

CONSERVATION COMMISSION

MINUTES (approved 6/10/09)

MAY 27, 2009

Present: J. Wiley, Chairman
A. Goetz, Vice Chair
B. Dyer, R. Turner (8:30)

Absent: R. Jones, K. Phelps

Also Present: L. Hershey, Conservation Agent
P. Smith, Board Secretary

Conservation Agent report given to members

MEETING OPENED: 7:15

DISCUSSION

NEPONSET RIVER WATERSHED ASSOCIATION

Mr. Steve Pearlman of Neponset River Watershed Assoc. came before the board to discuss the stormwater handbook that was given out by DEP dealing with bacteria reduction requirements that are applicable to projects in the Neponset River Watershed. He discussed that commissions have the option of requiring stronger pollution control measures. The NRWA is trying to urge commissions permitting projects to exercise their authority to require BMP's (best management policies) effective in removing bacteria.

PUBLIC HEARING NEW FISHER LN. LOT 1 DEP# 315-943

Opened: 7:45

Mr. Wiley read the advertisement from the Walpole Times. Green cards collected

Mr. Wiley read board comments into the record

Ms. Joyce Hastings, of GLM Engineering was present representing the applicant, Walsh Bros. Building Co. Mr. John Walsh and Don Parsons were also present

Ms. Hastings stated this filing is for the proposed construction of a single family lot located at Lot 1 New Fisher Ln. She stated there is a detention basin located on the

property and no change of grading is proposed. Ms. Hastings discussed erosion control detail shown on the plan

Ms. Hershey stated she went to the site and could not located wetland flags. She stated they had been approved awhile ago under the subdivision filing, but they have not been reviewed or replaced since then. She would like to see the flags verified and replaced. Ms. Hershey stated the drainage basin is close to the property and feels a defined boundary is needed, such as a fence, to show that this area cannot be altered or used.

Mr. John Walsh, Walsh Bros. Building Co. stated requiring a fence has a negative impact for marketability purposes.

Ms. Dyer asked about flagging

Ms. Hershey stated the wetlands need to be reviewed again if three years have passed and a new filing is being proposed.

Ms. Dyer agrees with Ms. Hershey regarding the need to show boundaries. She stated the area is a tight space and permanent bounds should be in place.

Mr. Goetz stated he wants to see the dimensions for the structure located on the plan. He also has concerns with the basin and agrees there needs to be an indication of where no mans land is

Mr. Wiley asked about the location of the basin

Mr. Walsh stated the homeowner is responsible for the part of the basin which is located on his property. He stated it is heavily vegetated. Mr. Walsh stated the homeowner is notified in the covenant that the detention basin is his responsibility and he could be forced at his expense to clean it out if he chooses not to keep things out of it. Mr. Walsh is hesitant about putting a fence up.

Mr. Goetz stated that adding posts with permanent bounds could be placed in specific areas around the basin instead of a fence. The commission showed the applicant where the six (6) bounds should be placed, one being on the easement line and one will be placed on a rock.

Mr. Goetz made the motion to close the Public Hearing

Ms. Dyer seconded the motion

Vote: 3-0-0

Closed: 8:15

The commission discussed special conditions. The applicant shall submit revised plans showing the six (6) plaques located where the commission wants them and the dimensions of the building shall be shown on the revised plan. Prior to issuance the wetland line will be verified by Joyce Hastings and Landis Hershey. Riprap will be used

for erosion control, manual cleaning of the catch basins and street cleaning as needed shall be completed during construction.

Mr. Goetz made the motion to approve and issue an Order of Conditions

Ms. Dyer seconded the motion

Vote: 3-0-0

ENFORCEMENT ORDER

22 CROSSWOODS PATH

Mr. Ron Priore and Rick Merrikin, Merrikin Engineering were present

The commission discussed enforcement issues that have occurred at 22 Crosswoods Path. The owner has done significant clearing of the lot prior to submitting a filing or Land Disturbance permit.

Ms. Hershey stated a Notice of Non-Compliance was sent on April 28th and clearing and blasting of rock continued. A follow-up letter was sent on May 20th requesting the owner and representative come to the conservation commission meeting to discuss the events that have occurred.

Mr. Wiley stated that since significant work occurred the board needs to issue a one-day fine. He stated there may have been miscommunication between the owner and representative but the board has the responsibility deterring others from doing the same thing.

Mr. Goetz made the motion to issue a \$300 fine for the violations that occurred at 22 Crosswoods Path

Ms. Dyer seconded the motion

Vote: 3-0-0

DISCUSSION

MASTER PLAN/OPEN SPACE & RECREATION PLAN

Ms. Hershey stated her thoughts that the commission take a more leading role in the Master plan/Open Space and Recreation Plan. Her suggestion is the committees come to a few conservation commission meetings and have a work session to discuss the five year action plan. Ms. Hershey gave a handout to the board of specific points to review, add to, and discuss

A work session has been put on the June 10th agenda and the committee will be asked to attend

EXTENSIONS

**TURNERS POND
DEP# 315-634**

**Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 3-0-0**

**COBBS POND
DEP# 315-709**

**Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 3-0-0**

**ARLINGTON LN. LOT 17
DEP# 315-843**

**Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 3-0-0**

**ARLINGTON LN. LOT 11
DEP# 315-830**

**Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 3-0-0**

**ARLINGTON LN. LOT 18
DEP# 315-831**

**Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 3-0-0**

**BERKELEY DR. LOT 3
DEP# 315-832**

**Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 3-0-0**

**BERKELEY DR. LOT 2
DEP# 315-844**

Mr. Goetz made the motion to approve and issue a one-year extension

**Ms. Dyer seconded the motion
Vote: 3-0-0**

The commission discussed sending a letter to Mr. Hasenjaeger stating that requests for extensions are due 30 days prior to their expiration. This will be the last time an extension will be issued for these properties if the request is submitted late.

**Mr. Goetz made the motion to ratify the Enforcement Order on 22 Crosswoods Path
Ms. Dyer seconded the motion
Vote: 3-0-0**

MINUTES

The minutes for May 13, 2009 were not ready to be voted on

ENFORCEMENT ORDERS

WASHINGTON ST. #1724

Ms. Hershey stated she sent a reminder letter to Mr. Harper of 1724 Washington St. stating he is only allowed to mow the area one time a season

MILLBROOK AVE #64

Ms. Hershey stated the plantings at 64 MillBrook Ave. have been completed.

The following correspondence was discussed and available for the board to review

- **GES report – 750 Main St.**
- CEI letter - stormwater
- GeoInsight, Inc. – 1075 Prov. Hwy report

**Ms. Dyer made the motion to adjourn
Mr. Goetz seconded the motion
Vote: 3-0-0
Closed: 10:00**