



## Acton Conservation Commission

Meeting Minutes

June 26<sup>th</sup> 2024

7:15 PM

Hybrid Meeting (Room 204 & Zoom)

**Present:** Terry Maitland (Chair), James Colman (Vice-Chair), Amy Green, Kate Warwick, Jillian Peters, Zywia Chadzynska (Zoom)

**Absent:** Peter Hocknell

**Conservation Agent:** Olivia Barksdale

**7:17** Terry Maitland, Chair opened the meeting with a roll call vote at 7:17pm.

### **Public Concerns and Regular Business**

#### **7:17 Public Concern: 43 Kingsley Road**

Neighbor (33 Kinsley Road) to 43 Kinsley Road is concerned that there hasn't been significant action towards 43 Kinsley Road. For 16 years he has had issues with 43 Kinsley Road. The neighbor has witnessed the landowner fill the wetlands with soil and plant debris. The Commission suggested that the neighbor document the issues and send the town pictures.

#### **7:27 Request for Determination of Applicability- Public Meeting- 18 Fort Pond Road**

Landowner gave an update of the project, replacement of deck in the same location. It is about 87-89 feet from the tip of the deck to the wetland. The deck is far enough away to not need erosion controls. Amy Green moved to issue a Negative 3 Determination and James Colman seconded. The Chair called for a vote and all voted yes.

#### **7:32 Request for Determination of Applicability – Continued Public Meeting-28 Nash Rd**

The landowner gave an update about the project, a wetland scientist was hired to determine the wetland line and staff came to measure the distance from the proposed patio to the wetland. The closest corner is 66 feet away, so he reduced the size of the patio to 228 square feet (to accommodate the bulkhead). The Commission asked for the landowner to use erosion controls, if he does use erosion controls soil be excavated and removed the same day. Amy Green moved to issue a Negative 3 Determination with one special condition that soil be excavated and removed the same day and Jillian Peters seconded. The Chair called for a roll call vote and all voted yes.

#### **7:46 Notice of Intent – Continued Public Hearing – 9 West Road**

Landowner unresponsive and not present. Hearing continued to July 17<sup>th</sup> at 7:20pm.

#### **7:48 Notice of Intent- Continued Public Hearing: 85 Taylor Road**



Landowner unresponsive and not present. Hearing continued to July 17<sup>th</sup> at 7:25pm.

**7:54 Approve Conservation Restriction for 549 Main Street**

All of the Commissioners reviewed the Conservation Restriction. Amy Green moved to sign the document and Kate Warwick seconded. The Chair called for a roll call vote and all voted yes.

**7:59 Request for Extension of RDA – 50 Independent Road**

Order of Conditions expired June 15<sup>th</sup> 2024. It was reiterated that the project was issued a Negative 1 Determination, where the work area does not contain a wetland. The previous lagoon is not a wetland. A letter will be sent re-establishing that the Commission had issued a Negative 1 Determination establishing that there are no resource areas in the project area.

**Administrative Updates**

**Enforcement Updates: E5-46 (Bellows Farm)**

Alpine Management representative gave an overview of situation. Beavers have moved into the pond resulting in potential flooding of neighboring complex. Few years ago, they got a special permit to install a beaver deceiver, but now the deceiver is clogged resulting in the need to trap and water raising. They went in and cleared out fallen debris from the pond. A large amount of vegetation was cleared around the ponds edge. All of the work done violates local bylaw and the state law. The Commission requested that a site visit be scheduled with all parties involved, including the consultant and all work stopped.

**Review and Approve Meetings Minutes**

2.7.24 minutes were approved by roll call vote, all voted yes.

**9:38 The meeting closed at 8:43pm**

Amy Green moved to close and Jillian Peters seconded, all voted yes.

**Documents and exhibits used at this meeting:**



Type	Title	Owner	Modified Date	Size	Actions
	<a href="#">6-26-2024.pdf</a>	naturalres	06/20/24	270 KB	
	<a href="#">Email about clearing and grading along pond at parcel E5-46.pdf</a>	ibergemann	06/26/24	221 KB	
	<a href="#">Minutes 2_7_24 DRAFT.docx</a>	naturalres	05/15/24	276 KB	
	<a href="#">Minutes 4_3_24 DRAFT.docx</a>	naturalres	06/26/24	277 KB	
	<a href="#">Syncarpha REM Conservation Commission Extension Request.pdf</a>	naturalres	06/25/24	348 KB	
	<a href="#">Violation at Bellows Farm.pdf</a>	ibergemann	06/26/24	1 MB	
	<a href="#">18 Fort Pond Rd, RDA</a>	naturalres	06/20/24	0	
	<a href="#">28 Nash Road - RDA</a>	naturalres	04/04/24	0	
	<a href="#">85 Taylor Road- NOI</a>	naturalres	04/08/24	0	
	<a href="#">9 West Road, Notice of Intent</a>	naturalres	04/17/24	0	

All Documents can be found at:  
<https://doc.actonma.gov/dsweb/View/Collection-18199>