



Town of Ayer Conservation Commission

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

Minutes for **11/06/08** – **Approved 11//20/06**

Location: Ayer Town Hall, 2nd 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)

Not present: Denis Luken

APAC taped: Yes

7:00 PM

- **Meeting Minutes Approval**

- 10/21/08 – Add: the meeting adjourned at around 8:00 PM.
 - JG moved to approve 10/21/08 minutes, as amended; GB 2nd.
 - Motion approved: Aye 4, DB abstained.
- 10/09/08 – Page 2: Orion Park attorney is Stephen Graham, not Paul Alphen.
 - Page 3, Stratton Hill, Add: “asked Mr. Moulton to cease work on the property.”
 - DB moved to approve 10/09/08 minutes, as amended; JG 2nd.
 - Motion approved unanimously.
- 08/28/08 – Page 2: minor correction.
 - GB moved to approve 08/28/08 minutes, as amended; JG 2nd.
 - Motion approved unanimously.

- **Public Meeting: RDA – Temporary Dock, 25 Wright Road**

- Ray Lynds of 25 Wright Road presented his Request for Determination of Applicability (RDA) for a temporary dock on Sandy Pond.
- Mr. Lynds is also seeking a simplified Chapter 91 Dock Permit from MA DEP.
- The dock has already been removed for the season.
 - Wooden dock measures 4x8 feet (24 square feet), with wooden legs that rest on the pond bottom.
 - Dock was built around 5 years ago with pressure treated wood.
- JG recommended revising the sketch plan to show the loose-laid rock wall and concrete bench on the shoreline.
 - Mr. Lynds would then be permitted to repair these structures in the future, if needed.
- Mr. Lynds provided a check for the legal notification.
- JG moved to issue a ‘negative’ determination for Mr. Lynds; GB 2nd.
 - Motion approved unanimously.
- Commissioners signed the RDA signature page.

- **Public Meeting: RDA – Temporary Dock, 8 Ledgeway**

- Phyllis Prestileo of 8 Ledgeway (applicant) was not present to discuss her application for a temporary dock on Sandy Pond.
- The dock has two sections measuring 4x48 and 12x8 feet (288 sq. ft.).
- The sketch plan does not show a retaining wall or any other structures.
- Commission would like to get more information from Ms. Prestileo.
- GB moved to continue to 11/20/08; JG 2nd.



Town of Ayer Conservation Commission

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

Minutes for **11/06/08** – **Approved 11//20/06**

- Motion approved unanimously.
- CA will contact applicant for more information about the dock and any other structures.

- **Public Meeting: COC – 106 Central Avenue (DEP #100-0316)**
 - John Shute, 106 Central Ave., presented his request for a Certificate of Compliance (COC).
 - Permit was for work to renovate his basement, within 100 feet of Flannagan Pond.
 - Mr. Shute intends to remove the silt fence and leave the haybales in place to compost.
 - CA visited the site and reported no issues.
 - JG moved to approve COC; DB 2nd.
 - Motion approved unanimously.

- **Public Meeting: OOC Extension – The Willows Subdivision, Willow Road (DEP #100-0288)**
 - Kevin Hardiman, of David E. Ross Associates, presented a request to extend the Order of Conditions (OOC) for The Willows subdivision.
 - The OOC expires 12/01/08.
 - Mr. Hardiman anticipates completing Phase I by end of next summer.
 - Work on the pump station next to Willow Road is complete.
 - Phase II includes a second pump station within wetland buffer zone.
 - Mr. Hardiman provided a copy of the NPDES data.
 - GB moved to approve extension of OOC until 12/01/11; DB 2nd.
 - Motion approved unanimously.
 - Members signed the extension request.

- **Public Meeting: COC – 1 Bishop Road (DEP #100-0290)**
 - Bill Mason, 1 Bishop Road, presented his COC request for work on the commercial lot.
 - A catch basin had to be installed near the drywell (outside of buffer zone) to help control runoff. This was not shown on the original plan.
 - The catch basin will be maintained by hand.
 - A revised plan was provided to CA.
 - Commission requested a copy of the catch basin specs or as-builts.
 - Mr. Mason will have the engineer provide a copy.
 - CA visited the site last week and reported no issues. Hay bales remain in place.
 - DB moved to approve COC; GB 2nd.
 - Motion approved unanimously.
 - Members signed the COC.

- **Public Hearing (cont'd): ANOI – Icehouse Dam (DEP #100-0321)**
 - CA has not received comments from NHESP.
 - GB moved to continue hearing to 11/20/08; JG 2nd.
 - Motion approved unanimously.

- **Public Hearing: RDA – Temporary Dock, 2 Wright Way**
 - Keith Henderson, applicant, was not present.



Town of Ayer Conservation Commission

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

Minutes for **11/06/08** – **Approved 11//20/06**

- GB moved to continue hearing to 11/20/08; JG 2nd.
 - Motion approved unanimously.

- **Accounts Payable**
 - Grafax: \$218.20 for copies and map lamination.
 - Most of the copies were for the pond informational mailings.
 - JG moved to approve payment of the Grafax bill; GB 2nd.
 - Motion approved unanimously.
 - G.V. Moore Lumber: \$188.04 for materials for trail kiosk and Long Pond bridge.
 - Kiosk and bridge funding were approved at Town Meeting under Article 23, Community Preservation Act.
 - Kiosk is being built by Ayer Greenway Committee; bridge at Long Pond Dam was built by Boy Scouts.
 - DB moved to approve payment of Moore Lumber bill; TT 2nd.
 - Motion approved unanimously.

- **Announcements/Discussion Items**
 - Potential Budget Cuts
 - BD read letter from Sue Provencher re: FY09 budget reduction scenarios.
 - Town departments/staff are looking for ways to cut budgets by 2% and 5%, in anticipation of reduced local aid.
 - CA provided a budget breakdown sheet.
 - The current available balance of the office (non-staff) budget is \$293.00
 - One potential area to cut is the Beaver Control fund, which was approved by Town Meeting in 2006.
 - DB cautioned that beaver control issues are a persistent problem.
 - BD questioned whether the Town-approved funds could be taken away or redirected.
 - GB: According to Lisa Gabree, the BOS must make a formal request to the Commission to release the Beaver Control funds.
 - BD suggested getting verification from Shaun Suhoski or Lisa Gabree that if Commission agrees not to spend any Beaver Control funds this year, the money would be there in future years to address beaver issues, if needed.
 - Another potential cut is the remaining balance of Pond Weed Control: \$2,500.00
 - This amount was originally for monitoring of pond weed treatment.
 - Commissioners had differing opinions about the efficacy of post-treatment monitoring.
 - BD will seek additional information and clarification from Shaun S.
 - GB mentioned the new protocols for requesting non-personnel spending:
 - Items over \$250.00 require approval from Shaun S.
 - Items over \$5,000.00 require approval from BOS.



Town of Ayer Conservation Commission

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

Minutes for **11/06/08** – **Approved 11//20/06**

- Stratton Hill Subdivision – Violations
 - CA has not yet received a new NOI application from Dave Moulton.
 - Mr. Moulton cannot work on the site until he receives a new OOC.
 - JG indicated that the work along Wright Road appears to be finished.

- Violation Notice – Dumping of Hydroseed
 - BD witnessed a hydroseeding truck crew dumping seed/fertilizer on Snake Hill Road, between Flannagan and Sandy Ponds (10/10/08). BD informed the crew of their violation.
 - BD will send off the Violation Notice to the company.

- **Updates**
 - GB: Status of the additional pond informational brochures?
 - CA: the additional flyers are ready to go.
 - Commission will wait until Spring to mail them out.
 - GB: Status of Balch Pond Dam letter to Fire Department?
 - CA: will be sent out tomorrow.
 - TT: Soil auger update?
 - CA: Not ordered yet.
 - DB: Mentioned the DEP Stormwater Meeting to be held in Devens, per email from Jennifer Gensel.
 - DB will forward the email.
 - BD: The calendar on the Town's web page needs to be updated.
 - DB said the Town's new web page is set to debut next Friday.
 - BD: Stated that Denis Luken, Associate Member, is relocating to Amherst in order to focus on completion of his master's thesis.
 - CA: Will try to streamline the Ch. 91 legal notification process.

Adjourn (10:00 PM)

- GB moved to adjourn; JG 2nd.
 - Motion approved unanimously.