

**Devens Enterprise Commission  
DEC Public Hearing & Meeting  
Minutes February 6, 2020**

**Members:** Melissa Fetterhoff, Robert Gardner, Christopher Lilly, Robert Markley, William Marshall, Marty Poutry, Debra Rivera, Paul Routhier

**Staff:** Peter Lowitt, Neil Angus, Kate Clisham

**Absent:** William Castro, Duncan Chapman, Dix Davis, Jim DeZutter, Jim Pinard

---

Chairman Marshall called the meeting to order at 7:37 AM and read the agenda.

Chairman Marshall welcomed our new alternate Commissioner Debra Rivera.

7:37 AM **M/S/V** M. Fetterhoff, C. Lilly to appoint D. Rivera as a voting member; unanimous.

**Public Hearing:**

7:38 AM **Level 2 Unified Permit application submitted by Bristol-Myers Squibb for an amendment to their existing site plan and Flammables and Combustibles License to accommodate the expansion of an existing emergency generator fuel storage area, including two (2) additional 15,000 gallon above-ground diesel storage tanks, an expanded spill containment area, and associated site improvements. Property located at 38 Jackson Road (Parcel ID # 9-4-200), Devens, MA in the Innovation & Technology Business District**

P. Lowitt reported we will need to continue this hearing to the morning meeting on February 25<sup>th</sup> due to posting issues.

**M/S/V** R. Gardner, C. Lilly to continue to February 25, 2020 at 6:45 PM; approved unanimously.

7:40 AM **Old Business:**

**Wetland Request for Determination of Applicability from MassDevelopment in accordance with 974 CMR**

**4.06(6)(c), the purpose of this public meeting is for the DEC to review and ratify, modify, or disapprove any preliminary determination by the DEC Director on each of the following projects.**

**Proposed road resurfacing, new curbing, sidewalks, and drainage improvements within 100 feet of wetlands.**

**Property located in the Hospital Road Right-of-Way on, and in the vicinity of 40 Hospital Road Parcel ID #17-99-1900, Devens MA in the Village Growth I District, Open Space and Recreation District, and Aquifer Water**

**Resources Protection District**

N. Angus reported we have received clarification on a number of items since the last meeting. He indicated the DEC Regulations require Low Impact Development (LID). The applicant has extended the swale and pretreatment area prior to discharge off Hospital and Elliot Road by Shirley Commons. There was a safety issue with the proposed sidewalk and staff asked to have it pushed back so it will not need as much treatment as road runoff and it will line up with the crosswalk. He reported MassDevelopment will revise the width of the pavement and add the striped bike lanes which will help slow traffic. He indicated MassDevelopment will include swales lined with fabric to prevent infiltration and help filter out pollutants. N. Angus reported MEPA confirmed the ACEC associated with the Wetlands to the south, it just touches a portion of Hospital Road, is ok for the proposed improvements. We will get the confirmation in writing. N. Angus indicated Weston & Sampson did not get the changes incorporated in time but the plan is forthcoming so there will be conditions included. He reported if the DEC is comfortable moving forward then a vote to ratify the Directors Negative Determination of Applicability is in order. C. Lilly asked where the standards for bike lanes are determined, is there a state law for size? N. Angus indicated there are multiple standards; we follow MA Department of Transportation standards. C. Lilly asked if there was any concern with the bike lane and traffic speeds in the area. N. Angus reported bike lanes are a traffic calming measure, generally drivers don't feel safe driving as fast when there are cyclists.

**M/S/V** R. Gardner, M. Fetterhoff to ratify the Directors decision to issue a Negative Determination of Applicability; approved unanimously.

**New Business:**

7:54 AM **Draft 2019 DEC Annual Report**

P. Lowitt and N. Angus went through the draft report highlighting the 2019 projects and accomplishments. Notably projects at BMS, Little Leaf Farms, Bio-Techne, Clear Path for Veterans New England, Quiet Logistics, Shirley Meadows Senior Housing, filming in the area from NE Studios, Devens Village Green – Grant Road housing, Manilow's Canine Playground, JMPS lab expansion and Nypro clean room addition to name a few. Implementation of the Devens Complete Streets Plan is advancing as is the Open Space and Recreation Plan. The Greenhouse Gas (GHG) Inventory has been

completed and Climate Action and Resilience Plan is ongoing. The DEC received a \$142,000 state grant for the Climate Action and Resilience Plan. The plan is being developed to serve as a model that other communities can use to guide development while reducing emissions and addressing climate change. The past year Devens hosted two farmers markets on Devens Common. The DEC and MassDevelopment partnered with Dicks Market Garden from Lunenburg to host both markets and they were a great success. The State Auditor's Office has been auditing the DEC's performance goals, specifically Devens transportation and affordable housing. P. Lowitt indicated there are several large projects expected to come in over the next 6-8 months and we anticipate another busy year. N. Angus thanked Dix Davis for forwarding his edits after reviewing the draft. Staff recommends approval, with edits to be included. **M/S/V** M. Fetterhoff, R. Gardner to approved with edits included; approved unanimously.

8:39 AM **Public Comment:**

None

W. Marshall noted our next meeting is scheduled for Tuesday January 28, 2020 at 6:45 PM.

8:39 AM **M/S/V** Robert Gardner, W. Marshall to adjourn, approved unanimously.

**List of Exhibits –**

- Agenda
- Negative Wetland Determination of Applicability
- Draft 2019 DEC Annual Report