

Conservation Commission Meeting Minutes

April 30, 2014

7:30 PM

Members Present: Candace McCann, Kate Faulkner, Tim Holiner, John Sullivan, John Sheehan, Amey Moot, Dave Stapleton and Associate member Larry Clawson. Also present Agent Giunta.

**Requests for Amendment to Existing Order of Conditions**

Bylaw 159 Farm Street, pool

Notice having been duly published, the hearing for a Request to Amend Existing Order of Conditions for 159 Farm Street, under the Dover Bylaw, was opened. Joyce Hastings, GLM Engineering represented the applicants, Darren and Catriona Brennan. The amendment was to relocate a proposed in-ground pool. The plan is for a pool, deck, shed and screened porch in the buffer zone. The portion of the fence within the 40' no disturb buffer zone will be relocated to be outside the 40 ft buffer. Agent Giunta visited the site. He commented the pool will be within the current lawn area. Motion made to close the hearing and accept the Amendment as requested. Seconded and voted unanimously.

144-728 57 Hartford Street, Kirby Farm Estates – Storm Water Mgmt Plan update

Notice having been duly published, the hearing for a Request to Amend Existing Order of Conditions #144-728, 57 Hartford Street, Kirby Farm Estates, was opened. Joyce Hastings, GLM Engineering represented the applicant, Mark Howe, Kirby Farm LLC. Joyce explained the amendment to the Stormwater Management Plan to address comments submitted from DEP. A question arose of the Operations and Maintenance Plan, going forward. Joyce explained at road acceptance time, the Planning Board will not issue acceptance without a homeowners agreement. Motion was made and seconded to close the hearing and amend the Order of Conditions as presented. Unanimously voted.

**Continued Notices of Intent**

144-731 37 Knollwood Drive, home addition - Goli

The applicant, Arezou Goli, was present. A plan was presented which did not adequately show the wetland line. The Commission requested a plan with current wetland delineation shown. The applicant submitted pictures to document the stream as intermittent in accordance with the Wetlands Protection Act. The applicant requested a continuance to the next meeting on May 14, 2014 in order to provide a plan with wetland lines shown. The Commission granted the continuance as requested.

144-730 133, 141 Claybrook Road, septic upgrade-Berk

Present for the applicant, Gregory Berk, was Ardi Rrapi, Cheney Engineering. The proposed application was to upgrade the septic system for both buildings located on the same lot. The hearing had been continued from the previous meeting for issuance of a DEP file number. After discussion, the Commission scheduled a site visit for Thursday, May 8<sup>th</sup> at 5 pm. The applicant requested a continuance to the next hearing on May 14, 2014. The Commission granted the request.

Present at the hearing were: Stephen Garvin of Samiotes Consultants, Alison Richardson of Brown, Richardson and Rowe, David Deen of Charles River School, and Pam Moor of Charles River School. The Commission discussed usage of the path. A flow through material has replaced all gravel and the sections of boardwalk will have spaces in the wood. In the back gathering area, the applicant proposed a reduced amount of grass "protecta". If the nature walkway is out of use in the future, the school agreed to remove the boardwalk portions. The boardwalk is constructed of ACQ southern yellow pine. The layout is proposed as shown with the exception of plans to remove 2 red maple trees of 8" and 10" caliper currently in the path. That addition was made to the plan at the meeting by Mr. Stephen Garvin of Samiotes Consultants.

Proposed conditions as follows:

1. Report from wetlands scientist.
2. Agent Giunta to monitor by inspection at each phase.
3. If not used for 3 consecutive years applicant shall remove boardwalks (Charles River School would return with a new Notice of Intent for removal).
4. Area of flow through changed as noted on the plan.
5. Trees will be noted.
6. No chemicals will be used within a 100' buffer of resource area (except for invasive removal as specified in buffer zone enhancement plan).
7. Reports for replication annually.
8. Ongoing conditions are:
  - a. pre-construction meeting.
  - b. Agent inspection of erosion control.
  - c. Agent commencement of work inspection.
  - d. Agent inspections twice weekly during construction.
  - e. Charles River School also noted classes will submit reports annually.

Motion made and seconded to close the hearing and issue a standard Order of Conditions with Special Conditions 1 - 8e as listed above. Voted in favor.

### **Discussion**

#### 23 Miller Hill Rd., Enforcement Order – Straus

As no representative for the applicant was present at the meeting for discussion or continuation, the Commission made the following motion. Motion made, seconded and unanimously voted to issue fines of \$300 per day to the owner in violation until the plan is received.

NStar – An audience member asked about an open enforcement order for NStar and when restoration will take place. The Commission said NStar is expected to file a Notice of Intent for remediation. The Commission assured him they would follow up with a letter to NStar.

### **Agent's Report**

Wylde Woods Crossings - Agent Giunta submitted revised design drawings. The Commission approved and he will send out to bid. Motion made, seconded and unanimously voted to accept the plan for trail crossing design in Wylde Woods.

36-38 Farm Street – Agent Giunta advised erosion control repair at this location. Silt from the site has been observed in the brook by Sara Monaco, 32 Farm Street.

### **Executive Session**

The Chair polled the Commission to enter into Executive Session to discuss pending litigation as to discuss in open session may have a detrimental effect on the litigating position of the Town. The Commission will return to open session. John Sheehan – Yes, Kate Faulkner-Yes, Candace-Yes, John Sullivan-Yes, Tim Holiner-Yes, Amey Moot-Yes, David Stapleton-Yes.

Meeting adjourned at 10 pm.

Respectfully Submitted,

Lori Hagerty

Administrative Assistant