



Diane N. Tradd  
*Assistant City Manager/Director*

R. Eric Slagle  
*Director of Development Services*

August 10, 2020

In accordance with the Massachusetts General Laws Chapter 131, Section 40, and the City of Lowell Wetland Ordinance Section 280.1-13, the **Lowell Conservation Commission** will hold a meeting on Wednesday, August 12, 2020 at 7:00 PM.

Due to the COVID-19 pandemic, the meeting will not occur in-person. Please use one of these two options to access the meeting:

1. Join using your computer, tablet, or smartphone:  
<https://lowellma.zoom.us/j/99020461059?pwd=bmFJR25MWDJYcVNGaUhlVnFhbVpmQT09> and enter the PASSWORD: 864 859
2. Call (646) 558 8656 and enter the MEETING ID: 990 2046 1059 and PASSWORD: 864 859

*\*Due to the simultaneous Lowell School Committee meeting, LTC will not broadcast this meeting live. The recording will be available at a later date at: <https://www.ltc.org/watch/channel-99/conservation-commission-on-demand/>*

## **AGENDA**

### **CALL TO ORDER**

### **ORDER OF BUSINESS**

### **CONTINUED BUSINESS**

#### **Enforcement Order**

Leonel Galvez

5 Billings Street

Lowell, MA 01852

Violation Location: 5 Billings Street 01850

Dumping and storing mulch within bordering vegetated wetlands and the 100-ft buffer zone to the bordering vegetated wetlands.

### **NEW BUSINESS**

#### **Request for Determination of Applicability**

Leonel Galvez

5 Billings Street

Lowell, MA 01850

Violation Location: 5 Billings Street 01850

Dumping and storing mulch within bordering vegetated wetlands and the 100-ft buffer zone to the bordering vegetated wetlands.

**Enforcement Order**

Kamlesh Patel  
103 Photine Dr  
Lowell, MA 01854

Violation Location: 103 Photine Drive 01854

Construction work occurring within the 100-ft buffer zone to bordering vegetated wetlands without permission from the Lowell Conservation Commission.

**Request for Certificate of Compliance**

Kamlesh Patel  
103 Photine Dr  
Lowell, MA 01854

DEP #206-0692

Project Location: 103 Photine Drive 01854

Request for Certificate of Compliance for a previously issued Order of Conditions. The completed work includes an enclosed rear porch and tree removal.

**Request for Determination of Applicability**

Kamlesh Patel  
103 Photine Dr  
Lowell, MA 01854

Project Location: 103 Photine Drive 01854

Request for Determination of Applicability proposing reconstruction/repair of an existing stone and boulder wall with a segmented block wall and an open covered front porch previously approved under an expired Order of Conditions (DEP #206-0692). The work would be occurring within the 100-ft buffer zone to bordering vegetated wetlands.

**Enforcement Order**

Douglas Quist  
1345 Lawrence Street  
Lowell, MA 01852

Violation Location: 1345 Lawrence Street 01852

Tree cutting and fill dumping within the 100-ft buffer zone to bordering vegetated wetlands without permission from the Lowell Conservation Commission.

**Enforcement Order**

Jodi Jailett  
113 Photine Drive  
Lowell, MA 01854

Violation Location: 113 Photine Drive 01854

Driveway paving within the 100-ft buffer zone to bordering vegetated wetlands without permission from the Lowell Conservation Commission.

**Request for Determination of Applicability**

Kellie Doherty  
New England Power Company  
40 Sylvan Road  
Waltham, MA 02451

Project Location: Bolt Street and Carmine Street Utility Right of Way 01852

The applicant is proposing geotechnical soil borings testing in the utility right-of-way (ROW) within Bordering Land Subject to Flooding (BLSF) and the 25-ft. Riverfront Area.

**Notice of Intent**

Ting Chang  
City of Lowell  
375 Merrimack Street  
Lowell, MA 01852

**Project Location: Newhall Street Bridge over River Meadow Brook 01852**

A Notice of Intent has been filed by the City of Lowell to replace deteriorated sidewalks, repave the roadway, and complete other repairs on the Newhall Street Bridge over River Meadow Brook.

**OTHER BUSINESS****Minor Modification Request – 2 Prince Ave, 1 Markley Way 01852**

In 2018, the Markey Group, LLC filed a Notice of Intent to expand a data center, including constructing a 60,500 sq. ft. building, parking lot, perimeter wall, equipment yard, and stormwater management system at 2 Prince Avenue; 1 Markley Way. The proposed activities were within previously developed 25-ft. Riverfront Area, Land Under Waterbodies, Bordering Land Subject to Flooding, and the 100-ft. Buffer Zone to Bank associated with River Meadow Brook. On September 12, 2018, the Conservation Commission voted unanimously (5-0) to issue an Order of Conditions to complete the work. The applicant is now seeking a minor modification to repair the wall along Hales Brook.

**Modification to Order of Conditions – 350.4 Dutton Street 01852**

The applicant is proposing a modification to the Order of Conditions (DEP# 206-0776) issued to construct the municipal garage at 350.4 Dutton Street in the Hamilton Canal Innovation District. The work would be occurring within Bordering Land Subject to Flooding (BLSF) and within 100-ft. of the Bank to the Hamilton Canal.

**Minutes**

July 8, 2020

**ADJOURNMENT**