

CONSERVATION COMMISSION

**MINUTES
(approved 9/9/09)**

AUGUST 12, 2009

Present: J. Wiley, Chairman
A. Goetz, Vice Chairman
B. Dyer, R. Turner, R Jones

Absent: K. Phelps

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

Conservation Agent report given to members

MEETING OPENED: 7:00

EXTENSION

**NEW FISHER LN.
DEP# 315-654**

**Ms. Dyer made the motion to approve and issue a one-year extension
Mr. Goetz seconded the motion
Vote: 3-0-1 (Mr. Jones abstained)**

**LOST BROOK SUBDIVISION
DEP# 315-847**

**Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 4-0-0**

CERTIFICATE OF COMPLIANCE

**MAIN ST. #1660 (Natureworks)
DEP# 315-872**

**Mr. Jones made the motion to approve and issue a Certificate of Compliance
Ms. Dyer seconded the motion
Vote: 4-0-0**

MINUTES

JULY 8, 2009

Ms. Dyer made the motion to accept the Minutes of July 8, 2009

Mr. Goetz seconded the motion

Vote: 3-0-1 (Mr. Jones abstained)

OTHER BUSINESS

FALL TOWN WARRANT

The commission discussed the Certified Mailing filing requirement that applicants have which is very costly to them. The board decided to put on the Fall Town Warrant a request to revise the bylaw regarding this.

Mr. Jones made the motion to request a revision in the Bylaw regarding the certified mailing requirement

Mr. Goetz seconded the motion

Vote: 4-0-0

PUBLIC HEARING

NOTICE OF INTENT

MILLBROOK AVE. #63

DEP# 315-950

OPENED: 7:17

Mr. Wiley read the advertisement from the Walpole times. Green cards were collected

Mr. Wiley read board comments

Mr. John Anderson, Anderson Associates was present representing the applicant. Mr. John Bruno. Mr. Anderson presented plans to the commission for site preparation for a proposed lawn area associated with the construction of a single family home. This filing will include tree/stump removal and a grading. Mr. Anderson stated that all the proposed work is outside of the 100ft. buffer with the exception of a small amount of grading. The plans show erosion controls in place and no-alteration plaques.

Ms. Hershey stated she does not have any real concern with this project, but suggested the haybale line be extended.

Mr. Goetz asked about the slope in the yard and would perspective owners be satisfied with that.

Mr. Bruno stated the owners want the yard as natural as possible and are aware of the slope of the yard.

Mr. Wiley discussed the placement of the five (5) no-alteration signs

Mr. Goetz made the motion to close the Public Hearing

Ms. Dyer seconded the motion

Vote: 4-0-0

Closed: 7:30

The commission discussed the standard Order of Conditions

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

Mr. Jones seconded the motion

Vote: 4-0-0

**PUBLIC HEARING
REQUEST FOR DETERMINATION
LOT 90 ANDERSON WAY**

Opened: 7:35

Mr. Wiley read the advertisement from the Walpole Times. The applicant forgot to bring green cards and will get them to the office in the morning.

Mr. Wiley read board comments into the record

Mr. Jason Witham, representative of Toll Bros. was present. He stated this filing is a resubmission of an RDA which was approved by the commission as a Negative 3 Determination, but has since expired. Mr. Witham stated it is for a single family dwelling with just a portion of the lot located within the 100 ft. buffer.

Ms. Hershey stated she has seen the property and recommends the issuance of a Negative 3 Determination

The board had no comments

Mr. Goetz made the motion to close the Public Hearing

Ms Dyer seconded the motion

Vote: 4-0-0

Closed: 7:40

The board told the applicant the Determination would not be released until the green cards were brought into the office.

Mr. Goetz made the motion to approve and issue a Negative 3 determination

Ms. Dyer seconded the motion
Vote: 4-0-0

PUBLIC HEARING
NOTICE OF INTENT
LAVENDER LN. #24
DEP# 315-948

Opened: 7:45

Mr. Wiley read the advertisement from the Walpole times. Green cards were collected

Mr. Wiley read board comments

Mr. Rob Truax, GLM engineering was present representing the applicant who was also present. Mr. Truax stated this property is part of the Wisteria Ways II Subdivision. In June the commission had issued an enforcement order for work taking place without an Order of Conditions. The commission told Mr. Johnston a Notice of Intent needed to be filed for the construction of a retaining wall in the rear of the property. Mr. Truax stated the wetland line has been flagged and haybales are in place. He stated evergreen trees are proposed to be planted. Mr. Truax stated the retaining wall will be an interlocking block wall which will encroach the 25ft. no alteration boundary.

Ms. Hershey made the suggestion to relocate the wall so it is not within the 25ft. no disturb

Mr. Johnston stated the reason was to maximize the play area.

Ms. Hershey stated the commission has the 25ft. no alteration in the Town Bylaw. In the past the board has given variances to this due to the small sizes of the lots in this subdivision, but it is up to the commission's discretion.

Mr. Turner discussed stormwater runoff

Ms. Dyer stated she feels the wall could be curved to comply with the 25ft boundary.

Mr. Goetz agrees the 25ft no disturb should be maintained. He discussed the possible need for a fence to be put on top of the wall for safety purposes. He also discussed plantings

Mr. Wiley asked for comments from audience.

The board all agreed the 25ft. no disturb area should be maintained. They would like the no alteration area between the wall and property line remain vegetated.

Mr. Truax stated he could get a letter from Walsh Bros. giving permission if the plantings were located off the property.

Ms. Hershey suggested putting three no-alteration plaques on the wall. One on each end and one in middle

Mr. Goetz made the motion to close the Public Hearing

Mr. Jones seconded the motion

Vote: 4-0-0

Closed: 8:00

The board discussed the following special conditions to include revisions to the plan showing three (3) no-alteration plaques on the curved wall and the vegetation being maintained.

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

Ms. Dyer seconded the motion

Vote: 4-0-0

PUBLIC HEARING

NOTICE OF INTENT

WASHINGTON ST. SIDEWALKS

DEP# 315-949

Opened: 8:06

Mr. Wiley read ad and green cards collected

Mr. Wiley read board comments

Mr. Charles Quigley, Assistant Town Engineer and Ms. Margaret Walker, Town Engineer were present to discuss plans to construct a sidewalk along Washington St. where there are none. Mr. Quigley stated this will provide safe pedestrian access.

Ms. Hershey stated she flagged the wetlands and assisted the Engineering Dept. with this Notice of Intent. She stated the work in the riverfront area is under \$5,000 s.ft. Some additional grading work will need to take place in the buffer zone.

Mr. Quigley stated the soils are poor and a drilling rig will be used.

Ms. Hershey stated the stormwater standards have been followed. Two catch basins will be put in with deep sumps. She states this project is a limited one.

Mr. Turner stated he thrilled about improving the stormwater standards and asked about snow removal

Mr. Quigley stated the sidewalks have been designed widely enough to accommodate sidewalk snowplows

Mr. Goetz made the motion to close the Public Hearing

Mr. Jones seconded the motion

Vote: 4-0-0

Closed: 8:25

The commission discussed a Standard Order of Conditions. Erosion control will be in place and the conservation agent will be notified when work is to commence

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

Ms. Dyer seconded the motion

Vote: 4-0-0

**PUBLIC HEARING
AMENDMENT TO ORDER OF CONDITIONS
FRONTIER DR. #18
DEP# 315-726**

Opened: 8:35

Mr. Wiley read the advertisement from the Walpole Times

Mr. Wiley read a letter into the record that was received from the office of Attorney Lawson & Weitzen, LLP on behalf of the applicant Walsh Contracting Corp. dated 8/11/09. They have requested the Public Hearing be postponed and rescheduled due to the unavailability of their Engineer for tonight's hearing.

Mr. Goetz made the motion to continue the Public Hearing until September 9, 2009

At 8:00 p.m.

Mr. Jones seconded the motion

Vote: 4-0-0

The board discussed not scheduling anything after 8:00 p.m. on September 9, 2009

Mr. Jones left the meeting at 8:40 p.m.

GENERAL BUSINESS WAS DISCUSSED

CORRESPONDENCE

The following correspondence was discussed and available for the commissions review

- GZA – 18 Industrial Rd
- Fall Capital Budget request
- GeoInsight- 1075 Providence Hwy

- CDM- RAM plan 1075 Main St
- Lycott Environmental – Rainbow Pond Treatment
- Lycott Environmental – Swan Pond Treatment

Ms. Dyer made the motion to adjourn

Mr. Goetz seconded the motion

Closed: 9:00