

Ashby Conservation Commission

Minutes for the Meeting of October 17, 2012

The meeting opened at 7:30 with Tim Bauman, Roberta Flashman, Bob Leary and Cathy Kristofferson in attendance.

The minutes of the meeting of October 3, 2012 reviewed and amended. These amended minutes were accepted unanimously.

**Treasurer's Report:** nothing new.

**Correspondence:**

From MACC, calendar schedule for fall 2012 and summer 2013 and Fall Conference 2012. Also, a description of the new dues schedule effective for FY14 in which the Ashby Commission's annual dues would be calculated at \$174. We will need to include this in preparing our FY14 budget. This was an increase from last year's \$160 dues. Discussion about the value of membership included mention of them being the only source of information about changes to the laws and access to assistance with difficult issues.

From DCR, Forestry dept, the approved Cutting Plan for City of Fitchburg for land abutting Rindge Road and Mayo Road in Ashby. File # 012-6029-13. A new service forester signed the Cutting Plan. Jack Jackson has retired. The new forester is Mike Downey, (978) 368-0126, out of the Clinton office.

**Old Business:**

Cathy is the only Commissioner who has registered for The MACC's Fall Conference on road maintenance issues throughout Massachusetts. The conference is on November 10, 2012..

Forest Legacy properties are ready for their annual monitoring. Cathy has written a letter to send out to all the landowners to alert them to the need for scheduling dates for the monitoring visits. She will send them out and she and Roberta will schedule the visits.

Purchase of a new laptop! Still waiting for Roberta to find time to find and purchase the laptop.

Enforcement Order issued by the chair to Lynette Somero about various aspects of the demolition of the house on the pond at 854 South Road. The signed building permit application incorrectly indicated that the wetland regulations do not apply. Explained to applicant the need to appear at our before the Commission. Work has proceeded without approval but with claims the pouring concrete on top of the existing footprint does not involve the resource area. Site has exposed sand and soil with apparent run-off to the pond. It would appear that at least an NOI is required. Question of septic system is subject for the BOH.

Carlene Wardwell and Bonnie Rautiola appeared before the Commission to discuss the activities at 854 South Rd., where the building has been removed without a wetlands permit. There has now been a concrete pad poured at the site. The area around the pad is totally exposed as all ground cover has been removed. Erosion is occurring on the site flowing into the pond. Carlene states that this has always been the case. They are considering the installation of a wall that might prevent this erosion. They bring in a load of sand every year and it then erodes off the property. There is a 1,000 gallon tight tank on the property between the pad and the road. They will install the siltation fencing and fill out an NOI and submit it. They gave the Commission their email address.

Mark Archambault appeared before the Commission to update on progress with the Unified Permitting process. (15 minutes). Municipal permit tracking system – runs on MS Access. Receive application and send out the application to the other boards.

102 Deer Bay Road, (Mike Donnelly, owner) did not appear before the Commission tonight.

**New Business:**

8:00 PM, Stan Dillis to discuss the OOC for 93- 307, Erickson Road, Parcel 48, issued in 2009. Client (Ed Terkanian) would like to extend the driveway. The question is whether a new NOI or amending the existing one is appropriate? Procedural question. Permitted 4 years ago. Wants to extend the current OOC. And, additional OOC for a driveway crossing to the back of the property. Would amend the original – indicating a new location for the replication area. Can make the replication area large enough to satisfy the replication for the 2<sup>nd</sup> half of the project. Then there would be only one excavation/construction. Put the replication on the house side of the 2<sup>nd</sup> stream crossing.

Watatic Management was supposed to meet tomorrow – 3<sup>rd</sup> Thursday of October. No one confirmed the meeting and it will have to be rescheduled. Suggest the 1<sup>st</sup> Thursday on November – Nov 1<sup>st</sup>.

**Hearings:** None

**Hearings Scheduled:** None

**Site Visits:**

Friday 10/5 Tim went to 102 Deer Bay Road, failed siltation barriers, unstable mounds of dirt and fill. Still working on project, but didn't stabilize the project

Saturday 10/6 Cathy went to 102 Deer Bay Road

Tuesday 10/9 – installed the 2<sup>nd</sup> siltation fence and repaired the one near the pond. Area between the two siltation barriers seeded and mulched.

Tuesday 10/16 Time and Cathy went to 102 Deer Bay Road. The house foundation is in place. There's another pile of material uncovered, but it is behind the siltation fencing.

10/16and 10/17 Tim visited Mason Rd site of the road construction in response to letter from Peter McMurray and neighbors stating that the water will shed onto their property and into their ponds. Also received a letter from Bill Davis. No further work should proceed until siltation barriers are installed. Failure to put up the siltation barriers will result in an enforcement order. Complaint calls from DEP as well as from neighbors. Commissioners signed an enforcement order in case Tim feels the need to issue one.

**Site Visits Needed:**

We should visit that Ashby owns a parcel (14\_63.0) at 102 Richardson Road. It appears this lot was taken for taxes in 1979. Is it a buildable lot?

Bernhardt Road fencing.

Meeting was adjourned at 9:20

Respectfully submitted,

Roberta Flashman

