



## ***Paxton Conservation Commission***

### ***Minutes, July 24, 2014 Meeting***

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**Location and Time** Paxton Town Hall 7:57 – 9:15 pm

**Attendance** Commissioners:, Chris Keenan (chair), Tim Lauring, James Robert (vice-chair), Holly Robert (associate), Gerald Ryan, Michael Voorhis (secretary), Commissioners Absent: Marisa Ayvazian (vice-chair) Others present: Kevin Quinn (Quinn Engineering), Marc Curtis, Mark Farrell (Green Hill Engineering)

Chris Keenan opened the meeting at 7:57pm, but immediately recused himself and moved to the public seating because of his company's involvement with the first two public hearings (1 Brigham Road and 19 Keep Avenue).

#### **Request for Determination of Applicability – 1 Brigham Road (Lot 2R)**

Jim Robert chaired the hearing because Chris Keenan recused himself. Kevin Quinn of Quinn Engineering has been retained to represent Robert Diverdi who was issued an Enforcement Order on 6/12/2014 for filling, grading, and removal of vegetation on the south side of the barn driveway extending to the bordering vegetated wetland. The Commission requested a Notice of Intent and restoration plan be filed. The address on record with the Paxton Assessor's office is 951 Pleasant Street for the barn property. KQ advised the Commission that Mr. Diverdi has retained EcoTec, Inc. to delineate the wetlands on the property. Wetlands on the property were located 101 feet from the barn. Because the wetland delineation work has not been done, he would like to request a continuance to the next meeting (8/14/2014). Although he wasn't sure, KQ thought that Art Allen would be the wetland scientist who would be doing the work. KQ presented a series of historical aerial images dating back to when the Pierce barn had been located in the area in question and stated that Mr. Diverdi had been attempting to clean up the property. The Commission noted that in addition to Bordering Vegetated Wetland, there may be other resource areas (Riverfront, Bordering Land Subject to Flooding, Streams, etc.) and that there has already been filling which has taken place on the property. A motion was made by Mike Voorhis to continue the hearing; second by Jim Robert, unanimous approval.

#### **Request for Determination of Applicability – 19 Keep Avenue**

Jim Robert chaired the hearing because Chris Keenan recused himself. Kevin Quinn of QEI presented a plan for a proposed septic system replacement. The upgraded system will be constructed in the back yard which is upgradient from the wetlands on the north side of the property. This was the best location given the wetlands in the front yard and near the shed on the north side of the property. The existing septic system is located in the same general area where the replacement system will be located. Some large trees may need to be removed. New owners are now living in the property and Dig In Deep would like to proceed with the septic system repair as soon as possible. Wetlands were delineated by EcoTec and flagging is shown on the plan. An EcoTec wetland resource evaluation report has been included along with DEP field data forms. KQ is requesting a Negative Determination based on the plan design which will be a buffer zone only project and will not alter any areas subject to protection. Mike Voorhis made a motion for a negative determination with no conditions, second by Jim Robert, all in favor.

#### **Notice of Intent – 131 Suomi Street (Lot 7)**

Chris Keenan resumed the Chair position, and Jim and Holly Robert recused themselves, moving to the audience seating. Mark Farrell of Green Hill Engineering presented the plan for the construction of a single family home with septic, well, and driveway. The plan is to bring excess fill to the other lot, lowering the hill to make better site visibility. They will keep the vegetation intact. There will be an earthen berm. A culvert will slowly bleed water out but a 25' buffer will be maintained. After discussion, a motion was made by Jerry Ryan for a standard Order of Conditions incorporating 2 special conditions:

(1) any soil stockpiled on the site must be stored outside the buffer zone, and (2) any roof drains must be directed towards the stormwater basin. Motion seconded by Mike Voorhis, unanimously approved.

**Request for Certificate of Compliance – 29 Crystal Street**

Gina Genatasio has requested a Certificate of Compliance for a septic system replacement, DEP File #257-0215. Chris Keenan inspected the site on 7/7/2014 and recommends complete certification. An As-Built Plan for the septic system is on file with the Board of Health for the project. A motion was made by Jim Robert to issue the Certificate of Compliance with no ongoing conditions as there are no concerns; seconded by Mike Voorhis, unanimous.

Other Business:

Meeting minutes of 6/12/2014 and 6/26/2014 were unanimously approved with no changes.

Bills: The MACC dues for the upcoming year still needs to be paid and will be addressed at the next regular meeting.

A Forest Cutting Plan has been received from forester Kimball P. Moore for Pleasant St. in Paxton, land owned by Marsha Gilligan and Jacklyn Fleming. The site locus shows the location of the lot in the vicinity of Franklin, Briarcliff and Pleasant Street. This is a large lot and two or more landings will be used. One landing will be across the land of Teresian Carmelites via an access road at Pleasant View Nurseries.

The Commission has not received updated reports from developer Bob Clark on Davis Hill Lots 1 and 2, and Spaulding Woods. The wetland replication must be done on Lot 2 before any other work may be completed. Holly Robert has visited the site and concerns were noted to QEI. The hay bales need to be replaced everywhere on Lot 2, flagging for the wetland replication area is unclear, and access road to Spaulding Woods was being used where it was supposed to have been blocked off. A retaining wall appears to have been built on Lot 1. There appears to be some other work in progress at Spaulding Woods. Jim Robert will contact Bob Clark about these issues.

Violation Notice letters have been sent by Chris Keenan to 134 Pleasant St. (Howe's Farm and Garden) and 516 Pleasant St. (George Wilson) due to debris being piled either in or in close proximity to wetland resource areas.

Agenda for the August meeting will include –

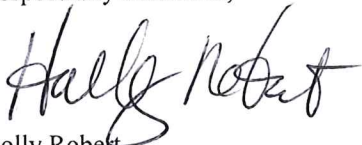
8:00 PM - 196 West St. (AT&T Mobility)

8:15PM – 1 Brigham Rd. (Diverdi)

8:30PM – 217 Richards Ave. (Worcester County Memorial Park)

The meeting was adjourned at 9:15 PM. The next regularly scheduled meeting of the Commission will be on Thursday, August 14, 2014 at 7:30PM.

Respectfully submitted,



Holly Robert  
Associate Commissioner

For Michael Voorhis, Secretary

