

WAYLAND CONSERVATION COMMISSION

Minutes, Wednesday, September 10, 2014 8:32 – 9:10AM

Location: Selectmen's Meeting Room, Town Building, 41 Cochituate Road, Wayland, MA

Present: Commissioners: Roger Backman, Bob Goldsmith, Barbara Howell, Betty Salzberg, Chairperson: Sherre Greenbaum, John Sullivan, Conservation Administrator: Brian Monahan

Not present: Joanne Barnett

Minutes: Assembled from notes taken at meeting

S.Greenbaum opened the meeting at 8:32AM noting that a quorum was present.

1. **8:32 a.m. – Citizens Time: This is a time for input to the Commission regarding items that are *not* on the agenda.**

Mike Lowery, Lakeshore Drive, thanked staff for addressing the barrels in the Castle Hill area that he reported at the last meeting.

2. **Update on Lincoln Road Fields Conservation Restriction and Planned Event**

It was discussed that the event may be moved across the road. Lovelane had agreed to build a bridge over the stone wall and remove the dumpsters. S.Greenbaum asked to move forward with how the Commission wishes to proceed. B.Goldsmith mentioned an entertainment license. B.Howell noted it is too late to stop the event. S.Greenbaum mentioned things to work on going forward as writing rules, having stringent controls, better communication, videotaping before and after an event. B.Salzberg said the event cannot be stopped but the Commission can get written opinions and follow up on rules and remedies for the future. R.Backman said the event was not within the Commission's purview. B.Goldsmith noted possible other violations on the property – skeet shooting and hunting – which were previously discussed, and he commented on drafting regulations. S.Greenbaum read comments from Commissioner J.Barnett that she felt strongly the event should go ahead.

L.Segal mentioned adding a page on the website for lands with Conservation Restrictions. The earlier version of this CR was posted on the CPC website but not the one recorded.

M.Lowery mentioned Board of Public Works jurisdiction over moving the stone wall but it was noted that the wall is on CR property and not on town land.

E.Collins noted that the court could argue that Lovelane would be harmed more by cancelling the event than the Commission would be by the event being held.

T.Boschetto thanked the Commission for protecting the Conservation Restriction and suggested an outline of what was not permitted.

Motion to take no action on the hoedown and write a letter describing it is a violation clearly setting out what is and is not allowed and to not seek legal counsel for injunction; Seconded 6-0

T.Boschetto noted pursuing any damages.

Stone wall is not to be moved; not taking any action in the short gap.

Approved: October 9, 2014

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Members of the Commission met new Town Administrator Nan Balmer.

3. Issuance of Order of Conditions [310 CMR 10.05 (6)]/Chapter 194 Permits (Pending closing of hearings)

a. 7 Lincoln Road; DEP File 322-826

Discussion ensued and Commissioners agreed on denial of the project. B.Howell noted a spelling change on B.Monahan's draft and modifications and additions were discussed briefly. Additional potential findings were discussed and noted by B.Monahan. B.Howell commented on likelihood of appeal. B.Goldsmith noted ability to ask for wildlife habitat study.

Motion to approve findings as amended and deny the project as proposed under the Wetlands Protection Act; Seconded 4-0-2

4. Adjournment – at or before 9:30 am.

Motion to adjourn at 9:10am; Seconded 6-0

The next regular Conservation Commission Meeting is scheduled for Thursday, **September 18, 2014** in the Wayland Town Building.

NOTE: Per changes to the Open Meeting Law, notice of any meeting of a public body shall include "A listing of topics that the chair reasonably anticipates will be discussed at the meeting". AG's Office guidelines state that the list of topics shall have sufficient specificity to reasonably advise the public of the issue to be discussed.

