

The Brockton Conservation Commission held a meeting in the GAR Room, City Hall, Brockton on Thursday, May 24, 2007 at 7:00 pm. Members present: Chairperson Stephanie Danielson, Alan Castaline, Anthony DiLallo and James Cobbs. Also present were Henry Nover, Nover-Armstrong Associates and secretary Pamela Gurley.

1. Notice of Intent

Address: 989 Belmont St. (FedEx)

Applicant: Scannell Development Company

Representative: Walter Watson and Bob Pelaggi, JK Holmgren Engineering Inc.

Bob Pelaggi said that through an oversight the set of plans filed were not shaded per the requirement. He said he has reprinted sheet C-3 with the appropriate shaded areas. He said the notice filed is for an addition to the parking area. He said the permitted addition is currently under construction (outside the Commission's jurisdiction). He said in October 2001 there was an order for the original building and parking area. He said in 2004 an enforcement order was issued by DEP and in 2005 an amended order was issued.

Mr. Pelaggi said that the monitoring of the replication area that was required (i.e. the enforcement) was not complied with and no certificate of compliance was issued on the first order of conditions.

He said they are proposing to partly fill the isolated vegetated wetlands (IVW) for some of the parking. He said sheet C-4 shows the new stormwater management system for the proposed parking. He said the area they are proposing to fill was contained in the original order. He said it is their understanding that that area was previously permitted to be filled. He said he is unaware if the amended order also covers the filling of that area. He said since the NOI was filed they have discovered evidence that there is a possible connection to the IVW and the main BVW. He said they sent the survey crews back to the site and discovered a RCP pipe in the isolated area and in the main wetland. They also discovered a catch basin. He said they need to determine if the CB has an outlet and where the discharge is.

Ms. Danielson read the 5/24/07 review letter from Nover Armstrong into the record.

Henry Nover said that it is not clear what the proposed project includes. He said that the existing conditions plan does not show the parking area to the west or the proposed building. He said JKH's analysis looked at the existing conditions plan as predevelopment. He said they do not know if the existing conditions are "as built". Mr. Nover said they will need to go back to the old plans and see what

was to have been built and compare it to an as built plan. Ms. Danielson said that there will need to be a site inspection. She said that because there is additional work that JKH needs to do on the proposal she suggested that they gather and submit all their information before the Commission has NAA put any additional time into this. She said that it is obvious that the initial amount submitted for review is not sufficient and suggested that they determine the entire scope of the project and submit an additional sum.

Continued to June 28, 2007 at the request of the applicant.

2. Determination of Applicability

Address: Pleasant Street Water Main Replacement

Applicant: City of Brockton DPW

Representative: Ian Meade, CDM

Ian Meade apologized for not submitting stamped plans. He said that they are requesting a negative determination for the Pleasant St. Water Main Project Sect. 2, 3 & 4. He said that a portion of the project, Main St. to Tilton Ave., was previously issued a negative determination. He said due to funding constraints only Ellis Ave. to Tilton Ave. was done. He said this proposal is from Main St. to Ellis; Tilton to the Rt. 24 bridge and the other side of the Rt. 24 bridge just short of the Easton line.

He said that all work will be within existing paved ways (see page 5 & 6 for wetland locations). He said that hay bales and siltation fence will be used along the entire road abutting the wetlands. He said the construction project is for the removal of the 120 year old pipes and the replacement with cement line ductile iron pipes. He said they propose to reuse existing materials as fill and reinstalling pavement. He said Main St. to Tilton Ave. is scheduled for reconstruction by Mass Highway and is separate from the project.

Mr. Nover said that NAA's recommendation is to issue a negative determination incorporating the measures and specifications provided by the applicant.

Motion to close

Motion by: Mr. Castaline

Second by: Dr. Cobbs

In favor: Unanimous

Motion to issue a negative three determination incorporating the measures and specifications provided in the applicant's filing.

Motion by: Mr. Castaline

Second by: Dr. Cobbs

In favor: Unanimous

3. Notice of Intent

Address: 21 River Street

Applicant: Richard T. Keating/Redi-Homes, Inc.

Representative: Ted Lisinger, ET Engineering/Michelle Grenier

Mr. Lisinger said the proposal is for a six unit condo development on 1.4 acres with paved parking and drainage. He said that the majority of the work is within 100' buffer zone but outside the riverfront area. He said that the location of building is in an area that has been currently disturbed. He said that the site currently contains two garages and a home. He said on the right hand side of the garage there is construction debris, household trash, tires, etc.

He said although there is a proposed landscape area at the outlet structure, in order to mitigate the loss of the trees they would be agreeable to a wetlands buffer zone enhancement area.

Ms. Danielson read the 5/24/07 review from NAA into the record. She agreed that a site inspection is necessary. Ms. Grenier noted that a replication plan has been prepared and will be forwarded to the members. Mr. Lisinger was directed to contact NAA to make arrangements for the site visit.

Continued to 6/28/07 at the request of the applicant.

Other Business

The minutes from 4/26/07 were accepted.

Motion by: Dr. Cobbs

Second by: Mr. DiLallio

In favor: Unanimous