

CONSERVATION COMMISSION
MINUTES
MARCH 24, 2005

MEMBERS PRESENT: Jeffrey Rogers, Terry Maitland, Cheryl Lowe, Andrew Magee, Mike Eder

ASSOCIATE MEMBER: Janet Adachi

CONSERVATION ADMINISTRATOR: Tom Tidman

RECORDING SECRETARY: Tom Tidman

8:30 AM The Commission started the meeting with a general discussion of process. This portion of the meeting was attended by all Commissioners including Mike Eder and Andrew Magee; when the Quail Ridge discussion began, Mr. Eder and Mr. Magee left the room.

9:10 Mr. Tidman updated the Commission mentioning that the 'Quail Ridge Team' had met to evaluate the status of the Order of Conditions (OOC), according to their consultant, John Bresnahan.

The Commission reviewed a draft chart provided by Mr. Bresnahan outlining each of the special conditions stating whether or not each was in compliance.

Mr. Rogers stated that it would be helpful to have a copy of the chart prior to the Commission determining whether an Extension Permit could be granted.

The Commission reviewed the special conditions and discussed conditions that Mr. Tidman felt still needed attention by the developer.

The Commission agreed to meet on site Tuesday, April 5th at 8:45 AM with the developer to view the site.

Options for granting an Extension were discussed. If an Extension Permit is not granted, the applicant would be required to file a new Notice of Intent since there is no appeal process for denying a request for extension.

The Commission discussed the letter from Jenn Shea, dated 3/22/05 regarding her previous discussions with Mr. Tidman and the misunderstanding that Extensions are to be requested no later than 30 days prior to expiration of the OOC. The Commission agreed that the 30 days notification requirement is more of a guideline as pointed out by Mary Ann DiPinto at DEP and by Town Counsel.

Mr. Tidman suggested that the Commission consider issuing a two to three year extension under the Bylaw since only one extension can be granted and a sixty day extension under the Act giving the applicant time to get any outstanding survey work completed, clearing up any discrepancies over the pond locations, etc that might not be in compliance with the order.

The Commission asked Mr. Tidman to look into the legality of issuing an Extension with different time frames

10:00 Meeting adjourned.

Jeffrey Rogers
Chair

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