

AYER CONSERVATION COMMISSION
Tuesday, September 12th, 2000 - Minutes
TOWN HALL, MAIN ST., AYER, MA

7:00P.M OPEN SESSION

Present: Thomas Poole-Chairman, Robert Eldredge-Vice Chairman,
 Ronald DeFilippo
and James Drapeau.

AGENDA ITEM NO #1

Continued Discussion - NOI(s)
Lot 54/55 Robbins Rd

Ms. Gibbons, Administrative Assistant presented the commission with copies of a letter dated August 30, 2000 from Tata & Howard suggesting that a **Biodegradable Erosion Control Blanket** be used by the applicant to stabilize the slopes around the box culvert.

Ms. Gibbons pointed out that Tata & Howard have not provided the additional information as requested re: the proposed replication & flood storage area(s) due to an administrative oversight. She will contact Ms. Hunnewell @ Tata & Howard, Inc. request the information as soon as possible.

Lastly, Ms. Gibbons provided a copy of letter from Mr. Joe Bellino from MASSDEP which indicate that there still may be outstanding issue which have not been resolved as of date.

Mr. Poole requested Ms. Gibbons to contact Mr. Bellino @ MASSDEP as soon as possible to determine what the issues are?

NOTE: The commission agreed unanimously to postpone any action until all of the requested information has been submitted.

AGENDA ITEM No #2

Determination of Applicability - Nextell Communications, Inc.

The public hearing was continued from 8-8-00 for the purposes of conducting a site-walk which was performed on Monday, August 28th, 2000.

Mr. Poole, Mr. Drapeau and Mr. DeFilippo all attended the site walk.

The commission agreed to issue a **NEGATIVE** Determination of Applicability for the proposed project since the area described in the request is not an area subject to protection under the Act or the Buffer Zone.

AGENDA ITEM NO.3#

Public Hearing

Notice of Intent - Final Landfill Closure, Groton Harvard Road.

The commission met with Mr. Paul Surois/Tata & Howard, Inc. on behalf of the Town of Ayer Department of Public Works

The commission review the plans and application and requested the Superintendent of Public Works be informed regarding the following:

- Existing Drain Line is located directly under landfill.
- Installation of a fence to protect the life of the Geotextile Fabric
- Concerns regarding the final slope of hill exceeds Mass Highway Standards and may not be maintainable by the Department of Public Works.

NOTE: This matter has been setback pending further discussion with DPW Supt.

AGENDA ITEM NO. 4

Public Hearing:

BBL, Inc. on behalf -FMC Corporation

7:30p.m. The commission met with Ms. Erin Rankin re: Notice of Intent Application for Phase II - Environmental Monitoring in accordance with the Massachusetts Contingency Plan for the property located at 1 Bishop Road formerly owned by FMC Corporation.

Mr. Poole question the scope of activities and the testing parameters?

Ms. Rankin explained that the purpose of this investigation will be to supplement the existing data collected in Phase I, characterize OHM occurrence vertically and horizontally and provide information to support future remedial response actions.

Proposed sampling activities:

- surface and subsurface soil sampling
- additional monitoring well installation
- hydrogeologic field measurements (water level measurements/hydraulic conductivity testing),
- groundwater sampling
- stream water/stream sediment sampling.

Ms. Rankin explained the work shall begin within the next several weeks depending upon the issuance of an Order of Conditions.

Ms Rankin agreed to send a copy of the Investigation Reports to the Ayer Conservation Commission and informed the commission of any changes regarding the scope of work or if the testing parameters increase.

The commission agreed to issue a standard ORDER OF CONDITIONS.

AGENDA ITEM NO.5

Public Hearing: Pondview Acres Subdivision
Notice of Intent Applications - Roadway

The commission met with Mr. Keith Murray from Meisner Brem Corp. on behalf of R.M. Hicks.

Chairman Poole advised Mr. Murray the required materials for Notice of Intent Application are not provided such as grade plan for all lots within the protected wetlands/roadway, drainage calculations associated with the entire subdivision, and Operation & Maintenance Plan for the proposed drainage system.

Mr. Poole suggested that the commission reject the application and not open the public hearing this evening.

Mr. Murray respectfully requested that the commission grant an extension until the next schedule meeting for the purposes of collecting the requested information.

Note: The commission agreed to continue the matter and request Tata & Howard to assist with the revised upon materials being submitted.

AGENDA ITEM NO.6

Public Hearing Cont.
Request for Determination: - Nextell Communications

The public hearing continued for the purpose of conducting a site walk to verify the wetland boundaries.

Background: Nextell Comm., Inc. is seeking a Special Permit from the Ayer Zoning Board of Appeals and a Site Plan Approval from the Planning Board to install a Telecommunication Facility at the property located at 1 Bligh Street. The proposed site for the mono-pole is located within the Telecommunications Service District and is allowed by Special Permit. However, the bylaw restricts locations within the areas protected by the Wetlands Act.

Note: There is no proposed worked within the wetlands or buffer zone .

Mr. Poole , Mr. Drapeau and Mr. DeFilippo attended the site walk conducted on Monday, August 29th, 2000 @ 5:00p.m.

The commission agreed to issue a NEGATIVE determination as follows:
The area described in the Request is not an area subject to protection under the Act or the Buffer Zone.

9:10p.m. MEETING ADJOURN