



Town of Ayer Conservation Commission

Town Hall * One Main Street * Ayer, MA01432 * 978-772-8218 * 978-772-3017(fax)

Minutes for **12/18/08** – **Approved 01/22/09**

Location: Ayer Town Hall, 1st Floor Meeting Room

Members present: Bill Daniels (BD, Chair), Dave Bodurtha (Vice-Chair), George Bacon (GB), Takashi Tada (TT, Clerk), Jessica Gugino (JG), Becky DaSilva-Conde (CA, Conservation Administrator)

APAC taped: Yes

7:00 PM

- **Meeting Minutes Approval**
 - 11/20/08: Minor corrections were made.
 - GB moved to approve minutes from 11/20/08, as amended; JG 2nd.
 - Motion approved unanimously.

- **Public Meeting: RDA for Temporary Dock Permit – 8 Standish Ave.**
 - Applicant is Juanita Krieser, 8 Standish Avenue. Sandy Osbaldeston presented the RDA on behalf of Ms. Krieser.
 - CA said she worked with Ken Krieser to complete the RDA.
 - The sketch plan shows temporary dock and float, shoreline with rip-rap (loose-laid) stone wall.
 - The dock is 126 square feet, constructed of wood, and rests on concrete blocks.
 - GB moved to issue a Negative Determination; JG 2nd.
 - Motion approved unanimously.

- **Chapter 91(Dock Permit) Items**
 - Members signed the Negative Determination previously issued for K. Henderson, 2 Wright Way (Temporary Dock).
 - JG will check Google Earth to see how many docks show up on Ayer's ponds.
 - RDA, 8 Ledge Way: CA already received copy of DEP (Ch. 91) Permit.
 - CA will follow up with applicant, Phyllis Prestileo.
 - Commission has not issued a determination for Ms. Prestileo. She has not been able to attend the posted Public Meetings.

- **Public Meeting: Request for COC – Hybricon, 12 Willow Road (DEP #100-0318)**
 - Received letter from Eric Rudenauer of GPR, requesting Certificate of Compliance for the sewer line installation at Hybricon facility on Willow Road.
 - A copy of the construction record drawing was attached.
 - CA reported that the work was completed and the site looked good, despite siltation from the housing development (The Willows) down the road.
 - JG moved to issue a Certificate of Compliance to Hybricon; DB 2nd.
 - Motion approved unanimously.

- **Announcements**
 - Letter from Thomas & Heidi Cowley re: “Lower Long Pond”



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- Cowley's claim to have ownership rights to Lower Long Pond, i.e. the area below the Long Pond dam.
- Cowley's received a letter from DCR stating that the sluice gate on their property is to be removed, but doing so could encourage beaver damming and cause flooding of their driveway.
- CA will ask for copy of DCR's letter.
- BD will ask Shaun Suhoski about Town's beaver dam policy on Long Pond.
- Memo from FinCom re: budget review
 - Finance Committee will review the Commission's budget on 1/29/09 at 7:45 PM.
- **Public Meeting: Request for COC – 26 & 56 Fox Run Dr., Crabtree Dev.**
 - Steve Mullaney, engineer, presented on behalf of Crabtree Development
 - The request is for Lot 113 (DEP # 100-0265) and Lot 111 (DEP # 100-0266).
 - DB reiterated his concern re: siltation into the wetland buffer zone. Visited the site a few weeks back and took photos of siltation into buffer zone, breached erosion controls, etc.
 - BD: Need to identify the areas (Lot ##) where erosion problems exist.
 - GB moved to continue meeting until a site visit is arranged (weather permitting); JG 2nd.
 - Motion approved unanimously.
- **Public Hearings: NOI – Lot T-1 & Lot U-1, Crabtree Development**
 - Steve Mullaney presented the NOI applications for the side-by-side lots on Snake Hill Rd.
 - Lot T-1 (DEP # 100-0322) and Lot U-1 (DEP # 100-0323).
 - NOI's are for slope stabilization work in the back portions of the lots.
 - Work is upgradient of the permitted detention basin and within an area that is already disturbed from construction of the basin.
 - The work will create 3:1 side slopes on each lot.
 - The Town is responsible for maintenance of the basin, which serves Snake Hill Rd.
 - CA will visit the site tomorrow, weather permitting.
 - BD would like to see a "no-touch" vegetated buffer strip along the toe of the slope.
 - Note: Site walk with Army Corps of Engineers wetland scientist was cancelled due to inclement weather (orig. scheduled 12/12/08). Rescheduled on 1/9/09.
 - GB moved to continue hearings to 1/8/09; JG 2nd.
 - Motion approved unanimously.
 - Steve provided payment for legal notification and proof of abutter notification.
 - Steve suggested regular site walks, eg. twice per year, due to the scope of the site.
- **Public Meeting: Enforcement Order – The Willows (DEP # 100-0288)**
 - Matt Goodfriend (Habitech Inc.) and Kevin Hardiman (David E. Ross Assoc.) represented The Willows subdivision development on Willow Road.
 - Enforcement Order, dated 12/4/08, was issued to The Willows for failure to maintain adequate erosion controls, excessive siltation and runoff to Willow Road and abutting property, clogging of catch basins along Willow Road, and impact to wetland buffer zone.
 - Commission received complaints from DPW about clogging of catch basins on Willow Rd.



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- Matt explained that they experienced a point failure (breach) in the erosion controls during heavy rain event. This occurred just before tie-in to the onsite drainage infrastructure.
- Within days of the event, the hay bale/silt fence line was repaired and the roadway was swept of silt and debris.
- The onsite drainage system is now tied-in. Runoff should be reduced dramatically.
- Curbing and sidewalks will be in place in Spring 2009. These will also enhance control of runoff on the site.
- DB showed pictures taken at the site. Siltation appears to be continuing, and the catch basin on the north side of the subdivision road is not functioning.
- Matt agreed with DB's assessment of the north catch basin. They are planning to shift the basin to a better location and double its capacity.
- Matt said there is a rip-rap swale with check dams to help slow down runoff to the road.
- GB requested a written report from Matt/Kevin describing why the problems occurred, what was done to correct them, and an assessment of the efficacy of the original site design.
- GB moved to ratify the Enforcement Order; JG 2nd.
 - Motion approved unanimously.
- **Public Meeting: RDA – Temporary Dock, 82 Sandy Pond Road**
 - Applicant not present.
 - GB moved to continue to 1/8/09; JG 2nd.
 - Motion approved unanimously.
- **Accounts Payable**
 - GV Moore Lumber: two invoices for Greenway Committee and Boy Scouts projects under CPA Article 23.
 - \$106.00 for post caps
 - \$34.99 for nails and drill bit
 - JG moved to approve payment of the Moore invoices; GB 2nd.
 - Motion approved unanimously.
 - CA will follow up with P. Hughes to correct errors in the project budget spreadsheet.
- **Member Updates**
 - BD: Violation Notice to hydroseeding company
 - Emailed the draft to Commissioners for review.
 - BD: The Town's new webpage does not show the Commission's mission statement, nor is CA's name listed.
 - BD: Would like to develop a calendar using Gmail or other available program.
 - CA: Worked seven extra hours this week to offset next week's leave.
 - CA's schedule for the weeks of Christmas and New Year's: Monday, 9 to 4.
 - CA: DPW pumping station, Central Ave.
 - Received memo from engineers re: UST removal.
 - CA: Autumn Ridge
 - Received email update of project status.
 - CA: Pond Weed Control OOC Extension



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- Which parcel should the OOC extension be recorded with?
 - BD suggested Town Beach parcel.
 - CA: Pondview Acres
 - Received new RDA for water/sewer line hookup to the existing house on Lot 1 (Badger House).
 - CA: 8 Sandy Pond Road
 - Applicant needs to replace an existing deck, within 15 feet of wetlands.
 - Probably should file NOI, rather than RDA.
 - CA: MACC conference fee reimbursement
 - Reimbursement checks for GB and JG are forthcoming.
 - TT: Walked the Habitat Trail after the damaging ice storm – damage along the trail was not too bad. There were more downed trees on the Autumn Ridge trails.
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- **Adjourn (10:30 PM)**
 - GB moved to adjourn; JG 2nd.
 - Motion approved unanimously.