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January 14, 2013

Conservation Commission
Town Offices
Acton, MA

By Email

**Re: 70 Newtown Road (Kelley)
Final Report**

Dear Commission Members:

Please accept this report as a final observation of required work in connection with a Commission request in 2008 to restore a portion of the referenced property. As brief background, I prepared a complete restoration plan in April of 2009. During the summer of last year I was asked by the owners to revisit the property. At the time I met the Commission's agent, Tom Tidman, as well as the Kelley's counsel, Carlos Melon, and walked the site. I found that during the intervening four years, the areas previously impacted had revegetated with a diversity of native species. I observed no invasives; growth throughout was even and relatively dense. Further planting work in the area would be damaging to the resource area, and the underlying plants are clearly sufficient to meet the Commission's restoration goals. I recommended that two things occur to complete the work:

- Posts with buffer zone signs be installed along the edge of the wetland, and
- Turtle habitat as required in the original Order of Conditions (OOC) be established.

Subsequently, I met the Kelley's landscaper on site and flagged the location of the proposed sign posts, as well as marked the area of turtle habitat. Once that work was completed, I was notified again and made a final site inspection. I found all work to be satisfactory, and took photographs of the completed work. Those photographs follow:



Fig. 1: Example of sign placard.



Fig. 2: Posts and areas of regrowth.



Fig. 3: Area recently exposed for turtle habitat.



Fig. 4: Closeup of a sign and regrowth.



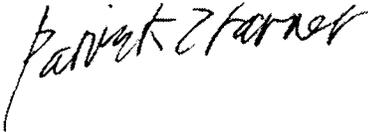
Fig. 5: A second photo of area exposed for turtle habitat.

Conclusion

In my professional opinion, the current conditions satisfy paragraph H. 4. of your OOC (MassDEP file #85-1014). The area impacted by the 2008 work is fully restored and exhibits a sufficient diversity of native plants so that the area now mimics the original wetland resource and its associated upland buffer.

I recommend that the Commission issue a Certificate of Compliance for the associated OOC. Please contact me with any questions.

Very truly yours,

A handwritten signature in black ink that reads "Patrick Garner". The signature is written in a cursive, slightly slanted style.

Patrick Garner
Professional Wetland Scientist