition and retaining wall on property located at 449 Lake Avenue. Mr. Gallant stated he updated the plan to provide an additional porch pier within 100' buffer and indicated that piers are no closer 56.9' from the lake. He added that following the site walk, he will provide a construction fence at the top of the stairs to protect the resource area from debris following removal of the existing structure as well as a silt sack and fence above the retaining wall.

Chair Wood said there was concern regarding construction debris rolling toward the lake but that it had been addressed by the applicant with additional controls. She stated that the proposed sonotubes will cause little to no disturbance to the area.

Mr. Gagne had no comments.

Upon a motion by Commissioner Charpentier and seconded by Commissioner Berg Powers, the Commission voted 3-0-2 (Chair Wood and Commissioner Theerman abstained) to issue a Negative Determination of Applicability.

List of Exhibits:

- Exhibit A: Request for Determination of Applicability Application for 449 Lake Avenue; received February 10, 2014.
- Exhibit B: Plot Plan of Land for 449 Lake Avenue; prepared by Rod Carter Associates Land Surveyors; dated January 21, 2014; received February 10, 2014, revised March 24, 2014.
- Exhibit C: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: 449 Lake Avenue- RDA (CC-2014-004); dated February 27, 2014.

NEW BUSINESS

2. Tory Fort Lane (Right of Way) near 0 Tory Fort Ln, aka 30 Tory Fort Ln (CC-2014-008) – Request for Determination of Applicability

Wetlands scientist Melissa Greene of BSC Group and Andrea Agostino of National Grid appeared before the Commission on behalf of the applicant, Massachusetts Electric Company dba National Grid, for a Request for Determination of Applicability to remove and replace two H-frame switch structure with single-pole triangular structures of the same height. Ms. Greene stated that the replacement pole will be installed at the centerline between the two existing poles, which will be dug out, backfilled and seeded. The planned start time is early May and will take approximately two months to complete.

Ms. Agostino stated that the two month timeline includes the permission request for area outage. She added that the ground will be open no more than 2-3 days and will be closed at the end of each work day. The existing poles will be cut at ground level, pulled out and the remaining base will be removed from the soil. She stated that no dewatering is anticipated but if necessary, established Best Management Practices will be referred to, detailing procedures and installation of haybales and geotextiles.

Commissioner Donahue inquired whether the removed poles will be taken off-site. Ms. Agostino stated that they will be removed and recycled in Canada.

Jo Hart, Worcester resident, asked whether the project was related to the Smart Grid proposal, to which Mr. Agostino replied no.

Mr. Gagne had no comments.

Upon a motion by Commissioner Berg Powers and seconded by Commissioner Theerman, the Commission voted 5-0 to issue a Negative Determination of Applicability.

List of Exhibits:

- Exhibit A: Request for Determination of Applicability Application for A54 B54 Switch Structure Replacement Project, Existing Right-Of-Way; submitted by Massachusetts Electric Company d/b/a National Grid (MECO); received February 28, 2014.
- Exhibit B: Site Locus Map and Environmental Constraints Map; prepared by BSC Group; dated February 18, 2014; received February 28, 2014.

- Exhibit C: Photographs; prepared by BSC Group; undated, 2014; received February 28, 2014.
- Exhibit D: Erosion & Sedimentation Control Details; prepared by BSC Group; dated August 8, 2008; received February 28, 2014.
- Exhibit E: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: Resurfacing of Route 146 (~2.5 miles within the City of Worcester) and Associated Highway Improvements- RDA (CC-2014-007); dated March 20, 2014.

3. 981 Grafton Street (CC-2014-010) – Notice of Intent

Engineer Brian McCarthy of R.J. O’Connell & Associates, Inc. appeared on behalf of the applicant, Jackson Grafton, LLC for a Notice of Intent to construct a 1,072 SF addition onto an existing automotive service center. Also present were Mark Grossman of Jackson Grafton, LLC and Thomas Liddy, Wetlands Scientist with Lucas Environmental, LLC.

Mr. McCarthy said an intermittent stream associated with a culvert is located 60’ from the rear property boundary and stated that the applicant proposes to expand the existing Goodyear Service facility to accommodate two additional service bays and perform associated site work that includes re-paving, grading, utilities and stormwater improvements. He explained that there is no existing stormwater management and that sheet flow is directed to the street. The proposed addition will be located in existing paved area and work will include minor re-grading for access to the service bays with a low retaining wall, lot restriping and stormwater improvements with a small swale and bioretention area. He added that no work will occur within the 100’ buffer to a Stormwater Protection Zone and that appropriate erosion and sedimentation controls will be installed.

Commissioner Donahue inquired whether the reduction in impervious area includes the roof. Mr. McCarthy said that it did and that the water will flow to the swale.

Chair Wood stated that DPW&P’s memo indicated the need to revise drainage calculations, to which Mr. McCarthy said there was an error in the cover letter but that all following calculations are correct.

Mr. Gagne confirmed that the calculations are correct.

Commissioner Berg Powers asked where the roof drained, to which Mr. McCarthy said it currently discharged to the ground surface but will be directed to the new bioretention area.

Commissioner Berg Powers inquired whether there will be storage on site during construction. Mr. McCarthy said there will be on-site storage but that it will be located outside the 100’ buffer.

Upon a motion by Commissioner Berg Powers and seconded by Commissioner Theerman, the Commission voted 5-0 to close the public hearing. Discussion regarding issuance of Order of Conditions for this item was held to the end of the meeting.

List of Exhibits:

- Exhibit A: Notice of Intent Application for 981 Grafton Street submitted by Jackson Grafton, LLC c/o Grossman Development Group; received March 5, 2014.
- Exhibit B: Site Plan for Goodyear Auto Service Center Addition; prepared by R.J. O’Connell & Associates, Inc.; dated March 3, 2014; received March 5, 2014

Exhibit C: Stormwater Report for Goodyear Auto Service Center, 981 Grafton Street; prepared by R.J. O'Connell & Associates, Inc.; dated March 3, 2014; received March 5, 2014

Exhibit D: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: 981 Grafton Street- NOI (CC-2014-010); dated March 20, 2014.

4. 222 Harrington Way (CC-2014-011) – Request for Determination of Applicability

Wetlands resource specialist David Burke, appeared on behalf of the applicant, Worcester Natural History Society dba Ecotarium for a Request for Determination of Applicability to perform channel stonework repair, bridge repair and redesign/refurbishment of the existing play area. Also present were Executive Director Joseph Cox and Assistant Director Patricia Crawford both of Ecotarium. Mr. Burke stated that there is an approximately 10,000 SF detention pond on site for stormwater which flows easterly underground and daylight in a stone/mortar channel near the existing play area in the rear of the main building.

Chair Wood said she attended the site walk and observed water in the channel but saw no indication of vegetation. She expressed her concern regarding the possibility that the channel may drain to a resource area.

Commissioner Theerman inquired whether the channel was mapped as an intermittent stream and if the pond was fed by an old well. Mr. Burke replied that he had no knowledge that the pond was deemed a resource area.

Commissioner Donahue stated that the pond's vegetation and herbicide treatment has been under Conservation Commission review. He asked whether the channel is conveyed to other areas, to which Mr. Cox said he was not aware of whether it does.

Commissioner Charpentier said there was a downhill pond with a large wetlands system under the railroad. He stated he believed that the channel should be considered a resource area because the detention pond that feeds into it is marketed as a resource area in Ecotarium's educational materials. Commissioner Berg Powers concurred.

Commissioner Donahue suggested that the Commission can vote for a Negative Determination with conditions.

Commissioner Berg Powers stated he was inclined to vote a negative determination on the work but positive on the area. He said that if manmade construction can eliminate wetlands, it could create wetlands as well. Commissioner Theerman concurred.

Commissioner Charpentier clarified that the channel is considered a regulated resource area if there is an upgradient resource area.

Mr. Cox described the ten areas in the playground to be rehabilitated, with construction occurring around existing trees and feature. Work will include new structures, a new deck on non-permanent sonotubes, repair of the existing bridge and channel.

Mr. Burke stated that the channel repair work will occur during a dry period and will be performed by hand to armor the area.

Commissioner Charpentier stated that the project seemed to mostly consist of landscaping work with the exception of the bridge and paved area.

Mr. Gagne requested that the applicant provide plans showing separate existing and proposed conditions. Mr. Burke said the Request for Determination of Applicability does not require a survey and stated that the submitted plan shows existing contours of the entire area.

Mr. Gagne said the Commission should disregard his comment.

Upon a motion by Commissioner Theerman and seconded by Commissioner Charpentier, the Commission voted 4-1 (Commissioner Charpentier against) to issue a Negative Determination of Applicability.

List of Exhibits:

- Exhibit A: Request for Determination of Applicability Application for 222 Harrington Way; submitted by Worcester Natural History Society, dba EcoTarium; received March 7, 2014.
- Exhibit B: Ecotarium Phase 2A, Site Grading, Drainage and Utilities Plan (Existing Conditions); prepared by Sasaki; dated May 10, 1999; received March 7, 2014.
- Exhibit C: Concept Plan for Ecotarium; unknown preparer; undated; received March 7, 2014; revision received March 21, 2014.
- Exhibit D: Site Photographs of existing drainage channel, bridge and playground; unknown preparer; undated; received March 7, 2014.
- Exhibit E: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: 222 Harrington Way- RDA (CC-2014-011); dated March 20, 2014.
- Exhibit P: Additional Site Photographs (6); unknown preparer; undated; received March 24, 2014.

5. 121 Russell Street (Elm Park, Phase IV) (CC-2014-012) – Notice of Intent

Landscape architect David LaPointe of Beals + Thomas and William Richard of City of Worcester Department of Public Works and Parks appeared before the Commission on behalf of the applicant, City of Worcester Department of Public Works and Parks, for a Notice of Intent to install the reconstructed handicap accessible Red Bridge as well as perform associated grading, dredging and filling for new bridge landings, install a floating fountain, well with inlet pipe and stone retaining wall. Other proposed work includes utilities, site lighting improvements, adjusting/repaving pathways and associated site work.

Chair Wood inquired about the work in relation to previous phasing work, materials to be used and its affect to the nearby black bridge. Mr. LaPointe stated previous phases to walkways had been completed and that the new filing is the last significant segment of work and will utilize bituminous concrete with a chip seal. He added that the black bridge will remain as-is.

Commissioner Theerman asked whether South Mere will be filled, to which Mr. LaPointe said the pond edges will be redefined to existing height but will be slightly re-graded in some areas for level transitioning.

Mr. Gagne had no comments.

Upon a motion by Commissioner Theerman and seconded by Commissioner Donahue, the Commission voted 4-0-1 (Commissioner Berg Powers abstained) to close the public hearing. Discussion regarding issuance of Order of Conditions for this item was held to the end of the meeting.

List of Exhibits:

- Exhibit A: Notice of Intent Application for 121 Russell Street, Elm Park Improvements submitted by City of Worcester Department of Public Works and Parks; received March 7, 2014.
- Exhibit B: Elm Park Site Improvements Plan; prepared by Beals and Thomas, Inc.; dated March 6, 2014; received March 7, 2014.
- Exhibit C: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: 121 Russell Street- NOI (CC-2014-012); dated March 20, 2014.

6. 80 Mayfield (CC-2014-013) – Notice of Intent

Landscape architect Randy Collins of BETA Group, Inc. appeared before the Commission on behalf of the applicant, City of Worcester Department of Public Works and Parks, for a Notice of Intent to construct replacement dugouts, renovate the infield as well as replace fencing and poles at the Ted Williams Little League field at Beaver Brook Park. Other associated site work at 80 Mayfield Street include excavation, grading, resurfacing and irrigation system repair. Mr. Collins stated the work is located within the 25' Riverfront Area and a floodplain.

Chair Wood inquired about the construction schedule, to which Mr. Collins said the work is proposed to commence as soon as possible, taking approximately 2-3 weeks to be completed by the spring.

Commissioner Donahue inquired about who was responsible for fertilizing and maintaining the fields. Mr. Collins stated he was not aware of who was charged with the responsibility but said the little league works has a relationship with the parks to care for the fields.

Commissioner Charpentier asked whether the foul pole foundation will be replaced as it was close to the stream bed. Mr. Collins replied that new foundation will be installed approximately 5-6' away on a flat area, which is at a significantly different grade than the stream. He added that the contractor can be directed to install additional haybales as a precaution.

Mr. Gagne had no comments.

Upon a motion by Commissioner Theerman and seconded by Commissioner Charpentier, the Commission voted 5-0 to close the public hearing. Discussion regarding issuance of Order of Conditions for this item was held to the end of the meeting.

List of Exhibits:

- Exhibit A: Notice of Intent Application for 80 Mayfield Street (Beaver Brook Park) submitted by City of Worcester Department of Public Works and Parks; received March 7, 2014.
- Exhibit B: Stormwater Report; prepared by BETA Group, Inc.; dated March 2014; received March 7, 2014.
- Exhibit C: Construction Documents for Beaver Brook Park, Ted Williams Little League Infield Renovations; prepared by BETA Group, Inc.; dated and received March 7, 2014.
- Exhibit D: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: 80 Mayfield Street- NOI (CC-2014-013); dated March 21, 2014.

7. Route 9 (Kenneth F. Burns Memorial) Bridge over Lake Quinsigamond (CC-2014-014) – Order of Conditions Amendment

Alex Kasprak of Massachusetts Department of Transportation (MassDOT) Highway Division appeared before the Commission on behalf of the applicant, Massachusetts Department of Transportation, for a Notice of Intent to dredge ~1,046 cubic yards of sediment/mud around original Burns Bridge pier abutments to elevations 349-350. Also present were Project Manager Evan McCormick of Middlesex Corporation and resident engineer Jeff Gorczynski, of MassDOT. Mr. Kasprak stated that the applicant sought to amend the Order of Conditions, originally issued in 2011 and last amended in 2012 in order to perform additional dredging under the bridge. The purpose is to remove sediment at abutments, around existing piers to an elevation of 356’.

Mr. Kasprak stated that turbidity curtains will be used for barges when hauling out material which will be stockpiled no closer than 50’ to the resource area.

Chair Wood inquired where the stockpile will be located. Mr. McCormick stated that the stockpile will be temporarily stored off-site to dry and taken to Ramshorn Island for permanent disposal.

Chair Wood asked the estimated start date, to which Mr. McCormick replied within a month. He added that dredging will take approximately 3-4 weeks and that dredged material will be brought back after it is dried. He said that MassDEP wanted the material, mostly Worcester sand and gravel, to be returned on site.

Commissioner Donahue asked if there were provisions to prevent the material from being stacked too high and to protect the resource area. Mr. McCormick stated that the barges will have barriers and that turbidity curtains will be in place until offloaded at the Worcester Fire Department boathouse.

Commissioner Berg Powers inquired whether barges will be cleaned, to which Mr. McCormick stated that it will adhere to the Stormwater Pollution Prevention Plan.

Mr. Gagne had no comments.

Upon a motion by Commissioner Berg Powers and seconded by Commissioner Theerman, the Commission voted 5-0 to close the public hearing. Discussion regarding issuance of Order of Conditions for this item was held to the end of the meeting.

Exhibit A: Order of Conditions Amendment Request for Bridge Replacement (S-14-001=W-44-018) (Kenneth F. Burns Memorial Bridge) Route 9 (Belmont Street) over Lake Quinsigamond submitted by Massachusetts Department of Transportation, Highway Division; received March 10, 2014.

Exhibit B: Bridge Replacement (S-14-001=W-44-018), Kenneth F. Burns Bridge Memorial Bridge, Route 9 (Belmont St.) Over Lake Quinsigamond; prepared by Fay, Spofford & Thorndike; dated and received March 10, 2014.

Exhibit C: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: Route 9 (Kenneth F. Burns Memorial Bridge Over Lake Quinsigamond- NOI (CC-2014-014)); dated March 21, 2014.

Exhibit D: Bridge Replacement (S-14-001=W-44-018), Kenneth F. Burns Bridge Memorial Bridge, Route 9 (Belmont St.) Over Lake Quinsigamond – 401 Water Quality

Certification Major Dredging Amendment; prepared by Jessica Kenny, MassDOT; dated March 17, 2014; received March 24, 2014.

8. Route 146 Resurfacing Project (CC-2014-007) – Request for Determination of Applicability

Environmental engineer William Clougherty of MassDOT appeared before the Commission for a Request for Determination of Applicability to seek determination as to whether the work related to the resurfacing of Route 146 (~2.5 miles within the City of Worcester) and associated highway improvements are subject to the jurisdiction of the Wetlands Protection Act.

Commissioner Berg Powers inquired about the work sequencing schedule. He also expressed concern that measures will be inadequate to address potential sedimentation problems from road scarification. Mr. Clougherty stated that work is scheduled for the spring and will be completed within the construction season. He added that lanes will be milled one at a time to accommodate traffic and all milled materials will be swept up immediately.

Mr. Gagne clarified the process, stating that the lanes will be milled, vacuumed and swept up.

Upon a motion by Commissioner Charpentier and seconded by Commissioner Theerman, the Commission voted 4-1 (Commissioner Berg Powers voted against) to issue a Negative Determination of Applicability.

List of Exhibits:

Exhibit A: Request for Determination of Applicability Application for Millbury and Worcester – Route 146 Resurfacing Project No. 607569; submitted by Massachusetts Department of Transportation; received February 27, 2014.

Exhibit B: Millbury/Worcester Route 146 Resurfacing Project Proposed Erosion Control Locations; prepared by Massachusetts Department of Transportation; dated February 25, 2014; received February 27, 2014.

Exhibit C: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: Resurfacing of Route 146 (~2.5 miles within the City of Worcester) and Associated Highway Improvements- RDA (CC-2014-007); dated March 20, 2014.

Exhibit C: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: 480 Salisbury Street Street- RDA (CC-2014-005A); dated February 27, 2014.

9. I-190, I-290 & Route 146 Right-of-Way (CC-2014-009) – Request for Determination of Applicability

Mr. Clougherty of MassDOT appeared before the Commission for a Request for Determination to confirm resource area boundaries and whether the area / work along the I-190, I-290 & Route 146 right-of-ways within the city (approximately 11 miles) to conduct vegetation management and targeted herbicide spraying is subject to the Wetlands Protection Act. He stated he was presenting on behalf of Tara Mitchell of MassDOT's landscape division to confirm resources areas for its five year vegetation management plan as required by regulation.

Chair Wood asked whether the areas and proposed methods are the same as the previous filing, to which Mr. Clougherty said there were no changes.

Mr. Gagne had no comments.

Upon a motion by Commissioner Donahue and seconded by Commissioner Theerman, the Commission voted 5-0 to issue a Negative Determination of Applicability.

List of Exhibits:

- Exhibit A: Request for Determination of Applicability Application for I-190, I-290 and Route 146; prepared by MassDOT; received March 3, 2014.
- Exhibit B: MassDOT Districts 2, 3 & 5 Yearly Operational Plan 2014; prepared by MassDOT; dated 2014; received March 3, 2014.
- Exhibit C: YOP MAP District; prepared by MassDOT; undated; received March 3, 2014.
- Exhibit D: Memorandum from the City of Worcester Department of Public Works & Parks to the Conservation Commission; re: I-190, I-290 & Route 146 Right-of-Way-RDA (CC-2014-09); dated March 20, 2014.

OTHER BUSINESS

10. Request for Extension of Orders of Conditions – Herbicide Treatment of Lake Quinsigamond & Flint Pond (DEP 349-911) (CC-2006-076)

Commissioner Wood recused herself from discussing the item and Commissioner Theerman assumed Chair of the Commission.

Stefanie Wood, Chair of the Lake Quinsigamond Commission, appeared before the Conservation Commission to request an Orders of Conditions Extension regarding herbicide treatment of Lake Quinsigamond and Flint Pond. She stated that since being issued the Orders of Conditions, there had been marked reduction in vegetation in the resource area. She stated that the Commission was in the process of surveying the area to create a comprehensive strategy for treatment and wanted to continue the vegetation management work.

Upon a motion by Commissioner Berg Powers and seconded by Commissioner Charpentier, the Commission voted 4-0 to issue an Extension of Orders of Conditions for Herbicide Treatment of Lake Quinsigamond & Flint Pond (DEP 349-911) (CC-2006-076).

11. Enforcement Order Update – 235 Hamilton Street (CC-2013-005)

Mr. Gagne stated he inspected the site and observed erosion and sedimentation barriers in the front portion of the property and stockpiled material in the rear. He said the item can be removed from the agenda as the site is frozen but indicated that problems may arise when it begins thawing. He added that he will provide the Commission on updates on the property should there be any changes or issues in the future.

Chair Theerman stated that it appeared the property owner is in compliance with the enforcement order as written. He suggested that the Commission lift the order and the City monitor the property.

Commissioner Charpentier was amenable to lifting the order and would like to see the issue resolved by the end of spring.

Mr. Gagne stated that the owner's intention was to build a house on the open area.

Upon a motion by Commissioner Donahue and seconded by Commissioner Charpentier, the Commission voted 4-0 to lift the enforcement order for 234 Hamilton Street.

List of Exhibits:

Exhibit A: Letter from Stephen S. Rolle, Director of Planning & Regulatory Services to KLA Holdings, attn: Kathy Luu; dated March 4, 2014.

12. Enforcement Order Update – Arboretum Village Estates (CC-EO-2013-003)

Commissioner Wood resumed Chair of the Commission.

Mr. Rolle stated that he received a submittal from Arboretum Village, LLC on March 21, 2014. He said that staff and other departments were in the process of reviewing the compiled memorandums from specialists commenting on the slope and erosion issues. He indicated that the memorandum from Scott Morrison of EcoTec, Inc. responds to a letter sent on behalf of the Commission regarding erosion control measures for the steeply graded slope and unstable soil over rocky portion near Honeysuckle Road. The memorandum noted that there is an erosion and stability issue that needed to be permanently addressed but cannot effectively address it until there is agreement with the Planning Board in terms of how to address the entire slope for the long-term. Mr. Rolle recommended that the Commission discuss the short-term measure proposed by EcoTec.

Chair Wood stated the measures are common sense actions and expressed her concern with the slope. She inquired whether there was any discussion regarding temporary erosion control blankets or matting to keep direct impacts to the slope from the elements.

Mr. Rolle deferred to Mr. Gagne but stated that action needed to be taken to address the slope.

Mr. Gagne agreed but stated that much of the slope is privately owned. He said that he can suggest matting.

Commissioner Berg Powers stated the suggestions were straightforward but suggested that an independent evaluation be performed of the slope.

Mr. Rolle stated that various departments will meet to discuss the next steps and hoped that action will be taken at the Planning Board's April 30 meeting. He added that the Board requested a revised subdivision plan but received the report with compiled memos instead. He stated that an independent analysis will be discussed but nothing has been authorized.

Commissioner Charpentier stated he needed more time to understand the information provided.

The item was continued to the April 28 Conservation Commission meeting.

List of Exhibits:

Exhibit A: Letter from Stephen S. Rolle, Director of Planning & Regulatory Services to Arboretum Village, LLC (re: stabilization); dated February 26, 2014.

Exhibit B: Correspondence from Atty. Mark Donahue on behalf of Arboretum Village, LLC re: Arboretum Subdivision – Phase IV to Worcester Planning Board; dated March 20, 2014 and received March 21, 2014.

13. Communication Received:

The Commission reviewed the following communication received but took no action on it.

- a. From NSTAR Electric Gas re: 45 Day 2014 Yearly Operational Plan; dated February 25, 2014; received February 27, 2014.
- b. From Charles F. Scott, Jr. re: Appendix C: Category 1 Notification Form, Burncoat Gardens, 80 Goldthwaite Road; dated February 27, 2014; received February 28, 2014.

- c. From STV Incorporated re: Environmental Notification Form, Proposed Worcester Regional Transit Authority Vehicle Maintenance and Operations Facility, 40 Quinsigamond Avenue, Worcester; dated February 28, 2014; received March 4, 2014.
- d. From Scott Morrison of EcoTec, Inc. re: Arboretum Village Estates Turbidity Report; dated March 7, 2014; received March 11, 2014.
- e. From National Grid re: Integrated Vegetation Management; dated March 10, 2014; received March 12, 2014.

14. Discussion and Issuance of Orders of Conditions as relevant to a hearing closed 3/24/13.

The Commission reviewed the closed item and upon a motion by Commissioner Donahue and seconded by Commissioner Theerman, the Commission voted 5-0 to issue conditions as discussed for 981 Grafton Street (CC-2014-010).

The Commission reviewed the closed item and upon a motion by Commissioner Donahue and seconded by Commissioner Theerman, the Commission voted 4-0-1 (Commissioner Berg Powers abstained) to issue conditions as discussed for 121 Russell Street (CC-2014-012).

The Commission reviewed the closed item and upon a motion by Commissioner Donahue and seconded by Commissioner Berg Powers, the Commission voted 5-0 to issue conditions as discussed for 80 Mayfield Street (CC-2014-013).

The Commission reviewed the closed item and upon a motion by Commissioner Theerman and seconded by Commissioner Berg Powers, the Commission voted 5-0 to issue conditions as discussed for Route 9 Burns Bridge (CC-2014-014).

15. Signing of Decisions

- **449 Lake Avenue** – Negative Determination of Applicability
- **Tory Fort Lane** – Negative Determination of Applicability
- **981 Grafton Street** – Order of Conditions
- **222 Harrington Way** – Negative Determination of Applicability
- **121 Russell Street** – Order of Conditions
- **80 Mayfield Street** – Order of Conditions
- **Route 9 Burns Bridge** – Amended Order of Conditions
- **Rt. 146 Resurfacing** – Negative Determination of Applicability
- **I-190, I-290 & Rt. 146** – Negative Determination of Applicability
- **Lake Quinsigamond & Flint Pond** – Extended Order of Conditions

Adjournment

Upon a motion by Commissioner Berg Powers and seconded by Commissioner Charpentier, the Commission voted 3-0 to adjourn the meeting at 8:45 pm.