



Paxton Conservation Commission

Minutes, September 8, 2011 Meeting

Location and Time Paxton Town Hall 7:51 – 8:45 pm

Attendance Commissioners: Chris Keenan (chair), Justin Thackeray (vice-chair), Marisa Ayvazian, Michael Voorhis. James Robert, Daniel Gehrich. Others present: Holly Robert, Mark Love.

Minutes Minutes of the August 11, 2011 meeting were not available.

Public Hearings:

Notice of Intent for construction of new homes and associated septic systems at **Lots 1 & 2, Davis Hill Road**. This was a continued hearing from the August 11, 2011 meeting. A further continuation was requested, to conduct a new survey of work already performed and to reassess the location of wetlands on the site. Hearing was continued to October 13th 2011 at 8pm.

Miscellaneous

- Ongoing discussion of issues around **313 Richards Avenue** (Jim Robert recused himself from this discussion):
 - The commission received a response from Patrick Garner to David E. Ross Associates review of the Eggleston hydrological survey of the Robert and Love properties on Richards Avenue review less than 24 hours before the meeting.
 - Keenan stated that he is disappointed with the mapping data provided by Patrick Garner, they are hand-drawn, not to scale and too small (on 8 1/2 x 11 sheets of paper); Keenan will speak with Eggleston and Garner to get better maps.
 - Keenan reported receiving a phone call from Mark Love, stating that Jim Robert was adding more sandbags at the location of the existing sandbags along the wall separating their properties. Keenan stated that the Roberts should have notified the commission before placing the bags; the Roberts stated that this was an emergency action due to heavy rains from Tropical Storm Irene; Commissioners agreed that the bags should be removed within seven days.
 - Holly Robert presented a list of concerns about wetlands protection violations by Mr Love (document attached); Keenan pointed out that most of what Mrs Robert described is currently in litigation, much of the work performed on his property was approved by Massachusetts DEP on the basis of a consent order and therefore the commission cannot go back and reassess these same issues. Mark Love stated that much of what is described was also presented at the public hearings during the litigation.
 - One remaining question is whether a stream existed on the property prior to the work performed in the wetlands; aerial photos are available for purchase from 1999 that might be useful.
 - Further discussion of the Ross Associates review was tabled until the October meeting, to allow commissioners time to read the document.
- Thackeray will visit 418 Grove St.
- Commission was contacted by the Town to ascertain whether Connie White was actually still a member of the commission; it was agreed to send a letter confirming that she had indeed resigned.
- Commissioners discussed the upcoming meeting with Select Board, concerning a plan to purchase property previously planned as a 40B development known as Muir Meadow, opposite Indian Hill Road on Pleasant Street; Keenan recused himself as Quinn Engineering has been involved in the project. Commissioners agreed that we would have to wait to hear the Selectman's plan, but in principle we would be willing to spend some of the commissions funds; although we would not want to exhaust them in case of urgent future need for other purposes.
- A letter from the law offices of John Keenan requesting a Certificate of Compliance for 12 Lantern Circle was received. The proper certificate and \$25 fee was missing; no action taken.
- A bill for \$1835 to David E. Ross Associates, for the review of the Eggleston hydrological survey of the Robert and Love properties on Richards Avenue, was approved.

The next meeting of the Commission will be held on Thursday, October 13th at 7:30 PM.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Justin Thackeray". The signature is fluid and cursive, with a large loop at the end.

Justin Thackeray