

Town Clerk
TOWN OF ACTON
90 AUG -3 AM 10:39

CONSERVATION COMMISSION
MINUTES FOR
MAY 16, 1990

MEMBERS PRESENT: Andrew Sheehan, Ann Shubert, Carol Place, John Chalmers

CONSERVATION ADMINISTRATOR: Tom Tidman

RECORDING SECRETARY: Andrea MacKenzie

VISITORS: Mike Jeanson, Norman Grossman, David Perley

7:46 Mr. Sheehan opened the meeting for business while awaiting quorum.

CITIZEN'S CONCERNS

There were no concerns stated.

8:00 With full quorum present, Mr. Sheehan called the meeting to order.

REQUEST FOR DETERMINATION - 25 Oneida Drive D-90-8

Mr. Sheehan opened the meeting under MGL Chapter 131, Section 40 of the Wetlands Protection Act, and the Town of Acton Bylaws for the replacement of septic system.

Mr. David Perley stated that the home owner is replacing a 32 year old septic system. The proposed work will be 76' from the edge of wetland at the closest point, and 50' away from an open man made ditch. The excavated materials from the old system will be disposed of at a Board of Health approved site.

8:07 Hearing no comments or questions, Mr. Sheehan closed the meeting.

Mr. Chalmers moved to find the work within the Commission's jurisdiction, but will not impact the wetland provided that a 25' natural buffer be left around all on-site wetlands. There will be no clear cutting of trees allowed within this buffer area.

Ms. Place seconded the motion. The motion passed unanimously.

COMMISSIONER RECRUIT

Ms. Place reported that Pete Shannahan, hydrologist, stated that he would like to become a Conservation Commissioner. The Conservation Commission was encouraged that the Volunteer Coordinating Committee had recruited such a well qualified person.

DISCUSSION - 477 Great Road, C & D Glass

The Commission discussed the site visit 477 Great Road with the State Department of Environmental Protection Representative. The Commission still wishes to keep this matter in local offices.

8:17 **REQUEST FOR DETERMINATION - 53A Milldam Road D-90-9**

Mr. Sheehan opened the meeting under MGL Chapter 131, Section 40 of the Wetlands Protection Act, and the Town of Acton Bylaws for the construction of a single family home within 100' of a wetland.

Mr. Mike Jeanson stated that his proposed house construction will be 50' from the edge of wetland. Excavated materials from the foundation will be stock piled to the front of the lot away from wetlands, and then hauled off site. There is a riprap drainage easement on the property that was approved on the subdivision Notice of Intent, and the Town has accepted the roadway and drainage.

8:22 Hearing no comments of questions, Mr. Sheehan closed the meeting.

Mr. Chalmers moved to find the proposed work within the Commission's jurisdiction, but will not impact the wetlands.

Ms. Shubert seconded the motion. The motion passed unanimously.

ENFORCEMENT ORDER - 1019-1023 Main Street - Gordon Martin

The Administrator reported wetlands violations at the noted site. The property is located in Carlisle and Acton. The Carlisle Conservation Commission has issued an Enforcement Order. The Acton Building Department has issued a Cease and Desist Order for earth removal. The site has old underground gas tanks, cars, and other potential hazardous materials buried on the site, from work done years ago. The owner has been an alleged habitual offender of wetlands protection since the early 1980's, and the Administrator recommends that the Acton Conservation Commission also issue an Enforcement Order on the site.

Mr. Chalmers moved to issue an Enforcement Order for 1019-1023 Main Street, to Gordon Martin, for the illegal activity being conducted on the noted site.

Ms. Shubert seconded the motion. The motion passed unanimously.

8:30 **REQUEST FOR DETERMINATION - End of Davis Road "The Arbors" D-90-10 {Bellows Farms}**

Mr. Sheehan opened the meeting under MGL Chapter 131, Section 40 of the Wetlands Protection Act, and the Town of Acton Bylaws for the addition of decks and garages on 3 buildings previously approved by the Commission.

Mr. Norman Grossman, of Green Company, stated that the buildings are complete under the existing Order of Conditions 85-196. Road slopes will be stabilized areas that are not yet done but required by the Orders of Conditions. The units on Winterberry Lane were shifted three to five feet over from the original plans, thus moving the deck three to five feet into the wetland buffer.

8:38 Hearing no comment or question, Mr. Sheehan closed the meeting.

Mr. Chalmers moved to find the work as presented is within the Commission's jurisdiction but will not impact the wetlands. Ms. Shubert seconded the motion. The motion passed unanimously.

MINUTES

Ms. Place moved to approve and sign minutes as amended for February 21, March 7 and 21, and April 11. Ms. Shubert seconded the motion.

Staff distributed minutes for April 18 and May 2.

8:57 Meeting Adjourned.



Andrew Sheehan, Chairman