

City of Boston Conservation Commission
Public Hearing Meeting Minutes
Boston City Hall, Hearing Room 801
Boston, Massachusetts, 02201

May 16, 2012

Commissioners Present: Charles Button- Chairman, Jeanne McHallam, Antonia Pollak, John Sullivan
Commissioners Not Present: Stephen Kunian, John Lewis, Vivien Li,
Staff Present: Chris Busch, Executive Director

6:00 PM

Notice of Intent for **DEP File No. 006-1303** from the Massachusetts Department of Conservation and Recreation for the Charles Elliot Memorial Improvement Project involving restoration of an existing memorial and associated landscaping and sidewalks, and installation of an irrigation system, park benches and water and electrical utilities, Charles River Esplanade, 21 David Mugar Way, Boston (Riverfront Area, Bordering Land Subject to Flooding, 100-foot Buffer Zone to Inland Bank).

Representatives: Daniel Padien, VHB; Rick Corsi, DCR; Rob Adams, Halvorson Design Partnership

Mr. Busch noted that the resource BLSF was not indicated on the NOI. He confirmed with the proponent that no additional fill for changing grade is proposed, so the resource is not being affected, nor is the work subject to the corresponding performance standards.

Mr. Padien provided copies of the abutters list, mailing receipts, and public notice. He described the existing conditions and the proposed project, which is located primarily in a buffer zone. There are no anticipated impacts to resource areas. The area is entirely made land, and the project does not require a Chapter 91 license.

Ms. Pollak inquired about the bench layout and paving plan.

Mr. Adams confirmed that the waterfront is not part of the project. Mr. Sullivan inquired about the irrigation system and asked why it wasn't included in the plans. Mr. Adams confirmed that those plans had been approved by BWSC.

Ms. Pollak asked if the new pathway system was based on desire lines. Mr. Adams indicated how that had been formalized in the plan.

Mr. Busch asked where staging would take place. It will all be within the limits of this project. The proponent had no comments on the proposed special conditions.

- **Motion made by J. McHallam and seconded by T. Pollak to issue the OOC with conditions as written (4/0/0 6:10PM)**

6:10 PM Updates and General Business:

- **Motion made by T. Pollak and seconded by J. McHallam to approve the 12/7/11 minutes as corrected. (4/0/0 6:10PM)**
- **Motion made by T. Pollak and seconded by J. McHallam to approve the 12/21/11 minutes as corrected. (4/0/0 6:10PM)**
- Request for Certificate of Compliance for Order of Conditions **DEP File No. 006-1195** from Massachusetts Electric Company, d/b/a National Grid, for the development of a solar energy generation facility, including the installation of photovoltaic modules, appurtenant structures and site grading, at 220 Victory Road, Commercial Point, Dorchester, Dorchester Bay.

- Mr. Busch received a Certificate of Compliance request signed off by the engineer of record. He visited the site a few months ago and observed the solar array. The area was completely stable and installed as presented. He recommended issuing the cert.
 - **Motion made by T. Pollak and seconded by J. McHallam to approve the 12/21/11 minutes as corrected. (4/0/0 6:15PM)**

- Request for Certificate of Compliance for Order of Conditions **DEP File No. 006-1174** from the Massachusetts Department of Conservation and Recreation for the development of a Greenway along Truman Parkway and improvements to the Martini Shell Park, involving the construction of a multi-use pathway, boat launch, wood deck overlook areas, landscaping and stormwater management improvements, Hyde Park, Neponset River.

Mr. Busch received a Certificate of Compliance request signed off by the engineer of record. He visited the site and reported that the site was stable and most of the erosion and sediment control measures had been removed. One existing hay bale line is still necessary and is in place. All facilities are in good condition. He recommended issuing the cert.

 - **Motion made by T. Pollak and seconded by J. McHallam to issue the COC. (4/0/0 6:17PM)**

- MassDOT Enforcement Issue- Mr. Busch received phone complaints from residents of Savin Hill as well as photos regarding cutting of trees and vegetation along the I-93 Southeast Expressway. He met with the director of the District 6 Highway Division and confirmed that work had been done including removal of 50-60 invasive trees. He issued an Enforcement Order requiring the filing of an NOI for a Vegetation Management Plan. There is an existing spraying plan, however a cutting plan needs to be created and approved. MassDOT will appear at the 6/20 public hearing

- 479 Meridian Street Enforcement Issue- During a site visit with Jack Tracey of public health department he discovered that a new owner is performing marine salvage work affecting the tidal flats. The site had been regraded about four years ago to prevent stormwater drainage into Chelsea Creek. Now the water flows toward Nay Street, which does not have catch basins. Mr. Busch instructed the owner to file an NOI to make certain the resources are protected. Last week the DEP Environmental Strike team visited the site. The strike team, ISD and the property owner met with Chris today to make sure the owner was aware of all the permits necessary to conduct his business. Marine industrial uses are necessary and should be supported: however they need to comply with city code and state regulations. Mr. Busch suggested issuing and Enforcement Order to require an NOI so there is a permit running with the property so activities can be guided. Mr. Sullivan noted that stormwater issues are present regardless of the activities that take place on site.

- Mr. Busch will be taking a position with the Boston Redevelopment Authority. Mr. Busch will continue in his current capacity until a replacement is found.

Respectfully submitted,

Stephanie Krueel
Executive Secretary