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September 2, 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, September 9, 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/96374616223?pwd=S2ZqSUIOVIFiVDB1QnpOOHU5eUlkdz09> and enter the PASSWORD: 145 141
2. Call (646) 558 8656 and enter the MEETING ID: 963 7461 6223 and PASSWORD: 145 141
3. Watch LTC channel 99
4. Watch LTC online at: <https://www.ltc.org/watch/channel-99/>

Review the project materials online at: <https://lowellma.gov/1100/Conservation-Commission>

Email comments about agenda items to: JAlves@LowellMA.gov, with the subject line: "CC 9/9 Comment – ADDRESS"

AGENDA

CALL TO ORDER

ORDER OF BUSINESS

CONTINUED BUSINESS

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.

NEW BUSINESS

Request for Determination of Applicability

Fair Dermody Consulting Engineers c/o
Keolis Commuter Services
470 Atlantic Avenue, Ste. 500
Boston, MA 02110

Project Location: MBTA Right-of-Way Operated by Keolis Commuter Services

A Request for Determination of Applicability has been filed by Keolis Commuter Services to renew the wetlands map along the right-of-way (ROW) in order to continue vegetation management activities as outlined in the proposed 2021-2025 Vegetation Management Plan. **The applicant has requested a continuance to the October 14, 2020 meeting.**

Order of Conditions Extension and Modification

Christopher Hayes c/o
City of Lowell
50 Arcand Drive
Lowell, MA 01852
DEP# 206-0773

Project Location: Merrimack Riverwalk Phase II 01852

The City of Lowell is seeking an extension to November 14, 2023 to an Order of Conditions issued in November 14, 2017. The Order of Conditions is to extend the Merrimack Riverwalk, including lighting, railing, a ramp, a bridge, hardscape and landscape, and a cantilevered outlook within Bank and Land under a Waterway associated with the Merrimack and Concord Rivers, Bordering Land Subject to Flooding, and the 100-ft. Buffer Zones to these resource areas. Further, the City is seeking approval for a minor modification for a revised tree removal and replacement plan.

Request for Certificate of Compliance

Hancock Associates c/o
Heritage Properties
100 Merrimack Street, Ste. 401
Lowell, MA 01854
DEP# 206-0778

Project Location: 770.1, 850, 852.5 Lawrence Street 01852

Heritage Properties is seeking a Certificate of Compliance for an Order of Conditions issued in March 2018 to convert an existing industrial mill building to residential apartments with associated utilities, infrastructure, and parking, portions of which occur within 25-ft. Riverfront Area, Bordering Land Subject to Flooding, and the 100-ft. Buffer Zone to Inland Bank associated with the Concord River.

Request for Determination of Applicability

Hay Kim
67-69 Pratt Avenue
Lowell, MA 01851

Project Location: 67-69 Pratt Avenue 01851

A Request for Determination of Applicability has been filed by Hay Kim to construct a deck within Bordering Land Subject to Flooding.

Request for Determination of Applicability

Marchionda & Associates, LP c/o
Christopher Karabatsos
48 Eleanor Drive
Lowell, MA 01854

Project Location: 48 Eleanor Drive 01854

A Request for Determination of Applicability has been filed by Christopher Karabatsos to construct a deck and a carport within Bordering Land Subject to Flooding and the 100-ft. Buffer Zone to Bordering Vegetated Wetlands.

Request for Determination of Applicability

Waldemar Poletto
140 Swan Street
Lowell, MA 01852

Project Location: 140 Swan Street 01852

A Request for Determination of Applicability has been filed by Waldemar Poletto to construct a deck and shed at 140 Swan Street. The deck and shed would be within the 100-ft. Buffer Zone to Bordering Vegetated Wetlands.

Request for Determination of Applicability

Marilyn Rivera c/o
Angel Irizarry
38 E Aldea Street
Lowell, MA 01851

Project Location: 38 E Aldea Street 01851

A Request for Determination of Applicability has been filed by Angel Irizarry to construct a 20 by 10-ft. shed on Bordering Land Subject to Flooding.

Notice of Intent

Meisner Brem Corporation c/o
Talladge LLC c/o Melmar Properties LLC
45 Merrimack Street
Lowell, MA 01852
DEP# 206-0802

Project Location: 4 Tamarack Street 01851

A Notice of Intent has been filed by Tallage Lincoln LLC c/o Melmar Properties LLC to extend Tamarack Street and construct a single-family home in a vacant lot. The lot is located fully within the 100-year flood plain.

Enforcement Order

Liberal Raposo and Jane Raposo
48 Perron Way
Lowell, MA 01854

Violation Location: 48 Perron Way 01854

Cutting and removing trees within the 100-ft. Buffer Zone to Bordering Vegetated Wetlands without permission from the Conservation Commission.

OTHER BUSINESS

Minutes

August 12, 2020

ADJOURNMENT