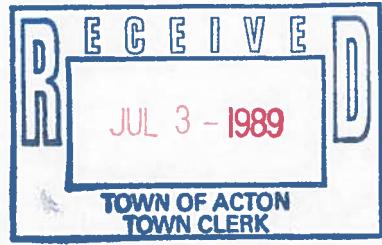


CONSERVATION COMMISSION  
MINUTES FOR  
APRIL 19, 1989



MEMBERS PRESENT: Carol Place, Ken Dow, Andrew Sheehan, Bob Young (8:50)  
John Chalmers (9:15?)

ASSOCIATE MEMBER: Sandra Mika

CONSERVATION ADMINISTRATOR: Tom Tidman

RECORDING SECRETARY: Andrea MacKenzie

VISITORS: Dan Danke, Bob Guba, Dick Pleasants, George Vercelli

8:00 Ms. Place opened the meeting for business while awaiting quorum.

8:15 PRELIMINARY REVIEW - Tire Barn, Route 2A

A representative for the Tire Barn presented preliminary plans for the noted site which involves 4500 s.f. of wetland alteration, with a 1:1 replacement area. The existing wetlands on the site is presently disturbed. As the site exists, 50% of the parking lot drainage is directed to the wetlands, therefore in order to keep the same water recharge to the proposed replacement area, the applicant stated that the roof drainage from the proposed building could be directed to the wetland replacement area if the Commission felt it necessary.

The Commission stated that they would devise comments on the proposal for the noted project.

8:30 Ms. Place postponed the hearing scheduled at this time for Walden Communications until a final Commissioner could be present for legal quorum.

8:41 MINUTES

Staff received comments for March 1, and March 15.

820 MAIN STREET

Mr. Dow noted that the Capizzi site should be followed up on, it seems that a few conditions need to be executed. The Administrator stated that he would follow up on the site.

8:50 REQUEST FOR DETERMINATION - 38 Knox Trail - D-89-5  
Walden Communications

Ms. Place opened the hearing under MGL Chapter 131, Section 40 of the Wetlands Protection Act, and the Town of Acton Bylaws for the installation of utility poles within the 100' buffer zone to service the radio transmitter house, previously approved and

Mr. Pleasants stated that since the original filing it has been determined that three utility poles will have to be installed on this site. Only two utility poles will be within the 100' buffer zone, and the third is to be installed on abutting property, for which an easement is being negotiated.

The Commission stated that they would need to attain a letter from the abutting property owner granting permission of the proposed use of the property as presented at this time. Mr. Pleasants so agreed.

8:58 Hearing no further comments or questions, Ms. Place closed the hearing.

Mr. Dow Moved to find the proposed work as presented to be within the Commission's jurisdiction, and the work will not pose an impact on the wetland area, and this Determination will be issued pending the Commission's receipt of the noted letter. Mr. Sheehan seconded the motion. The motion passed unanimously.

8:59 REQUEST FOR EXTENSION - Bellows Farms

The Administrator reported that Mr. Paul Egan is requesting an extension permit for the Orders of Conditions DEQE File 85-196, Bylaw File 75-108 which expired on April 4, 1989. The Administrator pointed out that the Commission could not meet during the first week of April due to Town Meeting, therefore the Commission couldn't grant the extension before the expiration date.

The Commission stated that it is unclear if they could grant an extension on an expired Order of Conditions, and would have to check with DEQE before they would make a decision. If it is determined that the Commission cannot grant an extension, the applicant will have to formally refile plans for a new Notice of Intent.

9:07 REQUEST FOR DETERMINATION - Bay Colony RR D-89-6

Ms. Place opened the meeting under MGL Chapter 131, Section 40 of the Wetlands Protection Act, and the Town of Acton Bylaws for the approval of wetlands delineation along the Bay Colony Railroad right of way.

The Administrator stated that the applicant has asked for a continuation of this hearing because the on track site delineation could not be conducted until April 25, 1989.

Mr. Dow moved to continue the hearing for the Bay Colony Railroad until May 2, 1989. Mr. Sheehan seconded the motion. The motion passed unanimously.

9:11 CONTINUATION - NOTICE OF INTENT - SEA Consultants 75-196

Ms. Place continued the hearing under MGL Chapter 131, Section 40 of the Wetlands Protection Act for the construction of 15,700 linear feet of sewer line in South Acton.

George Vercelli, SEA Consultants, stated at the last meeting he was asked to try to avoid placing the sewer pipe in the wetlands at Main Street and Maple Street at the railroad tracks, and not to use Calcium Chloride within 100' of any wetlands. Mr. Vercelli informed the Commission that after a field inspection it was found that the wetlands did not exist as the original mapping indicated therefore placement of the pipe at this point would not impact the wetlands, as originally believed. Mr. Vercelli also stated that as a part of the specifications of this job, the contractor has already agreed to no use of calcium chloride within 100' of any wetland.

The Commission stated concern of the use of silt fence and/or haybales along River Street. Mr. Vercelli stated that they could utilize both of them together if the Commission so desired.

Mr. Vercelli stated that all stockpiled materials will be placed on the opposite side of construction from the wetland resources, creating a second form of siltation prevention.

9:29 Hearing no further comments or questions, Ms. Place closed the hearing.

9:30 REQUEST FOR DETERMINATION - 24 Conant Street D-89-7

Ms. Place 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 two car detached garage, within 100' of a wetland.

Mr. Brian Lanigan stated that his proposed garage will be 16-20 feet from the edge of wetland at its closest point. The proposed garage will be built on existing lawn, and will not infringe upon any existing wetlands. He does not intend to maintain the lawn between the proposed garage and the wetland/brook. From the edge of his lawn to the wetland is a moderately steep grade down to the brook. Therefore, he would stock pile any materials from the proposed foundation on the opposite side of the activity from the brook.

9:38 Hearing no further comments or questions, Ms. Place closed the meeting.

Mr. Sheehan moved to find the work as presented within the jurisdiction of the Commission, and it will not create an impact on the wetlands. Mr. Young seconded the motion. The motion passed unanimously.

#### CITIZEN'S CONCERN

Mr. Robert Guba of 376 Central Street, stated concerns to the Commission regarding the Cacciatore conservation land, and the off-road vehicles accessing the land, and ruining trails. These off-road vehicles are accessing from the railroad right of way, and another entrance from the Acton Water District's land.

10:02 The Commission thanked Mr. Guba for bringing it to their attention, and the Administrator will follow up on trying to block off the entrances.

ARBORETUM COMMITTEE

The Administrator reported that the Arboretum Committee has approved the foundation planting plans, and needs the Conservation Commission's approval of expending \$751.00 for the materials.

Mr. Young moved to approve \$800.00 for the Arboretum Committee to expend on the foundation planting. Mr. Sheehan seconded the motion. The motion passed unanimously.

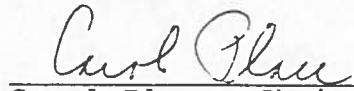
LAND DONATIONS

The Administrator reported that he has been contacted by two different individuals who wish to donate land to the Conservation Commission. One parcel is on Carlisle Road, and the other is located on Stow Street. The Administrator will keep the Commission informed of any updates.

DECISION - NOTICE OF INTENT - SEA Consultants - S. Acton Sewer

Mr. Sheehan moved to issue an Order of Conditions to SEA Consultants for the South Acton Sewer project, Bylaw File #75-196, with the additional conditions that the applicant will place both siltation fences and haybales along River Street where ever possible, or just silt fence when there is not enough room between the work and the wetlands for both. Mr. Chalmers seconded the motion. The motion passed unanimously.

10:20 Meeting Adjourned.

  
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Carol Place, Chairperson