CONSERVATION COMMISSION
AGENDA
JANUARY 2, 2013
7:00 PM
TOWN HALL - 472 MAIN STREET
ROOM 204

7:00 Draft Stormwater Bylaw - Water Resources Advisory Committee - Ron Beck *(010-011)*

7:15 Notice of Intent - Lot 10B - 64 Charter Road - Thomas & Aurelie Teebagy *(020)*

Proposed construction of a single family dwelling and associated grading, landscaping and utilities within 100 feet of a bordering vegetated wetland, [subdividing #64 Charter] (town atlas plate E-2, parcels 280-2 & 288-1).

7:30 Request for Determination - 2 Stacey's Way - Rahul Chandra *(030)*

Proposed tree removals and fence installation within 100 feet of a bordering vegetated wetland (town atlas plate F-3, parcel 122-1).

MINUTES

December 5	"	" "	FP
December 19		outstanding	

CONSERVATION COMMISSION
MINUTES
JANUARY 2, 2013
7:00 PM
TOWN HALL - 472 MAIN STREET
ROOM 204

COMMISSIONERS PRESENT: Andy Magee, Amy Green, Jim Colman, Tom Arnold, Fran Portante

CONSERVATION ADMINISTRATOR & RECORDING SECRETARY: Tom Tidman

VISITORS: Ron Beck, Janet Adachi, Scott Hayes, Rahul Chandra, Phillip Kenney

7:00 Water Resources Advisory Committee - Draft Stormwater Bylaw - Ron Beck *(010-011)*

Ron Beck from the Water Resources Advisory Committee (WRAC) reported that WRAC has been working on updating stormwater bylaws for three and a half years; the first bylaw, Chapter U, passed in 2010 to protect against illicit connections, discharge to stormwater and compliance with state and federal regulations. The proposed amendments to Chapter U will address post construction. Acton's WRAC principal goal for stormwater is groundwater protection and what the town should be doing to make sure stormwater is going back into the ground. Their plan is to have the bylaw amendments presented and voted on at the April 2013 annual town meeting. WRAC will become a regulatory board and review permits; enforcement and maintenance will be required. Calculations for staff time required to review and enforcement has not been completed; WRAC will be able to answer this issue prior to town meeting.

The Commission noted that they would review the proposed draft and send their comments directly to the WRAC and copy the Conservation Commission's Chairman, Terry Maitland.

7:35 Notice of Intent - Lot 10B - 64 Charter Road - Thomas & Aurelie Teebagy *(020)*

Scott Hayes from Foresite Engineering presented proposed plans for the construction of a single family dwelling and associated grading, landscaping and utilities within 100 feet of a bordering vegetated wetland. The parcel is approximately 3.2 acres, the proposed plan will create one new, one acre lot; the new lot is an Approval Not Required (ANR) lot under the Town's Zoning regulations. The proposed septic system does not have approval from the Board of Health at this time.

Upon query by Mr. Arnold, Mr. Hayes reported that the wetland area drops approximately four feet in elevation from the 200' contour line west of the proposed septic system.

Upon query by Mr. Colman, Mr. Hayes reported that the proposed lawn will be created to the base of the mounded area and remain forested beyond that point; the area is very rocky.

Upon query by abutter Phillip Kenney, Mr. Hayes reported that test holes found soils to a depth of eight to ten feet; blasting may be needed for the house foundation although it seems like large boulders.

Mr. Magee reported to Mr. Kenney that blasting is not permitted for septic system construction, the proposed house location is almost entirely outside of the Commission's jurisdictional area; only the garage and driveway are within the 100' wetland buffer zone.

7:58 Hearing no further comments or questions, Mr. Magee closed the hearing.

Decision - Lot 10B - 64 Charter Road

Ms. Portante moved that the Commission issue a standard Order of Conditions for the plans as presented, Mr. Arnold 2nd; unanimous.

Request for Determination - 2 Stacey's Way - Rahul Chandra *(030)*

Rahul Chandra presented proposed plans for the removal of several pine trees and installation of a fence within 100 feet of a wetland; he wishes to remove the pine trees for safety reasons, he is concerned that they may fall onto his house. He plans to install a stockade fence around the rear lawn area to enclose it for his children.

Mr. Magee explained the purpose of the setbacks under the town's bylaw and stated that he would like to see some plantings provided in place of the pines that are to be removed. Mr. Magee noted that he feels that the tree removals are permissible, but that the area beyond the fence, between 50-60' from wetlands should be allowed to naturalize. The stumps in this area should not be removed and the area should not be graded.

Mr. Magee stated that he would like the fence location marked and trees to be removed marked in the field and reviewed by Mr. Tidman prior to commencement of work.

Hearing no further comments, Mr. Magee closed the meeting.

Determination of Applicability - 2 Stacey's Way

Ms. Portante moved that the Commission find the work described in the Request to be within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions:

1. Trees to be removed and the proposed fence location shall be marked in the field to be reviewed and approved by the Conservation Administrator prior to commencement of work.
2. The trees to be removed outside the proposed fence area are not to be grubbed-out, no further disturbance is allowed.
3. The trees to be removed within the proposed fence area may be grubbed-out.

Mr. Colman 2nd; unanimous.

8:40 Meeting adjourned.

Terry Maitland

Terry Maitland,
Chair

TT:ahr
ahr.concom.minutes.2013.01-02-2013
ahr rec'd 1/3/2013pm

Xerox DocuShare®

Guest Login

Home Content Map What's N

Search In: This Collection

Location: Home » Public Meetings » Conservation Commission » 2013 Meetings » 01-02-2013 Listing

01-02-2013

Refresh

Type	Title	Owner	Edited	Size	Actio
PDF	0001 - January 2 Agenda	naturalres	12/28/12	12 KB	
PDF	010 - Water Resources Advisory Committee - Stormwater Presentation	naturalres	12/28/12	2 MB	
PDF	011 - CHAPTER-W - Draft for Town Review	naturalres	12/28/12	124 KB	
PDF	020 - Notice of Intent - Lot 10B - 64 Charter Road	naturalres	12/27/12	2 MB	
PDF	030 - Request for Determination - 2 Stacy's Way	naturalres	12/28/12	167 KB	