

TOWN HALL One Avenue A

Planning Department (413) 863-3200 ext. 112 Turners Falls, MA 01376 Planner@montague-ma.gov

MEMORANDUM

TO: **Conservation Commission**

FROM: Town Planner/Conservation Agent Maureen Pollock on behalf of DPW Superintendent

Thomas Bergeron

RE: NOI #2019-02/DEP #229-0254 - Request Extension Permit for Orders of Conditions, filed

by the Town of Montague, "Montague City Road Drainage Improvement Project",

Montague City Road Public Right-of-Way; And Project Update

September 14, 2023 DATE:

Project Update:

As discussed and approved by the Conservation Commission at its April 12, 2023 meeting, the revised scope of work is to only occur on the Montague City Road public right-of-way. No work or temporary activity will occur on the former Pan AM Railways parcel as previously detailed. The revised project proposes less removal of accumulated sediment and debris from the stream channel and adjacent wetlands. The scope of the two new catch basins within the Montague City Road public right-of-way will remain per the original Plan and will be connected to the existing drain system within outfall to the stream down gradient from the low point in the roadway. This will allow the stream to connect to its original floodplain and restore the flood storage capacity of the wetlands. All impacts to water of the U.S. are temporary, and disturbed areas within the limit of work will be restored following construction.

Revised project will impact:

Bank: 1,830 linear feet (LF) (reduced from 2,758 LF in 2019 OOC)

Bordering Vegetated Wetlands: 8,999 sf

Total Limit of Work within Riverfront: 17,516 sf (entire project limits)

Land Under Water: 3,615 sf (reduced from 8,756 sf in 2019 OOC)

The project will include dredging 275 cubic yards (cy) of sediment from the stream and adjacent wetlands and 225 cy of fill of Land Under Water.

Since the Conservation Commission's April 13, 2023 meeting, the only minor change reflected on the July 19, 2023 Plan compared to the January 2023 Plan is that the previously reported "Temporary Disturbance Area" highlighted in color yellow and within the resource area impact table has been removed. As part of the MassDEP Water Quality Certification review, MassDEP asked for this to be removed.

The following permits have been issued:

• Approved Order of Conditions, issuance date of July 11, 2019;

- Approved Water Quality Certification with conditions from MassDEP, dated July 20, 2023;
- Approved General Permit with conditions from the U.S. Army Corps of Engineers, dated July 27, 2023;

Request to Extend the Permit:

The existing Order of Conditions for the Montague City Road Drainage Improvement was approved on July 11, 2019. This permit would have expired on July 22, 2022, but due to the COVID-19 emergency order, was tolled, and it will now expire on 10/16/2023.

Davenport Trucking was scheduled to start work in July 2023 but due to the extremely wet conditions caused by multiple recent heavy rain events, Davenport Trucking has informed the Town of Montague that they cannot start work until the project area dries up. Davenport Trucking and the Town of Montague hope to have a dry stretch this fall 2023 so work can commence.

Since it is unclear when work will be able to start, the Montague Department of Public Works respectfully request to extend this permit for 3 years.

From: Lawrence Rusiecki
To: Maureen Pollock

Cc: <u>Assistant Town Administrator</u>; <u>Thomas Hogan</u>; <u>Chase Bernier</u>

Subject: FW: Montague City Road Flooding **Date:** Friday, August 25, 2023 1:57:09 PM

Attachments: image002.png

14228-C-MONTAGUE-BASE PLAN-C-1.pdf Montague City Road Memo (4-12-2023).pdf

RE 23-WW26-0011-APP Montague Montague City Road - Roadway Flooding Protection Project.msg

Hi Maureen,

Please see below. As Walter noted, all set with the recording. Snip below with the Book and Page.

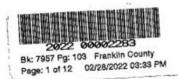
The entire project is now within the Town r.o.w. and not on any adjacent parcels. The attached PDF overall plan has the r.o.w. highlighted in green to help clarify.

The April 23' Memo that we coordinated with the Commission is current with respect to the overall project limits and resource area impacts. The only minor change reflected on the July 19, 2023 when compared to the January 2023 Plan is that the previously reported "Temporary Disturbance Area" highlighted in color yellow and within the resource area impact table has been removed. As part of Alice's view with DEP/WQC, she asked us to remove it. Email attached.

If anything else is needed, let me know.

Thanks,

Bk: 07957 Pg: 103





Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands WPA Form 5 - Order of Conditions

229-0254 MassDEP File # 1100433

Provided by MassDEP:

					City/Town
A. Gen	eral Informatio	n		-	
7 OCI.	crai illioilliado				
1. From:	Montague				
d i. Fiolii.	Conservation Commission	n	10		
	This issuance is for				
(check c	one):	a. Order of Conditions b. Amended Order of Cond			
3. To: Ap	plicant:				
Thoma	as .		Bergeron		
a. First f	a. First Name		b. Last Name	mark to the first	
Town	Of Montague Dept. Pu	blic Works	27.00		
n c. Organ	alzation				
-	renue A				
d. Mailin	g Address		107.09		
Turner			MA		01376
e. City/T		m applicant):	f. State		g. Zip Co
8000000	Owner (if different fro	m applicant):	f. State b. Last Name		g. Zip Co
4. Property	Owner (if different fro	m applicant):			g. Zip Co
a. First I	Owner (if different fro	m applicant):			g. Zip Co
a. First I c. Organ	Owner (if different fro	m applicant):	b. Last Name		
a. First I	Owner (if different fro	m applicant):			g. Zip Co
a. First I c. Organ	Owner (if different fro	m applicant):	b. Last Name		
a. First I c. Organ d. Mailin e. City/T 5. Project L	Owner (if different fro	m applicant):	b. Last Name		
a. First I c. Organ d. Mailin e. City/T 5. Project L Monta	Owner (if different fro	m applicant):	b. Last Name	3	
a. First I c. Organ d. Mailin e. City/T 5. Project L Monta a. Stree Maps :	Owner (if different fro	m applicant):	b. Last Name f. State Turners Falls b. City/Town Lot 56A	,	
a. First I c. Organ d. Mailin e. City/T 5. Project I Monta a. Stree Maps :	Owner (if different fro	m applicant):	b. Last Name f. State Turners Falls b. City/Town	,	

Page 1 of 12



Sent: Wednesday, January 26, 2022 5:04 PM

To: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Subject: Re: Montague City Road Flooding

Thanks for the update. I will see that the OOC gets recorded.

Walter

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montague-ma.gov

From: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Sent: Wednesday, January 26, 2022 2:28 PM

To: Walter Ramsey - Montague Planner < <u>planner@montague-ma.gov</u>>

Subject: RE: Montague City Road Flooding

Hi Walter,

I'm reviewing the OTB Spec Divisions at this time. I hope to circulate it to your early next week if that is ok. I also reached out to Chase again at SWCA to get an update on his ACOE task for the PCN. Waiting to hear back from him this afternoon. Ideally we would like to have all of the permit conditions in hand so the construction scope is all understood but understand the timing.

We need to confirm that the original Order has been recorded at the Registry. That is a condition within. PDF attached. I'm assuming the original went to Tom at the DPW's office.

A bid date has not yet been set and I hope that we can base the opening timing off the March 3 meeting date.

As soon as I speak with Chase, I'll let you know.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503



From: Walter Ramsey - Montague Planner < planner@montague-ma.gov >

Sent: Wednesday, January 26, 2022 10:48 AM

To: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Subject: Re: Montague City Road Flooding

Hi Larry,

I am checking in on this project. Do we have a bid date? We are coming up on a Special Town meeting deadline next week to add contingency funds to the project. We were hoping to have bids in hand before

March 3 Special Town Meeting. Thanks

Walter

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montague-ma.gov

From: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Sent: Monday, December 20, 2021 12:56 PM

To: Walter Ramsey - Montague Planner < <u>planner@montague-ma.gov</u>>

Subject: RE: Montague City Road Flooding

Hi Walter,

Understood. We are preparing the CD's and will keep you posted on the permitting.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503



From: Walter Ramsey - Montague Planner < planner@montague-ma.gov>

Sent: Monday, December 20, 2021 12:40 PM

To: Lawrence Rusiecki < <u>lawrence.rusiecki@wright-pierce.com</u>>

Subject: Re: Montague City Road Flooding

Hi Larry,

I just wanted to convey that my Town Admin is pushing for a late January Bid release date (rather than Feb).

Walter

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montague-ma.gov

From: Lawrence Rusiecki < <u>lawrence.rusiecki@wright-pierce.com</u>>

Sent: Thursday, December 16, 2021 2:42 PM

To: Walter Ramsey - Montague Planner < <u>planner@montague-ma.gov</u>>

Subject: RE: Montague City Road Flooding

Hi Walter,

I think if we plan around the end of January even into February, that will give the contractor plenty of time to mobilize. I glanced over the Order of Conditions and did not recall any seasonal time restrictions so the only potential flag will be with the ACOE PCN permit. Chase has the information on the timing of that so I'll contact him now to see if there is any potential exposure.

I hope this helps and as soon as I talk to Chase at SWCA, I'll let you know.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503



From: Walter Ramsey - Montague Planner < planner@montague-ma.gov>

Sent: Thursday, December 16, 2021 2:14 PM

To: Lawrence Rusiecki < <u>lawrence.rusiecki@wright-pierce.com</u>>

Subject: Re: Montague City Road Flooding

Hi Larry,

My Town Admin is pestering me for a bid -date for this project- mostly so we can plan for obtaining additional contingency funds from town meeting if needed. Do you have a timeframe we can plan around?

Walter

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montague-ma.gov

From: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Sent: Thursday, December 9, 2021 9:33 AM

To: Walter Ramsey - Montague Planner < <u>planner@montague-ma.gov</u>>

Subject: RE: Montague City Road Flooding

Hi Walter,

Got it!

Thanks and we will get going on it.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503



From: Walter Ramsey - Montague Planner planner@montague-ma.gov>

Sent: Wednesday, December 8, 2021 12:30 PM

To: Lawrence Rusiecki < <u>lawrence.rusiecki@wright-pierce.com</u>>

Subject: Re: Montague City Road Flooding

Hi Larry,

Here is the executed contract amendment. Please consider this your notice to proceed under the terms of this agreement.

I would be interested to know when you anticipate being able to bid the project. Our internal target is to bid in late January if possible.

Walter

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montague-ma.gov

From: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Sent: Monday, November 29, 2021 3:47 PM

To: Walter Ramsey - Montague Planner < <u>planner@montague-ma.gov</u>>

Subject: RE: Montague City Road Flooding

Hi Walter,

I received your message today regarding the Amendment. I will call you tomorrow mid-morning if that is ok. I have been in an out of meetings all day.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503



From: Lawrence Rusiecki

Sent: Friday, November 26, 2021 11:45 AM

To: Walter Ramsey - Montague Planner <<u>planner@montague-ma.gov</u>>

Cc: Thomas Hogan < thomas.hogan@wright-pierce.com >

Subject: RE: Montague City Road Flooding

Hi Walter,

Attached please find the signed Amendment that includes the items we discussed. Upon your review, let me know if you have any questions.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503



From: Lawrence Rusiecki

Sent: Tuesday, November 16, 2021 5:08 PM

To: Walter Ramsey - Montague Planner < <u>planner@montague-ma.gov</u>>

Cc: Thomas Hogan < thomas.hogan@wright-pierce.com >

Subject: Re: Montague City Road Flooding

Sounds good. I'll send along a reminder in the morning.

Thanks

Larry Rusiecki, PE

Wright-Pierce | Project Manager

office 413.459.2003 | cell 413.977.8503



On Nov 16, 2021, at 5:05 PM, Walter Ramsey - Montague Planner < planner@montague-ma.gov > wrote:

Great I am widely available tommorrow. Say 11? Feel free to move me if there is better time for you.

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montague-ma.gov

From: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Sent: Tuesday, November 16, 2021 5:01 PM

To: Walter Ramsey - Montague Planner <<u>planner@montague-ma.gov</u>>

Cc: Thomas Hogan < thomas.hogan@wright-pierce.com>

Subject: Re: Montague City Road Flooding

Hi Walter,

Yes, I'll be available to go over City Road. Let me know what time works best for you and I'll block that out on my calendar.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager **office** 413.459.2003 | **cell** 413.977.8503



On Nov 16, 2021, at 4:53 PM, Walter Ramsey - Montague Planner < planner@montaguema.gov> wrote:

Hi Larry,

Do you have a few minutes to talk about this project tomorrow (Wed)?

Walter

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montaguema.gov

From: Lawrence Rusiecki < lawrence.rusiecki@wright-pierce.com>

Sent: Tuesday, November 2, 2021 4:20 PM

To: Walter Ramsey - Montague Planner planner@montague-ma.gov>

Cc: Thomas Hogan < thomas.hogan@wright-pierce.com >

Subject: RE: Montague City Road Flooding

Hi Walter,

That's great news! Unfortunately Val Miller with SWCA has moved on and her replacement is Chase Bernier. She reviewed the amendment back in September and was good with it. I'll talk to her on the timing and next steps required to move forward. I have a meeting in the morning on another project and will try her when on the road. I'll let you know as soon as we connect.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503



From: Walter Ramsey - Montague Planner < planner@montague-ma.gov>

Sent: Tuesday, November 2, 2021 4:11 PM

To: Lawrence Rusiecki < <u>lawrence.rusiecki@wright-pierce.com</u>>

Subject: Re: Montague City Road Flooding

Hi Larry,

I wanted to check-in. Your memo was helpful, and we have the funding to proceed. The town would like to bid this project this winter.

Are we clear to amend our contract to get us to the final permitting and design?

Walter

From: Walter Ramsey - Montague Planner **Sent:** Wednesday, September 22, 2021 1:38 PM

To: Lawrence Rusiecki < <u>lawrence.rusiecki@wright-pierce.com</u>>

Subject: RE: Montague City Road Flooding

Thank you very much Larry. This is very helpful. I am sorry to hear about your health. Scary stuff. Wishing you a speedy recovery.

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | planner@montague-ma.gov

From: Lawrence Rusiecki [mailto:lawrence.rusiecki@wright-pierce.com]

Sent: Wednesday, September 22, 2021 11:29 AM

To: Walter Ramsey - Montague Planner < planner@montague-ma.gov >

Subject: RE: Montague City Road Flooding

HI Walter,

Attached is a brief memo to support the project. If anything else is required, let me know.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503

From: Lawrence Rusiecki

Sent: Tuesday, September 21, 2021 4:17 PM

To: Walter Ramsey - Montague Planner planner@montague-ma.gov>

Subject: RE: Montague City Road Flooding

Hi Walter,

Sorry for the delay, I was out of the office last week with Covid. Only worked a total of 8-10 hours combined. Feeling better now but its still in my lungs.

With regard to out Montague City Road project, I reached out to Chase as Val is no longer with SWCA. I think their proposal and fee will stand ok as nothing has been applied towards it yet. As soon as I hear from her, I'll let you know.

I will draft up a memo tomorrow morning if that is ok to touch base on the items we talked about. The importance of this project to keep the stormwater within the stream bank and not allow runoff to enter the existing combined/separated drainage system along portions of City Road.

Talk soon and hopefully I'm back to 100% within the next few days.

Thanks,

Larry Rusiecki, PE

Wright-Pierce | Project Manager office 413.459.2003 | cell 413.977.8503

From: Walter Ramsey - Montague Planner < planner@montague-ma.gov >

Sent: Tuesday, September 21, 2021 1:18 PM

To: Lawrence Rusiecki < <u>lawrence.rusiecki@wright-pierce.com</u>>

Subject: Montague City Road Flooding

Hi Larry,

Just checking in on the Montague City Rd. You were going to firm up the additional permitting proposal and provide a memo for ARPA eligible aspects of the project.

FYI I am bringing the project before Finance Committee tomorrow and this will be going to town meeting in October. We plan to bid this winter. Any info you can share will help move the project along.

Thanks for your help!

Walter

Walter Ramsey, AICP | Montague Town Planner | (413) 863-3200 x 112 | $\underline{planner@montague-ma.gov}$



MEMORANDUM

TO:	Maureen Pollock, Montague Town Planner	DATE:	4/12/2023
FROM:	Larry Rusiecki, PE	PROJECT NO.:	14228
SUBJECT:	Montague City Road – Conservation Commi		

On behalf of the Town of Montague, Wright-Pierce and SWCA Environmental Consultants have been assisting with permitting and construction related services for the maintenance work associated with the routine roadway flooding along Montague City Road. Refer to the Plans revised Plans prepared by W-P dated January 17, 2023 for details.

The Town has since received a federal grant from the Municipal Vulnerability Preparedness program to promote flood resiliency and address flooding that occurs along Montague City Road south of Walnut Street and north of Warner Street. The unnamed stream that is located adjacent to Montague City Road, a relatively permanent water and Water of the U.S., is filled with sediment and causes the road to flood. Historically, this stream was maintained by the Massachusetts Department of Transportation but now is to be maintained by the Town of Montague. Sediment previously excavated from the unnamed stream by MassDOT is present in the adjacent wetlands and will also be removed. Sheets C-2 through C-6 illustrate the detailed work along the section of Montague Road where work is proposed.

The revised scope of work is to only occur on the Town of Montague property. No work or temporary activity will occur on the former Pan AM Railways parcel as previously detailed. The revised project proposes less removal of accumulated sediment and debris from the stream channel and adjacent wetlands. The scope of the two new catch basins within the Town r.o.w. will remain per the original Plan and will be connected to the existing drain system within outfall to the stream down gradient from the low point in the roadway. This will allow the stream to connect to its original floodplain and restore the flood storage capacity of the wetlands. All impacts to water of the U.S. are temporary, and disturbed areas within the limit of work will be restored following construction.

Revised project will impact:

Bank: 1,830 linear feet (LF) (reduced from 2,758 LF in 2019 OOC)

Bordering Vegetated Wetlands: 8,999 sf

Total Limit of Work within Riverfront: 17,516 sf (entire project limits)

Land Under Water: 3,615 sf (reduced from 8,756 sf in 2019 OOC)

The project will include dredging 275 cubic yards (cy) of sediment from the stream and adjacent wetlands and 225 cy of fill of Land Under Water.

The project has since been "out-to-bid" and pending the final coordination efforts with the ACOE, MassDEP Wetlands and Waterways Program and Conservation Commission, the selected Contractor is prepared to commence construction activity this Spring.

If anything else is required, please let me know.

