



PAXTON CONSERVATION COMMISSION

MEETING MINUTES

July 18, 2016

Location and Time: John Bauer Senior Center 7:00-8:55pm

7:00 PM Bylaw Discussion Summary:

1. Seek Professional input:
Paul McManus, EcoTec
Glenn Krevosky, EBT Environmental
Scott Goddard
Patrick Garner
MACC
CMRPC
City of Worcester Water Department & Engineering
2. Comments:
 - a. Mark Love, resident, attended. Suggested bylaw may not be needed or wanted; unanimous disapproval by BOS and Finance Committee; not accepted at Town Meeting; needs additional protections for non-compliant homeowners.
 - b. Chris Keenan, chairman: goal is to edit to include additional exemptions to protect homeowners; need to make more detailed outreach and research.

7:30PM Meeting opened

Attendance: Commissioners: Chris Keenan (Chairman,) Michael Voorhis (Vice Chair), Zach Ferguson (Secretary), Tim Lauring, Absent: Holly Robert (Assoc. Member,) Jim Robert (Assoc. Member); Others present: Mia McDonald (Cons. Agent); Mark Love, resident; Scott Morrison, EcoTec; Glenn Krevosky, EBT Environmental; Christopher Breault, resident; Julian Votruba, New England Environmental Design; Mike Fiorelli, Owner 218 Richards Ave, Paul Marquis, Marquis Homes, Inc; Mary Louise Mackenzie, resident; Mike Johnson, resident;

Minutes: Minutes of 6/9/16 meeting were reviewed and accepted with no corrections.
Motioned to accept TL, seconded by ZF, all voted in favor to accept the minutes as written.

Bills: MM payroll (TL motioned and ZF seconded), all voted in favor of paying the bill.

Informal Discussion:

556 Pleasant Street

Commissioners discussed homeowner concern of flooding on the property: pond adjacent to property has been slowly filling for 50 years; no loss of resource areas on state maps; commissioners and staff shall try to visit the property during a rain event to observe drainage and flooding patterns; ask homeowners to take pictures of flooding; call DPW to ask after catch basin maintenance in the area.

Kettle Brook Golf Course

Commissioners discussed state maps showing resource area loss at Kettle Brook Golf Course. CK gave ZF the filing from 1996 to compare to state map. MM shall look for vegetative maintenance plan for GC in the office.

October & November meeting dates: MM would like to move the meetings to an alternate night in order to take a 10 week class. Consensus that Monday, Tuesday or Wednesday would be ok.

Agenda times: MM shall remove times from agenda listings.

12 Indian Hill Road - Notice of Intent

Scott Morrison of EcoTec was present representing Robert Desrosiers of Dig In Deep for Owner Judith Wickman of 12 Indian Hill Rd. The project proposed to replace a subsurface sewage disposal system. The existing system failed and proposed location is the only location on the property with adequate soils; system shall be within existing lawned area; some vegetation removal proposed at the eastern portion of the site; pump-type raised system; erosion controls proposed include entrenched siltation fencing and straw bales due to proximity of resource areas; MM visited the site and confirmed the resource area delineation. The Commissioners discussed and special conditions to include no mowing within 10 feet and no stockpiling within 25 feet of the resource areas.

Motion made by TL, seconded by ZF, all voted in favor to close hearing (CK abstained.)

Motion made by TL, seconded by ZF, all voted in favor to issue Order of Conditions with condition that no mowing within 10 feet and no stockpiling within 25 feet of the resource areas.
(CK abstained.)

70 Holden Road – Request for Determination of Applicability

Glenn Krevosky of EBT Environmental was present representing the owner Christopher Breault of 70 Holden Road. Mr. Krevosky stated that he delineated the resource areas and placed them on the plans; submitted updated plan; system and maintenance of system exempt from riverfront area requirements as the home and system were built before 1996; erosion controls of siltation fence and straw bales or wattles proposed along inside of fence within lawned area. Mr. Breault stated that beaver activity over the past few years have caused flooding. The Commissioners discussed and measured the distance on the plan between the work and the resource area and determined it to be 48 feet. CK stated that the Board of Health approval was based on a 50 foot distance to resource areas and asked if the system could be moved at least 50 feet from resource areas. Mr. Breault and Mr. Krevosky stated the system can be moved.

MV motioned and TL seconded to close the hearing.

MV motioned and TL seconded to issue a negative determination of applicability with the following conditions:

1. Need a revised plan showing the leach field at least 50 feet from the resource areas.
2. Erosion controls shall be inspected prior to the beginning of the work.

218 Richard Ave, Lot 1 – Notice of Intent

Julian Votruba of New England Environmental Design present representing Mike Fiorelli, owner, and Paul Marquis for the proposed construction of a single family house and associated site work including septic system and town water connection within 100 feet buffer zone to bordering vegetated wetland (wet meadow.) Mr. Votruba stated erosion controls of siltation fencing and straw bales or wattles shall be installed as shown on the plans. The Commissioners discussed and requested a permanent barrier shall be installed 25 feet off of the resource area line. Applicants agreed to a post and beam fence. MM requested the new plan submitted electronically and 2 paper copies prior to issuance of order of conditions.

Motion made by MV, seconded by TL, all voted in favor to close hearing.

Motion made by MV, seconded by TL, all voted in favor to issue Order of Conditions with condition that a permanent barrier in the form of a post and beam fence shall be installed 25 feet off of the resource area line.

218 Richard Ave, Lot 2 – Notice of Intent

Julian Votruba of New England Environmental Design present representing Mike Fiorelli, owner, and Paul Marquis for the proposed construction of a single family house and associated site work including septic system and town water connection: only grading within 100 feet buffer zone to bordering vegetated wetland. CK stated that there must be 75% upland requirement stated on the plans to have approval from Conservation Commission to the Building Permit. Mr. Votruba stated he would do the calculations and place them on the plan.

Motion made by MV, seconded by TL, all voted in favor to close hearing.

Motion made by ZF, seconded by MV, all voted in favor to issue Order of Conditions no special conditions.

218 Richard Ave, Lot 3 – Request for Determination of Applicability

Julian Votruba of New England Environmental Design present representing Mike Fiorelli, owner, and Paul Marquis for the proposed construction of a single family house and associated site work including septic system and town water connection with all work outside of the 100 foot buffer zone. The Commissioners discussed and no special conditions.

TL motioned and MV seconded to close the hearing.

MV motioned and ZF seconded to issue a negative determination of applicability.

218 Richard Ave, Lot 4 – Request for Determination of Applicability

Julian Votruba of New England Environmental Design present representing Mike Fiorelli, owner, and Paul Marquis for the proposed construction of a single family house and associated site work including septic system and town water connection with site work within the 100 foot buffer zone. The Commissioners discussed and required the inspection of erosion controls prior to the start of work. CK asked if a stormwater permit from the Planning Board was necessary for the lots. Mr. Votruba stated that Mike Putnam, DPW Superintendent visited the site and stated no permit was necessary as the site drains away from Richards Ave .

TL motioned and MV seconded to close the hearing.

MV motioned and ZF seconded to issue a negative determination of applicability with the special condition that the erosion controls are inspected prior to the start of work.

6 Cutler Rd – Request for Certificate of Compliance

TL visited the site and it was vegetated and stable. Letter from Quinn Engineering was received stating that the work was completed and functioning as approved.

TL made a motion and ZF seconded to issue a Certificate of Compliance, CK abstained.

34 Keep Ave – Request for Determination of Applicability

Michale Payson, owner, present to discuss the project. Mr. Payson met with CK on the site over two years ago to discuss tree removal. Mr. Payson and CK then met on the site one year ago to discuss smoothing the backyard and removal of invasive species. Mr. Payson brought in fill to level the yard; a neighbor called to report; MM visited the site, then CK visited the site and requested the installation of erosion controls and vegetation to stabilize the site; Mr. Payson installed siltation fencing and has seeding scheduled for this week. The Commissioners viewed aerial maps and determined the backyard is the same size in area.

TL made a motion and ZF seconded to close the hearing.

MV made a motion and TL seconded to issue a Negative Determination of Applicability with the following conditions:

1. A permanent barrier in the form of a fence is installed between the yard and the resource area.
2. No dumping or stockpiling beyond the permanent barrier.
3. Erosion controls shall be maintained until the area is stabilized.
4. The site shall be stabilized within 14 days.

TL motioned and ZF seconded to close the meeting; meeting was adjourned at 8:55 PM.
The next meeting will be on Thursday, August 11, 2016 at the White Building at 7:00PM.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Mia McDonald". The signature is fluid and cursive, with the first name "Mia" and last name "McDonald" clearly distinguishable.

Mia McDonald,

Agent for the Conservation Commission

Reference Documents:

*As noted in the minutes, on file with the Paxton Conservation Commission.

2016 SEP 19 A 8:40
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TOWN CLERK'S OFFICE
PAXTON, MA