ACTON CONSERVATION COMMISSION
MINUTES
MAY 1, 2013
7:00 PM
TOWN HALL - 472 MAIN STREET
ROOM 204

COMMISSIONERS PRESENT: Terry Maitland, Amy Green, Bill Froberg, Jim Colman, Fran Portante

NATURAL RESOURCES DIRECTOR & RECORDING SECRETARY: Tom Tidman

VISITORS: Scott Hayes, Paul Campbell, David Goulet

7:15 Notice of Intent - 21 Elm Street - Acton Recreation Dept. *(010)*

Mr. Tidman presented proposed plans for the installation of new playground equipment, grading, drainage improvements, installation of fencing, accessibility improvements and resurfacing of existing tennis courts. The Town plans to replace the Elm Street playground which was removed last year. Improvements will be made to the picnic pavilion by adding a new concrete floor. The new playground will be within the existing foot print of the old playground site.

Ms. Green expressed concern regarding the fact that there is no stormwater report and asked if one is required.

Mr. Froberg stated that the wood fiber must be natural with no preservatives in the material.

Hearing no further questions Mr. Maitland closed the hearing.

Decision - 21 Elm Street

Ms. Green moved that the Commission issue an Order of Conditions amending standard Bylaw conditions 18 & 19 for the plan as presented with the following special conditions:

1. The applicant shall submit a narrative of the stormwater report before commencement of construction.
2. The applicant assures that the mulch used around the playground structures must be a natural material, free of preservatives.

Mr. Colman 2nd; unanimous.

Request for Determination - 655 Main Street - Veterans Field - Acton Recreation Dept. *(020)*

Mr. Tidman presented proposed plans for the addition to an existing 10'x15' storage shed for the purpose of providing additional storage space for Little League. There is room to add a shed to the existing storage area and meet the Bylaw's 75' no-structure setback. Mr. Tidman noted that the wetlands were flagged in April 2013.

Hearing no comments or questions, Mr. Maitland closed the meeting.

Determination - 655 Main Street - Veterans Field

Mr. Froberg moved that the Commission find the work described in the Request is 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 (-3). Ms. Green 2nd; unanimous.

Notice of Intent - Stow Street - Town of Acton *(030)*

Paul Campbell, from the Acton Engineering Department, presented proposed plans to replace the existing culvert located next to 122 Stow Street. He noted that the Acton Water District is planning on replacing the water main along Stow Street and the Town of Acton will replace the culvert while the roadway is open. The existing 36" metal culvert will be replaced with a 24" concrete culvert, 40' in length. There will be no change in flow pattern. The headwalls will be replaced from the street side of the project and there will be no activity within the wetland for the construction.

Upon query by Ms. Green, Mr. Campbell reported that the Town will coordinate with the Water District to control dewatering, erosion and siltation prevention.

Upon query by abutter David Goulet, Mr. Campbell stated that the headwall will be replaced with a similar style to what exists now.

Hearing no further comments or questions, Mr. Maitland closed the hearing.

Decision - Stow Street

Ms. Portante moved that the Commission issue an Order of Conditions amending standard Bylaw conditions 18 & 19 for the plans as presented with the following conditions:

1. Dewatering shall be controlled; no silt is to enter wetlands.
2. Erosion control devices shall remain in place for the duration of the project activity.

Mr. Froberg 2nd; unanimous.

Request for Determination - Pope Road Sidewalk - Town of Acton *(040)*

Paul Campbell, from the Acton Engineering Department, presented proposed plans for the completion of a section of sidewalk along Pope Road from Proctor Street in a northerly direction approximately 200-feet in length. This section of sidewalk will connect two existing sections along Pope Road. The sidewalk will be pitched toward Pope Road; the existing stone wall will remain as is.

Upon query by Mr. Maitland, Mr. Campbell reported that the entire project should take approximately one week to complete; there is less than 1,000 s.f. of buffer zone alteration.

8:05 Hearing no further comments or questions, Mr. Maitland closed the meeting.

Determination - Pope Road Sidewalk

Mr. Froberg moved that the Commission find the work described in the Request is 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 (-3) with the following special conditions:

1. The applicant shall submit a request for waiver justifying the project based on public benefit and minimal surface area impact.
2. The Commission waives Section F8.3 of the Bylaw as the as this section of sidewalk connects to an existing sidewalk where no other reasonable alternative access is available.

Ms. Portante 2nd; unanimous.

Request for Determination - Road Resurfacing - Town of Acton *(050)*

Paul Campbell, from the Acton Engineering Department, presented proposed plans for road resurfacing of the following roadways: Harris Street from Great Road to Main Street; Eastern Road from Main Street to turnaround; Kingman Road from Willow Street to Arlington Street; Castle Drive from Kingman Road to turnaround; Adams Street from Parker Street to High Street; Minot Avenue from Taylor Road to Concord Road; Central Street from Willow Street to Windsor Avenue. All roads noted will be ground and resurfaced without expansion of the road width.

8:25 Hearing no comments or questions, Mr. Maitland closed the meeting.

Determination - Road Resurfacing

Mr. Froberg moved that the Commission find the work described in the Request is 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 (-3); Ms. Green 2nd, unanimous.

Continuation - Notice of Intent - 330 Nagog Hill Road *(060 pending)*

Scott Hayes from Foresite Engineering reported that he met with Mr. Tidman and has developed a planting plan for the disturbed area; however he has not yet been able to meet with the owner/applicant for their approval of the plan as drafted and requested that the Commission continue the hearing in order for him to do so.

Mr. Maitland continued the hearing until May 15, 2013 at 7:40 PM.

8:35 Request to Amend Order of Conditions - Lot 10B Charter Road - 85-1107 *(070)*

Scott Hayes from Foresite Engineering reported that the owner/applicant wishes to construct an additional driveway turn-out because they are concerned about backing out onto this section of Charter Road as it does not have good sight-line. The proposed amendment to the previously approved plan is to install a pervious Turfstone™ paver turnout; the closest point will be approximately 60' from wetlands in an area originally proposed as lawn. Mr. Hayes stated that he feels that the pavers are not considered a structure as defined under the Bylaw and the Commission could approve this proposed amendment for the following reasons:

1. It is a safety issue;
2. There is an existing structure closer to the wetland than the proposed pavers;
3. He defines this amendment as landscaping.

Mr. Colman noted to the Commission that they will need to decide if this is a red-line change and if the pavers are considered a structure as the previously approved stone wall is a structure.

The Commission determined that the proposed amendment will require an amended Order of Conditions; an amended Notice of Intent must be filed for the requested modifications to the originally approved plan.

Request for Certificates of Compliance - 70 Newtown Road - 85-1014 & 85-984 *(080 - 084)*

Mr. Tidman reported that he has inspected the site with Patrick Garner, consultant representing the applicant, and finds that the work is substantially complete, including the area where trees had been removed without a permit; re-vegetation of the cleared area is well established.

Mr. Colman moved that the Commission issue Certificates for both Orders of Conditions as recommended by Mr. Tidman; Mr. Froberg 2nd, unanimous.

MINUTES

The previously approved minutes of March 20 were signed by the Chairman.

9:20 Meeting adjourned.

Terry Maitland
Chair

TT:ahr
ahr.concom.minutes.2013.05-01-2013
ar rec'd 5/7 pm

ACTON CONSERVATION COMMISSION
AGENDA
MAY 1, 2013
7:00 PM
TOWN HALL - 472 MAIN STREET
ROOM 204

7:15 Notice of Intent - 21 Elm Street - Acton Recreation Dept. *(010)*

Proposed installation of new playground equipment, grading, drainage improvements, installation of fencing, accessibility improvements and resurfacing of existing tennis courts within 100' of a bordering vegetated wetland and riverfront area (town atlas plate E-2, parcel 247).

7:20 Request for Determination - 655 Main Street - Veterans Field - Acton Recreation Dept. *(020)*

Proposed addition to an existing 10'x15' storage shed within 100' of a bordering vegetated wetland (town atlas plate D-5, parcel 32).

7:30 Notice of Intent - Stow Street - Town of Acton *(030)*

Proposed culvert replacement located next to 122 Stow Street within wetland and flood plain area (town atlas plate H-2, parcel 53 and adjacent to parcel 64).

7:40 Request for Determination - Pope Road Sidewalk - Town of Acton *(040)*

Proposed completion of a section of sidewalk along Pope Road from Proctor Street in a northerly direction for 200-feet (town atlas plate F-5, parcel 12-11). Work will occur within 100' of a bordering vegetated wetland.

7:45 Request for Determination - Road Resurfacing - Town of Acton *(050)*

Proposed road resurfacing in the following locations: Harris Street from Great Road to Main Street; Eastern Road from Main Street to turnaround; Kingman Road from Willow Street to Arlington Street; Castle Drive from Kingman Road to turnaround; Adams Street from Parker Street to High Street; Minot Avenue from Taylor Road to Concord Road; Central Street from Willow Street to Windsor Avenue. Some work will occur within 100' of bordering vegetated wetlands.

8:00 Continuation - Notice of Intent - 330 Nagog Hill Road *(060 pending)*

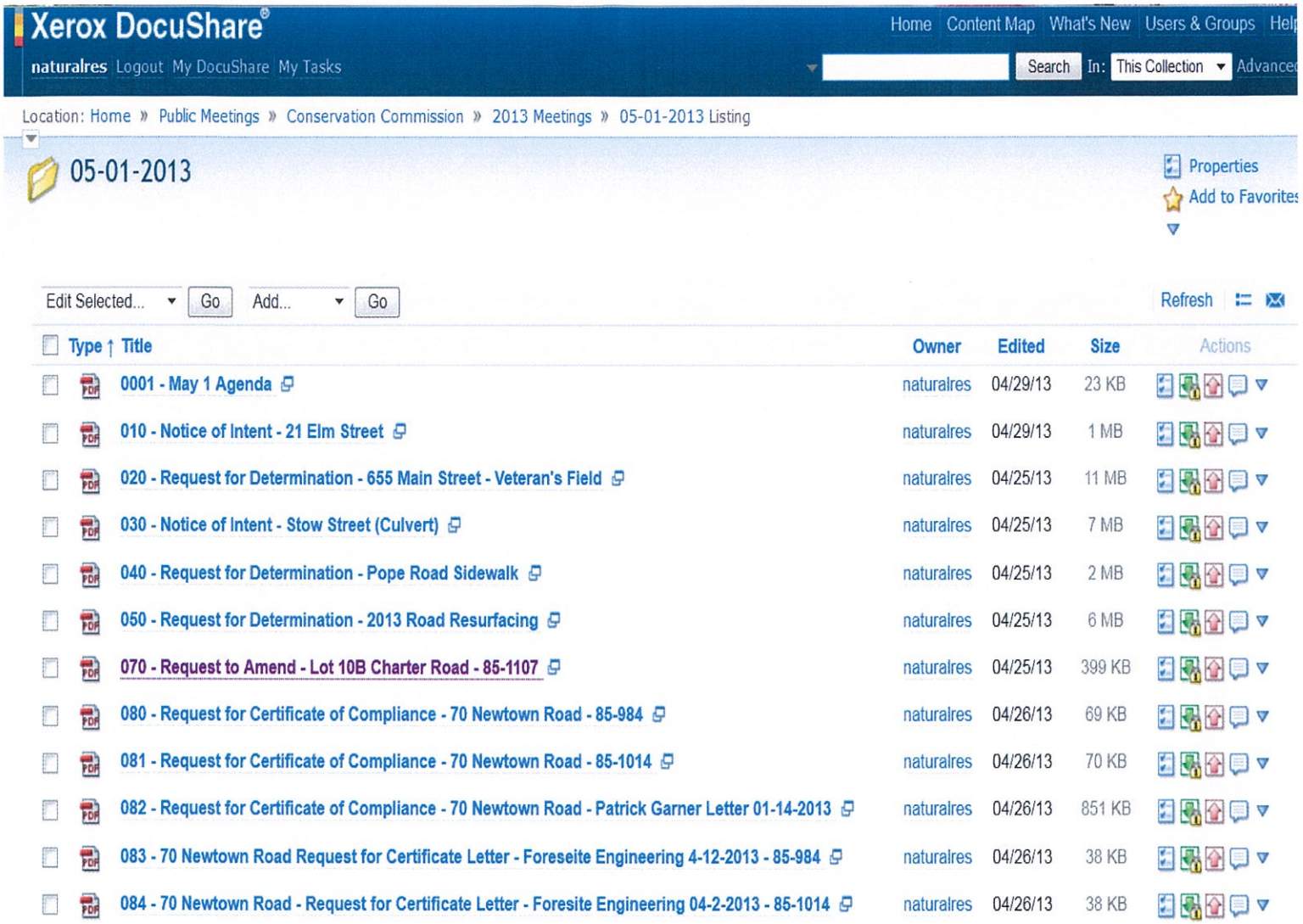
8:10 Request to Amend Order of Conditions - Lot 10B Charter Road - 85-1107 *(070)*

Minor revision to the proposed site work.

Certificates of Compliance - 70 Newtown Road - 85-1014 & 85-984 *(080 - 084)*

MINUTES

March 20 *voted April 17* signature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05-01-2013
Properties
Add to Favorites
Edit Selected... Go Add... Go
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0001 - May 1 Agenda naturalres 04/29/13 23 KB
010 - Notice of Intent - 21 Elm Street naturalres 04/29/13 1 MB
020 - Request for Determination - 655 Main Street - Veteran's Field naturalres 04/25/13 11 MB
030 - Notice of Intent - Stow Street (Culvert) naturalres 04/25/13 7 MB
040 - Request for Determination - Pope Road Sidewalk naturalres 04/25/13 2 MB
050 - Request for Determination - 2013 Road Resurfacing naturalres 04/25/13 6 MB
070 - Request to Amend - Lot 10B Charter Road - 85-1107 naturalres 04/25/13 399 KB
080 - Request for Certificate of Compliance - 70 Newtown Road - 85-984 naturalres 04/26/13 69 KB
081 - Request for Certificate of Compliance - 70 Newtown Road - 85-1014 naturalres 04/26/13 70 KB
082 - Request for Certificate of Compliance - 70 Newtown Road - Patrick Garner Letter 01-14-2013 naturalres 04/26/13 851 KB
083 - 70 Newtown Road Request for Certificate Letter - Foreseite Engineering 4-12-2013 - 85-984 naturalres 04/26/13 38 KB
084 - 70 Newtown Road - Request for Certificate Letter - Foresite Engineering 04-2-2013 - 85-1014 naturalres 04/26/13 38 KB