

**ACTON CONSERVATION COMMISSION  
MINUTES  
November 4, 2015  
7:15 PM  
TOWN HALL - 472 MAIN STREET  
ROOM 204**

**COMMISSIONERS PRESENT:** Terry Maitland, William Froberg, Andrew Magee, Amy Green, Jim Colman, Paula Goodwin

**RECORDING SECRETARY:** Fran Portante

**VISITORS:** James Bernhard

**7:15 Request for Determination: 456 Massachusetts Avenue: Withdrawn.**

**7:30 Request for Determination: 34 Robbins street**

*The project entails reconstruction of the walkway to the dwelling from the existing gravel driveway to the side door including flagstone steps and grading of slope to the south to match the existing grade. Work is within 100 feet of Bordering Vegetated Wetland.*

James Bernhard, owner and resident of 34 Robbins St. presented. A plan had been submitted that showed the walkway outside of any critical resource areas. The existing access was unsafe and had caused injury to a family member. He also indicated that he understood the violations and the need to restore the site to its original state.

Mr. Colman mentioned that the homeowner needed to get the walkway done. He also summarized the status of the project in general. An enforcement order is in place and amendments to the order were finalized. He concurred that work on the walkway was not near any of the resource areas of concern. Therefore, there would be no major impact on the wetland areas. The applicant was told he must notify the Conservation Agent before any work begins.

The amended enforcement order was reviewed and the deadline of November 30 for completion of the removal of illegal material, was included.

**Decision:** Mr. Magee moved to issue a Negative 3 determination, that is, work described in the Request will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent. Mr. Colman seconded and the vote was unanimous.

**Notice of Intent** for 34 Robbins Street, continued from October 21, was rescheduled for December 2, per applicant request.

**Notice of Intent** for 176 Central Street/12 Summer St, continued from September 2, was again continued to November 18, 2015 per applicant request.

**Request for Extension:** 100 Martin Street

Mr. Maitland, owner of the property, recused himself from the vote. Mr. Magee presided over the decision in his absence.

Mr. Colman moved to approve an extension of the existing Order of Conditions (DEP # 85-1103) to November 7, 2018. Mr. Froberg seconded, vote unanimous.

**Minutes:**

**October 7, 2015:** Reviewed by TM, AG, AM

Mr. Colman moved to approve the minutes of October 7, Mr. Froberg seconded, unanimous vote.

**October 21, 2015:** Pending

**Meeting adjourned at 7:45 PM.**



Terry Maitland  
Chairperson

**ACTON CONSERVATION COMMISSION  
AGENDA  
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Continued from October 21.

**7:45 Notice of Intent: 176 Central Street/12 Summer St**

Continued to Nov. 18.

**Request for Extension: 100 Martin Street**

**Minutes: October 7, 2015: Reviewed by TM, AG, AM**

October 21, 2015: Pending

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11-04-2015

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<input type="checkbox"/>	101 - 34 Robbins St RDA Plan	naturales	10/30/15	96 KB	[Icons]
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