



Town of Ayer Conservation Commission

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

Minutes for **01/22/09** – **Approved 2/12/09**

Location: Ayer Town Hall, 2nd Floor

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: No

7:00 PM

- **Public Hearing (cont'd): NOI – 8 Old Sandy Pond Road**
 - Kevin Shivo and Marina Giovannini presented a revised sketch plan of their proposed three-season porch addition.
 - The revised plan shows erosion controls, construction access, and soil stockpile area.
 - Holes for the 12 footings will be hand dug.
 - BD reminded the applicants to notify CA 3-5 days prior start of construction to inspect the erosion controls.
 - A DEP file number has not yet been issued for this Notice of Intent.
 - GB moved to approve the NOI and issue an Order of Conditions; JG 2nd.
 - Motion approved unanimously.
 - CA to prepare OOC and Special Conditions.
 - DB moved to continue hearing to 2/12/09, pending issuance of DEP file number; GB 2nd.
 - Motion approved unanimously.
- **Public Meeting: COC – 27 Calvin Street (DEP # 100-177 and 100-178)**
 - Rosalyn Stultz, attorney, provided copies of the OOC's issued for widening of Calvin Street (100-177) and replacement of the culvert between Sandy and Flannagan Pond (100-178).
 - Orders were issued in January 1998, for the entire subdivision.
 - DEP issued a Superseding Order, and Certificate of Compliance, for 27 Calvin Street only.
 - CA: There are no paper files for this project.
 - Calvin Street is an accepted Town way.
 - GB moved to issue Certificates of Compliance for 100-177 and 100-178; JG 2nd.
 - Motion approved unanimously.
- **Public Meeting: COC – Ayer Moving & Storage (DEP # 100-085)**
 - Alden Strickland presented the revised engineering plans and letter from engineers (GPR).
 - The revised plan shows the boulders have been replaced next to the brook, and the snow storage area behind the building.
 - GB moved to issue Certificate of Compliance for 100-085; JG 2nd.
 - Motion approved unanimously.
- **Public Meeting: Violation Notice – Babin Landscaping**
 - David Babin, Jr., of Babin Landscaping, responded to Violation Notice issued for dispersal of seed product during water withdrawal at Sandy Pond.
 - Mr. Babin said his crews did not need to add seed/fertilizer during withdrawal (can be done after arriving at the work site). However, it is preferable to add the fiber mulch during the withdrawal to promote mixing.



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- BD recommended that Babin arrange an access agreement with a landowner on the pond; then file a NOI explaining their water withdrawal methodology.
- **Meeting Minutes Approval**
 - 12/18/08 – JG moved to approve minutes, with minor amendments; DB 2nd.
 - Motion approved unanimously.
 - 1/8/09 – JG moved to approve minutes, with minor amendments; DB 2nd.
 - Motion approved unanimously.
- **Announcements**
 - Town Reports need to be submitted to BOS by 2/23/09.
 - GB will draft a report for Commission to review.
 - Plow Shop Pond Dam repairs
 - GPR, engineer for G.V. Moore, submitted a letter to DCR Office of Dam Safety, regarding repairs to Plow Shop Pond dam.
 - DCR has categorized the dam as a “Significant Hazard”.
 - Moore’s contends that it is too costly to fully repair the dam.
 - The plan is to stabilize the embankments with rip-rap, in hopes of preventing catastrophic failure.
 - The Pond is known to be contaminated by heavy metals and hydrocarbons, and is being evaluated as part of the Superfund remediation at former Fort Devens.
 - The Devens BRAC Office (U.S. Army) was not copied on the letter.
 - CA will contact GPR to request they notify the Army of their intentions.
- **Updates**
 - CA: The Willows
 - Matt Goodfriend will contact Rick Linde of DPW re: catch basins and detention basin maintenance.
 - Matt is also working on the report to the Commission evaluating the site’s drainage system design and performance.
 - Commission should review the original plans for the site.
 - CA: Ridgeview Heights – Wetlands Review
 - Site walk occurred 1/9/09, with Army Corps of Engineers (ACOE).
 - The final phase of the project contains the most wetlands.
 - Crabtree Estates will provide ACOE with site plans and historical background.
 - ACOE believes there is a certifiable vernal pool on the site.
 - DB mentioned possibility of funding through CPC for vernal pool certification.
 - CA: State Game Farm
 - DFW plans to relocate district office to the former game farm.
 - Some demolition is planned, plus new construction of office buildings.
 - The former detention basin will be enhanced. Part of the basin is within the 100-foot buffer zone.



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- Pat Huckery of DFW delineated the wetlands.
 - DFW provided stormwater plans, and will provide the latest site drawings.
 - CA recommends filing of an RDA.
 - BD: Stormwater
 - Met with Shaun Suhoski and CA to discuss stormwater bylaw enforcement.
 - Shaun agreed that CA may begin using approved funds to lay groundwork for implementation of stormwater bylaw.
 - DB: Planning Board has all of the stormwater materials compiled to date; they just need to fulfill their mandate and draft the regulations.
 - BD: Letter from Cowley's re: Lower Long Pond.
 - BD will respond to letter and request a springtime site visit.
 - Asked CA to get a copy of the assessors maps covering this area.
 - CA: Icehouse Dam
 - Comments were received from NHESP.
 - Shirley Commission wants to close their hearing next month.
 - CA: The public meeting for Chapter 91 permitting is rescheduled on 1/28/09 at 7:00 PM.
 - DB: The permit tracking software in Town Hall is on hold, due to departure of Chris Ryan.
 - DB will try to get more information from Chris before he leaves.
 - BD: Will follow up with Shaun re: stormwater funds usage and snow stockpiling.
- **Next Meeting: 2/12/09**
 - Aquatic Control Technology (ACT): to discuss pond weed control.
 - Division of Fisheries & Wildlife (DFW): RDA for game farm property.
 - Canney Bros.: NOI for Central Avenue subdivision.
 - **Adjourn (9:30 PM)**
 - GB moved to adjourn; JG 2nd.
 - Motion approved unanimously.