

**Bolton Conservation Commission
Minutes of Meeting
September 20, 2005**

PRESENT: Scott Duhaime, Ed Englemann, Bill Fateiger, Sarah Greenough, Amy Wilson, and administrator Carol Gumbart

1. Symes, 18 and 59 Danforth Lane (Lots 3A and 14) Carol Gumbart reported that both she and Lori Stephenson have visited these properties and that they recommend the balance of escrow owed to Symes Associates be released. A motion was made by Bill Fateiger, seconded by Amy Wilson to release \$3022.00 for the buffer zone restoration on Lots 3A and 14 Danforth Lane. VOTE: Aye, unanimous (Scott Duhaime not in attendance).

2. Melone, 40 Corn Road Bill Fateiger said that he has checked the Riverfront Area (RFA) where a former violation involving the clearing of trees within the RFA occurred. Mr. Fateiger said that over the past two years the owners have been diligent about watering the plants and replacing dead plants. Mr. Fateiger said that the Commission released some of the escrow money that was being held for the restoration and that he recommended the release of the remaining money. A motion was made by Bill Fateiger, seconded by Ed Englemann, to release \$975.00. VOTE: Aye, unanimous (Scott Duhaime not in attendance). A motion was made by Bill Fateiger, seconded by Ed Englemann to lift the Enforcement Order. VOTE: Aye, unanimous (Scott Duhaime not in attendance).

3. Shave, 90 Frye Road (112-308) Scott Duhaime reported that the restoration on this lot looked fine. A motion was made by Scott Duhaime, seconded by Sarah Greenough, to issue a Certificate of Compliance to Mark Shaye, 90 Frye Road. VOTE: Aye, unanimous.

4. Minutes After a brief discussion it was agreed that Ed Englemann would review the minutes of July 19, 2005, to determine whether the minutes reflect the discussion on the Water Resource Protection District.

The minutes of August 16, 2005, were reviewed. Bill Fateiger said that on the McCarthy's project he said that the slopes are a 3:1 conventional slope, not a 2:1 slope. A motion was made by Bill Fateiger, seconded by Scott Duhaime to accept the minutes of August 16, 2005, as amended tonight by Mr. Fateiger and as Scott Duhaime amended them in his email revisions. VOTE: Aye, unanimous.

5. Sunset Ridge, Wattaquaddock Hill Road The Commission agreed to send a memorandum to the Zoning Board of Appeals with their concerns on the revisions made to the plans, the draft Amended Decision and ongoing concerns from the original Decision.

6. McCarthy, 24 Harvard Road (112-506) Bill Fateiger recused himself from the Commission. Scott Duhaime opened the continued hearing on the proposed replacement sewage disposal system within the Riverfront Area (RFA) and wetland buffer zone. Mr. Duhaime said that he, Sarah, Ed and Lori all conducted a site visit and found that what was called white pines are in fact Norway Spruce. Mr. Duhaime said that the first row of trees and a good chunk of the second row would be removed. Mr. Fateiger said that if they used a poly barrier and brought the slope to a 2:1 they will eliminate 22 trees. Mr. Fateiger said that with a regulation 3:1 slope they would eliminate 27 trees. Mr. Fateiger said that the trees were planted in rows and are not a

natural forest. Mr. Fateiger said that the expense is approximately \$8000 more to install the poly barrier and that the project without trees removal and a regulation 3:1 slope will cost about \$18,000. Carol Gumbart asked if the slopes could be revegetated. Ed Englemann said that the stunted trees would have a chance to grow without the other rows of trees. Sarah Greenough agreed to be the project manager. It was agreed that the project manager would meet with Mr. Fateiger to review a native plantings proposal for the breakout slope. A motion was made by Scott Duhaime, seconded by Amy Wilson, to close the hearing on McCarty, 24 Harvard Road. VOTE: Aye, unanimous (Bill Fateiger not voting).

Later in the meeting the Commission discussed the issuance of the Order of Conditions (OOC). It was agreed that it would be the standard OOC with a special condition requiring a revegetation plan. Another special condition would tie the RFA alteration as a cumulative impact for future RFA alterations. This condition would be included as a continuing condition on the Certificate of Compliance. Ms. Gumbart said that she would need to review the RFA regulations since this is a septic repair project. After discussion it was agreed that she would prepare the draft language for review at the next meeting on October 4, 2005.

7. Noon, 61 Teele Road (RDA) The applicant, Matthew Noon was present to request through a Request for a Determination of Applicability, work including masonry work, a new lawn and refacing the front of the property. Sarah Greenough said that she had checked the site and that it has a fairly steep grade and is completely dug up. Mr. Noon said that he has installed siltfence. Carol Gumbart said that she had seen the siltfence installed but not buried the last time she had passed the property. Ms. Gumbart said that despite the incomplete installation no soil or sediment had washed off the exposed yard during recent rainfalls. Mr. Noon said that he is replacing the railroad tie retaining wall with a stonewall, that he is putting in a new lawn and planting trees. Mr. Noon said that the yard already has underground sprinkler system installed. Mr. Noon said that he is planning to roll sod on the lawn. Bill Fateiger said that this is a good idea given the time of year. Mr. Fateiger said that he recommends that Mr. Noon get the sod down as quickly as possible and that he maintain the siltfence. Ed Englemann made a motion, seconded by Bill Fateiger, to issue a Negative Determination #3 to Noon, 61 Teele Road with the conditions that the siltfence be maintained and the sod be installed as quickly as possible. VOTE: Aye, unanimous.

8. Pondview Meadows Comprehensive Permit The Commission was asked by the Town Planner to provide comments on this potential project. After a brief review the Commission agreed to send a memo stating that the project as shown on the plans would not require Conservation Commission approval; that the project is too dense; and that project does not have any market appeal. Carol Gumbart agreed to draft a memorandum for the Commission.

9. Apple Valley Homes, W. Berlin Road Scott Duhaime said that he had observed equipment operating on this site. Mr. Duhaime asked if the developer has prepared to gift the land to the Town as he agreed to. Carol Gumbart said that she contacted the developer over the summer and they indicated that they would be moving ahead over the next month. Ms. Gumbart will call them again for an update.

Respectfully submitted,

Carol A. Gumbart
Conservation Administrator

