



TOWN OF ACTON
Municipal Properties Department
472 Main Street
Acton, Massachusetts, 01720
Telephone (978) 929-7744
MP@acton-ma.gov

LEGAL NOTICE - Public Shade Tree Removal

In accordance with MGL Chapter 87, Section 3, and MGL Chapter 40, Section 15C notice is hereby given that the Acton Tree Warden and the Acton Planning Board will hold a combined Tree Removal and Scenic Roads hearing at 8:15 PM on Tuesday, October 1, 2013, in the Faulkner Hearing Room, Acton Town Hall, relative to the removal of the following Public Shade Trees:

34" DBH Oak, located at Pope Road near Bayberry Road

45" DBH Oak, at 26 Taylor Road

22" DBH Pine, located at 30 Taylor Road

27" DBH Pine, located at 30 Taylor Road

4" DBH Buckthorn, located at 52 Taylor Road

15" DBH Elm, located at 62 Taylor Road

11" DBH Elm, located at 62 Taylor Road.

The removal at Pope/Bayberry is for intersection sight improvement; the removal on Taylor Road are for sidewalk construction.

Objection to the proposed removal may be made in writing prior to, or verbally at the hearing.

Dean A. Charter
Tree Warden

TO: Dean Charter

From: Chris Prehl

Subject: Pope Rd. at Bayberry Rd.

Date: August 13, 2013

Dean,

I viewed the intersection of concern and read the letter drafted by the Hanley's. The tree in question indeed dose impede an operators view of approaching vehicles on Pope Rd. approaching Bayberry. In order for an operator to get a full unobstructed view of an approaching vehicle the operator has to pull further up into the intersection increasing the chance of a collision. I feel that removing the tree would increase the sight distance and also decrease the chance of a collision at this location.

Christopher N. Prehl
Detective/Safety Officer
Acton Police Department
Traffic Division

Dean A. Charter, MCA, MCPPO
Municipal Properties Director
Town of Acton
472 Main Street
Acton, MA 01720

August 7, 2013

Dear Mr. Charter,

As discussed, we respectfully request that the Town of Acton consider removing the tree that is located on the corners of Pope and Bayberry Roads (the one located on the left corner as you take a left onto Pope Road from Bayberry Road). This tree diminishes visibility in a way that causes danger to drivers exiting Bayberry Road. Because of the large tree, drivers coming from Bayberry Road turning onto Pope Road need to edge the front of their vehicles out onto Pope Road in order to see if cars are coming from the left before making a turn. This is less than ideal in any driving situation, but even worse during winter months when the road is icy. During the winter months, as drivers are edging out to see beyond the tree, vehicles tend to slide a bit more than planned, putting the vehicles in the way of oncoming cars. If a driver is new or unfamiliar with this spot, there is a serious risk of an accident. Several drivers, including ourselves, have had near misses in that very spot because of the ice on the road and lack of visibility. If the tree were removed, there would be no need to edge out onto Pope Road to see beyond it. This spot is especially concerning because it is located at the same intersection as the junior high and high school bus stop for our neighborhood, where many students are waiting for the bus each morning. We feel that safety is more important than the beauty that this tree provides and request that it be removed to significantly lower the risk of a serious accident on that corner. If you would like to discuss this further, please call us at 978-263-2752. Otherwise, we would like to follow Town of Acton procedures to have the tree removed.

Below and on the next page are some signatures of other neighbors in favor of having the tree removed for safety reasons.

Thank you for your attention to this matter and we look forward to hearing from you.

Respectfully,
Ann Marie Hanley Bill Hanley 8/7/13

Ann-Marie and William Hanley
12 Phlox Lane, Acton, MA

Name <u>Joan Nessel</u>	Address: <u>7A Pope Rd.</u>	Signature: <u>Joan Nessel</u>
Name <u>Marlynn Oestery</u>	Address: <u>4 PHLOX LN</u>	Signature: <u>M. Oestery</u>
Name <u>Sean E. Smith</u>	Address: <u>11 Magnolia Dr.</u>	Signature: <u>Sean E. Smith</u>
Name <u>Minkui Shen</u>	Address: <u>7 Magnolia</u>	Signature: <u>7 Magnolia</u>
Name <u>Wei Rao</u>	Address: <u>7 Magnolia Dr.</u>	Signature: <u>Wei Rao</u>
Name <u>HONGFANG YANG</u>	Address: <u>6 ROSE CT, Acton.</u>	Signature: <u>Hongfang Yang</u>
Name <u>Noreen Zaman</u>	Address: <u>1 Magnolia Dr.</u>	Signature: <u>Noreen Zaman</u>
Name <u>SUJAN KABIR</u>	Address: <u>1 Magnolia Drive</u>	Signature: <u>Sujan</u>
Name <u>Terry Iandioris</u>	Address: <u>9 Bayberry Road</u>	Signature: <u>Terry Iandioris</u>
Name <u>Qihong Meng</u>	Address: <u>10 Bayberry Rd</u>	Signature: <u>Qihong Meng</u>
Name <u>KEKE LU</u>	Address: <u>6 Myrtle Drive</u>	Signature: <u>Keke Lu</u>

Signatures continued from Letter to Dean A. Charter, MCA, MCPPO dated August 7, 2013 Regarding Removal of Tree at Pope and Bayberry Roads

Name	<u>Keke Wu</u>	Address:	<u>10 Bayberry Road</u>	Signature:	<u>Keke Wu</u>
Name	<u>Derrick Belka</u>	Address:	<u>8 Phlox Lane</u>	Signature:	<u>Derrick Belka</u>
Name	<u>Carole Bennett</u>	Address:	<u>6 Phlox Lane</u>	Signature:	<u>Carole Bennett</u>
Name	<u>Leanna Cornelius</u>	Address:	<u>6 Phlox Lane</u>	Signature:	<u>Leanna Cornelius</u>
Name	<u>Jeffra Nelson</u>	Address:	<u>7 Pope Road</u>	Signature:	<u>Jeffra Nelson</u>
Name	<u>Tom Michelman</u>	Address:	<u>6 Magnolia Dr</u>	Signature:	<u>Tom Michelman</u>
Name	<u>Sal Ricciardone</u>	Address:	<u>5 Myrtle Drive</u>	Signature:	<u>Salvatore Ricciardone</u>
Name	<u>Tamara Ricciardone</u>	Address:	<u>5 Myrtle Drive</u>	Signature:	<u>Tamara Ricciardone</u>
Name	<u>Ann Tandiorio</u>	Address:	<u>8 Bayberry</u>	Signature:	<u>Ann Tandiorio</u>
Name	<u>Elizabeth Barrett</u>	Address:	<u>3 Phlox Lane</u>	Signature:	<u>Elizabeth Barrett</u>
Name	Edward L. Hesel	Address:	<u>5 Phlox Lane</u>	Signature:	<u>Edward Kelly</u>
Name	<u>Edith H. Hesel</u>	Address:	<u>18 Bayberry Rd</u>	Signature:	<u>Edith H. Hesel</u>
Name	<u>Barbara J. Reichert</u>	Address:	<u>10 Magnolia Dr</u>	Signature:	<u>Barbara J. Reichert</u>
Name	<u>James Reichert</u>	Address:	<u>✓ ✓</u>	Signature:	<u>James Reichert</u>
Name	<u>Cheryl Newey</u>	Address:	<u>7 Rose Ct</u>	Signature:	<u>Cheryl M Newey</u>
Name	<u>Lisa B Pearson</u>	Address:	<u>3 Magnolia Dr</u>	Signature:	<u>Lisa B Pearson</u>
Name	<u>John Pearson</u>	Address:	<u>3 Magnolia Dr</u>	Signature:	<u>John Pearson</u>
Name	<u>Naura Sharp</u>	Address:	<u>2 Phlox Ln.</u>	Signature:	<u>Naura Sharp</u>
Name	<u>Kent Sharp</u>	Address:	<u>2 Phlox Ln.</u>	Signature:	<u>Kent Sharp</u>
Name	<u>Sonya Shvartsman</u>	Address:	<u>5 Magnolia Drive</u>	Signature:	<u>Sonya Shvartsman</u>
Name	<u>Al Kummick</u>	Address:	<u>3 Rose Ct</u>	Signature:	<u>Al Kummick</u>
Name	* NEIGHBORS IN FAVOR BUT ON VACATION/WILLING TO SIGN:			Signature:	<u>978-263-3120</u>
Name	<u>ROGER BARRETE</u>	Address:	<u>3 PHLOX LANE</u>	Signature:	<u>978-263-3120</u>
Name	<u>ANDREA HEYDA</u>	Address:	<u>4 MAGNOLIA DRIVE</u>	Signature:	<u>978-263-3236</u>
Name	<u>MARK SIEB</u>	Address:	<u>4 MAGNOLIA DR</u>	Signature:	<u>978-263-3263</u>
Name	<u>MONA BORN HORST</u>	Address:	<u>9 MAGNOLIA DR</u>	Signature:	<u>978-263-9539</u>
Name	<u>SHARON KUMNICK</u>	Address:	<u>3 ROSE COURT</u>	Signature:	<u>978-263-1862</u>
	<u>STEVE + CATHERINE SMITH</u>		<u>22 BAYBERRY Rd</u>		<u>978-263-7535</u>

