

CONSERVATION COMMISSION

MINUTES (Approved 4/14/10)

MARCH 24, 2010

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

Absent: K. Phelps

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

The Conservation Agent report was given to the board

MEETING OPENED: 7:00

MINUTES

FEBRUARY 24, 2010

Mr. Turner made the motion to approve the Minutes for February 24, 2010
Ms. Dyer seconded the motion
Vote: 4-0-1 (Mr. Wiley abstained)

CERTIFICATE OF COMPLIANCE

CENTRE LN. 315-70

Ms. Hershey stated there was a request for a duplicate Certificate of Compliance for Centre Ln. which had been issued in 1991. This had never been recorded at the Registry of Deeds, and the property is in the process of being sold.

Mr. Goetz made the motion to approve and reissue a Certificate of Compliance for Centre Ln. with a \$100 reissuance fee.
Ms. Dyer seconded the motion
Vote: 5-0-0

EXTENSIONS

BIRD ESTATE SUBDIVISION
315-468

Mr. Goetz made the motion to approve and issue a one-year extension
Ms. Dyer seconded the motion
Vote: 5-0-0

HANCOCK CT. SUBDIVISION
DEP# 315-740

Mr. Goetz made the motion to approve and issue a one-year extension for Hancock Ct. Subdivision
Ms. Dyer seconded the motion
Vote: 5-0-0

HANCOCK CT. LOT 4
DEP# 315-813

A letter was received in the office by Kevin Sullivan stating that he let this extension lapse in error. The commission discussed agreeing to the extension for one year, with the stipulation the owner pay the extension fee for the 12 mos. that lapsed as well.

Mr. Goetz made the motion to approve and issue a one-year extension for Lot 4 with the understanding Mr. Sullivan pays the extension fee for last year as well
Ms. Dyer seconded the motion
Vote: 5-0-0

HANCOCK CT. LOT 5
DEP# 315-809

A letter was received in the office by Kevin Sullivan stating that he let this extension lapse in error. The commission discussed agreeing to the extension for one year, with the stipulation the owner pay the extension fee for the 12 mos. that lapsed as well.

Mr. Goetz made the motion to approve and issue a one-year extension for Lot 5 with the understanding Mr. Sullivan pays the extension fee for last year as well
Ms. Dyer seconded the motion
Vote: 5-0-0

OTHER BUSINESS

Ms. Hershey discussed a letter received by the Department of Agriculture putting beetle traps at Cedar Swamp to take samples

Ms. Hershey discussed a letter received from Fish and Wildlife regarding the proposal to deed land to the conservation commission, parcels 129 and 130. Ms. Hershey stated the fact the commission has no deed as of yet to these parcels

Mr. Goetz made the motion the commission be in favor of the acceptance of the parcels

Ms. Dyer seconded the motion

Vote: 5-0-0

Mr. Goetz voted for the commission to request that parcel 137 be included with the other parcels

Mr. Adams seconded the motion

Vote: 5-0-0

The commission asked Ms. Hershey to look into why parcel 137 could not be included

DISCUSSION

WALPOLE PARK SOUTH

Attorney Phil Macchi, Mr. Ray Johnson, of Tetra Tech Rizzo and Mr. Dan Merrikin of Merrikin Engineering was present to discuss rezoning issues at Walpole Park South which is on the Town Warrant as Article 30.

Attorney Macchi stated the purpose of this discussion is to inform the commission of the reasoning of the rezoning proposal. The article deals with a parcel of land that is adjacent to Walpole Park South and the request to reclassify specific areas as they feel there is an error on the map as to how this area is designated.

Mr. Johnson presented plans to the board and discussed the investigation Tetra Tech Rizzo conducted because they thought the water resource overlay district misclassified some areas. He discussed that Walpole Park South is mainly an office warehouse how they are asking the Town to reclassify from area 2 to area 3

Mr. Merrikin gave a presentation and showed what is on the GIS map. He explained they will be proposing the construction of a new building in the small section of Walpole Park South that is not developed. Eventually he stated he will be back before our board for a Land Disturbance Permit. Mr. Merrkin feels they can show the misclassification and confirm the need for reclassification.

Attorney Macchi is asking for the board to support this

Mr. Wiley discussed waiting to see what the Water and Sewer Dept. findings are before any further action is taken

OTHER BUSINESS

Ms. Hershey stated that the board received a monetary gift from Mr. and Mrs. Lyn Hartman from Lake Ave. to be used towards the purchase of trees. This gift went before the Board of Selectmen to be accepted and it is now up to the discretion of the

commission where to plant the trees. The commission discussed putting this on the agenda for 4/14/10.

BOARD COMMENTS

The Planning Board is requesting comments on Article 25, the Walpole Biotech Overlay District (WBOD) as proposed. The commission specifically opposes the WBOD within the following resource areas as defined in the Wetlands Protection Act, and Walpole Wetlands Bylaw:

- 1) Traphole Brook as a perennial river
- 2) Perennial and Intermittent Tributaries to Traphole Brook
- 3) BVW
- 4) The 200 ft. riverfront area
- 5) Land subject to flooding (up to the 100 yr. floodplain)
- 6) Tributaries to Traphole Brook (perennial and intermittent)

MAIN ST. #600

The Planning Board is requesting comments regarding 600 Main St. The Board discussed that this filing is coming before conservation the evening before the Planning Board hearing.

ENFORCEMENT ORDER

TANGLEWOOD DR. #8

Ms. Hershey stated that the commission should have given a timeline to Mr. Sarkis of when the restoration work needs to be completed at 8 Tanglewood Dr. She stated he wants to begin working on his deck and that direction needs to be given as to when the best time for the restoration process is. The commission suggested sending a letter to the owner stating the work should be done by the Fall or another Enforcement Order will be issued

CEDAR ST. #120

Ms. Hershey stated she spoke with Rick Merrikin regarding 120 Cedar St. He stated he is getting a filing together for a Notice of Intent and hopes to get on the Agenda for the April 14th meeting

The following correspondence is available for the review of the board

- Board of Selectmen – memo
- Attorney General letter – Warrant Articles
- Sovereign Consulting Inc.- 920 Main St.

- Bird Estates- Open Space Restriction
- Thank you note- Hartmann's (Lake Ave) gift to Concom
- Stone St. #415

MEETING CLOSED: 9:30