

CONSERVATION COMMISSION  
MINUTES  
MAY 18, 2011  
7:15 PM  
TOWN HALL - 472 MAIN STREET - ROOM 204

COMMISSIONERS PRESENT: Andrew Magee, Bill Froberg, Tom Arnold, Amy Green, Fran Portante

ASSOCIATE MEMBER(S):

CONSERVATION ADMINISTRATOR: Tom Tidman

RECORDING SECRETARY: Tom Tidman

VISITORS: Paul & Terry Simeone, James Okun, Jeffrey Park, Carole Marcacci

7:15 Mr. Magee called the meeting to order in the absence of the Chairman, Mr. Maitland.

Conservation Restriction - 193 Nagog Hill Road - Groener - Signature (010 - 011)

No discussion.

7:15 Continuance - NOI - 95 Newtown Road (020)

*Applicant requests a continuance until June 1 7:15 PM. [See file in the Conservation Office also located in DocuShare: Conservation Commission - 2011 Meetings 05-18-2011 - (020).]*

7:30 Continued - NOI - Nonset Path (040-041).

Hawthorn Homes, LLC requests continuation until June 15. Mr. Magee continued the hearing until 6/15/11 at 7:30 PM. *[See file in the Conservation Office also located in DocuShare: Conservation Commission - 2011 Meetings 05-18-2011 - (040-041).]*

Letter from DLPN - received 5/16/11

MINUTES

Ms. Portante moved that the Commission accept the minutes for April 20, 2011; Mr. Froberg 2<sup>nd</sup>, unanimous.

\*\* Ms. Portante excused herself from the meeting.

8:00 Notice of Intent - Continuance - Caouette Property - 2 Stow Street (030)

Mr. Magee opened/continued the hearing.

James Okun from O'Reilly, Talbot & Okun, Licensed Site Professional, stated to the Commission that he is assessing environmental issues and Jeffrey Park is addressing all wetland related issues for this site.

Mr. Okun reported that there are some concentrations of contamination that are quite high within 500' of a residence, requiring the need for a five-foot high fence as triggered by DEP protocol.

Mr. Park reported that new topsoil will be added to the remediation area and replanted (see *Planting Plan, Drawing 2-2, dated May 10, 2011*). Detailed remediation plan is included within the NOI and supplemental

information. Haul-trucks will not enter the contaminated area, the haul-route will be tested after work is complete and any contaminants found in the haul route will be removed. The a temporary portable "wheel-wash" station will be installed, composed of a gravel pad, lined with 6 mil polyethylene plastic; this area will be cleaned and removed upon completion of the project.

They are not anticipating any activity proposed within the wetland resource area. Mesh-tube-filled straw-walls will be staked in place as siltation/erosion control. It is anticipated that there will be approximately 40 truck-loads of material will be removed. The area will be hydro-seeded then planted. The planting plan provides approximately 60 plants; numbers and spacing will be monitored. They are hoping that the project will commence this summer and plantings will be done in the fall of 2011; the entire operation is anticipated to take approximately one week.

Upon query by Paul Simeone, Mr. Okun reported that farm equipment passing through the wheel-wash area should not be a problem; they intend to meet with the farmers prior to commencement of work. They will stake/mark the area where stockpiled material will be occur within the next week so that farming activities can commence.

Upon query by Carole Marcacci from Acton Citizens for Environmental Safety (ACES), Mr. Okun stated that he hopes to start the remediation project in mid-August. Once an Order of Conditions (OOC) is issued the contract specifications will be written, the Town of Acton will review the documents, then the bidding process will be initiated.

8:45 Hearing no further comments or questions, Mr. Magee closed the hearing.

Decision - 2 Stow Street - Caouette Property - DEP File 85-1063

Ms. Green moved that the Commission issue the following findings of fact and special conditions:

Finding of Fact:

The Acton Conservation Commission focused their review of the wetland delineation only in areas affected by the proposed remediation project. Specifically, the Commission finds that Wetland Flags E-1 through E-10, B-49 through B-54, B-35 through B-39 and F-1 through F-22 are accurately located.

Special Conditions:

1. Siltation prevention devices shall be placed between the cart path and wetland adjacent to Stow Street. The area requiring silt prevention will include D-2 through D-5 and to the 100' wetland buffer zone on the farm field side of the cart path.
2. No surface discharge will be allowed in the area of the proposed wheel-wash station. All wheel-wash water will be pumped and removed from the site.
3. Standard Conditions under the Town of Acton Bylaw, Numbers 18 & 19 are not applicable for this project.

*[See file in the Conservation Office also located in DocuShare: Conservation Commission - 2011 Meetings - 05-04-2011 - (050-051) and 05-18-2011 - (030-031).]*

9:05 Meeting adjourned.

Terry Maitland

Terry Maitland  
Chair

**05-18-2011**

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	<a href="#">010 - Municipal Certification - Conservation Restriction - 193 Nagog Hill Road</a>	naturales	05/12/11	902 KB	
	<a href="#">011 - Draft Groener CR2-3 (2)</a>	naturales	05/12/11	57 KB	
	<a href="#">020 - Request for Continuance - 95 Newtown Road 5-18-2011</a>	naturales	05/12/11	35 KB	
	<a href="#">030 - 2 Stow Street - Supplemental Information - 5-11-2011 - O'Reilly, Talbot &amp; Okun</a>	naturales	05/16/11	664 KB	
	<a href="#">031 - 2 Stow Street - Soil Removal Areas - Drawing 1-2 - 6-10-2011 stamped plan</a>	naturales	05/23/11	218 KB	
	<a href="#">040 - 101 Nonset Path - DLPN Letter - 5-16-11 letter to Conservation Commission (2)</a>	naturales	05/16/11	562 KB	
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05-04-2011



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