

***Conservation Commission***  
**781-982-2100**

**Minutes**  
**June 25, 2013**  
**Buckley Room**  
**7:00 p.m.**

**Members Present:** Denis Bergin, Chairman, Kathy Creighton, Joe Feeney, Jerry Kelliher, Russ Forsythe

7:00 p.m. Meeting is being videorecorded for cable and recorded by Mrs. Powers.

**Jim Watson, Old Colony Planning Council, with update on Open Space Plan.** Recommendations from 2006 still stand. Passed out suggestion sheets to the board. Public meeting should be held to qualify the plan with the state; this does not have to be done by certain date. Joe – how long is it good once it's completed – 7 years. Denis – the commission could designate a Tuesday meeting for the purpose of a public meeting for this alone. Plan could be put on the website. Should be available at town hall and library as well. Meeting could be in September for public comments with Board of Selectmen, Town departments. Dates will be set at next meeting, possibly have the meeting at the library. Point person on the Commission – Joe Feeney. Rail trail possibility mentioned.

Opened to floor :

Charles Whitman – in favor of Open Space Plan and rail trail project, would like to head up the reconstruction of that. Would like to make a proposal to the committee to clean up and preserve the land, take out rails, upkeep and maintenance. His company would like to do this. Has spoken with Dori Jamieson about this.

**Certificate of Compliance, 84-456, 117 Dale Street , Michael O'Connor.** Michael and Kathleen O'Connor submitted as-builts. Haybales are still up. Grading and seeding done, but grass hasn't grown in yet. Paved driveway. There were no changes after the original orders were issued. It was seeded two days ago.

Motion to issue Certificate of Compliance for #84-456 made by Jerry, seconded by Russ, unanimous.

**Amended Order of Conditions, # 84-457, 109 Dale Street, Chris Demars.** He is proposing 12' x20' shed , pool and well. Construction of house didn't change. Will be within haybale line. Plan shows delineation. Kathy – how far from stream? At least 100'. It is not on FEMA flood maps.

Opened to floor , no comments and back to table. It is an irrigation well. Will amend to include this work, pool, shed and well. Mr. Demars will replace haybales if necessary. They are still doing landscaping. Will do this work next spring. Putting up small retaining wall in pool area. H will notify board when new haybales are in before excavation for pool.

Motion to approve request to amend Order of Conditions #84-457 made by Jerry, seconded Russ, unanimous.

**Request for Determination of Applicability, Brian and Maura Banks, 263 Randolph Street, to construct six foot high wood stockade fence and grinding of three tree stumps.** Copy of plan given to Mr. & Mrs. Powers. Russ Wheatley and John Cotter gave presentation. Looking to construct fence on property and grind out three old stumps. Located the stumps in question and fence company has come out and marked where he wants to put fence. There are flags out there to delineate fence. There is an area of BVW that was flagged prior to this on an abutting property and a stream along the Powers and Reilly properties. This is within 100' buffer and riparian zones. It is minor in nature with no grading. They will be digging holes for posts, grinding stumps, not removing them. Will probably use hand augur for fence posts. Looking for negative determination to put up fence. They are looking to put up fence for their dog. Denis went out to site and took photos. They are not taking vegetation down.

Opened to floor:

Rodney Powers – it wasn't grass out there 13 months ago. RDA should have been done last year. Trees are already down. Mrs. Powers – they can't file an RDA for stump on someone else's property. Fence would be exempt. John Cotter - they will be fine with leaving the third stump alone.

Closed and brought back to table. Denis – question as to whether it was significant or not. Referred to regulations. Didn't feel it was significant; board agreed. Leave the stump alone not on this property.

Motion by Kathy for negative determination, leaving stump alone not on this property, seconded by Joe, unanimous.

Correspondence:

Copy of DEP Appeal from Jim Dombrowski on 12 Temple Street.

Letter from Russ Wheatley re Linwood Street. Kathy would like a report from Brooke Monroe on this for the file.

123 Centre Avenue – emergency certification. Denis – Building Inspector asked if it could be extended. Would have to be approved by DEP. Denis suggested NOI with report. Joe wondered if building had been condemned. Will be discussed at next meeting.

Two NOI's came in for next meeting - 806 and 810 Washington Street.

Minutes – motion by Kathy to approve May 28, 2013, seconded by Joe, unanimous.

Building permits reviewed.

Silt fence up for 92 Progress Street.

Motion to adjourn meeting at 8:15 p.m. made by Jerry, seconded by Joe, unanimous.

Respectfully submitted,

Nancy Hurst