

***** D R A F T *****

Ashby Conservation Commission

Minutes for the Meeting of June 19, 2013

Meeting was opened at 7:35 with Bob Leary, Tim Bauman, Roberta Flashman and Cathy Kristofferson in attendance

The minutes of the meeting of June 5, 2013 were reviewed and accepted unanimously as written.

Treasurer's Report: \$6.51 spent for mailing. \$67.50 received for NOI.

Correspondence:

From MACC, invoice for FY14 membership dues.

Certified mail card returned from Stan Dillis for Terkanian OOCs.

Phone call and email received from Amanda Michaud regarding swimming pool at 376 Main Street. Chair and Roberta responded and that a Request for Determination of Applicability would be required.

Cutting plan from David Sutton Brown, no crossings involved.

Old Business:

David Bozza will send us the plans and then we will plan a site visit regarding septic replacement at 875 Foster Road.

Issued an Enforcement Order for 102 Deer Bay Road on 6/11/13.

Michael Donnelly appeared to discuss the enforcement order. Commission has visited the site on 6/10/13 and again on 6/19/13. He gave the commission the attached report. Siltation fencing has been installed on the property and needs to be corrected by installing in a horseshoe shape rather than with one side high and the other low – creating a funnel for the water to travel along. He will correct the problems with erosion controls and then let us know when they are ready for inspection. There was an attempt to go forward with the project. That can only happen if the enforcement order is lifted. Possible to put another enforcement order in place that will allow a first section of a new plan to be started.

Chair's response to the Montachusett Regional Planning Commission working on updating their trail data in order to produce an official Montachusett Region trail map. Reviewed and approved by the Commission with the exception of the short path between Valley Road and George Road which appears to cut across private property.

Brett Pomerleau is submitting a NOI for deconstruction of a house portion and reconstruction of the portion closer to the road and no longer over the stream. New house will be 3 feet from the stream at its closets corner. Will have the hearing on July 2nd at 7:30 – schedule a special meeting for that hearing only. Will schedule a site visit for Monday, June 24th at 7:30 – 864 Turnpike Rd.

Report on the Watatic Management Committee meeting held 6-13-13.

New Business:

Kevin Michaud appeared with from Rick Hajjar Surfside Pool to discuss their Request for Determination of Applicability or installation of pool. The pool and all excavation is outside the 50 ft buffer – 54 ft. Negative Determination with conditions: material will be spread on the upland side of the pool and there will be a siltation fence installed. Motion made to issue a negative Determination of Applicability with the above conditions. Motion voted in favor unanimous. Cathy will write the determination.

The Commission will not hold their regularly scheduled meeting on July 3, 2013.

Mark Archambault submitted a ADA form required for Open Space plan for review by the Commission. Commission approved the statement as written unanimously.

Hearings: None

Hearings Scheduled:

July 2, 2013 @ 7:30 for 864 Turnpike Rd: demolition of a section of building spanning the stream and construction of new building next to the stream.

Site Visits:

Monday (6-10-13) night at 7:15 PM at 102 Deer Bay Road Commission members met Michael Donnelly on site. Tim, Roberta and Cathy found the site in a disastrous state. Siltation was flowing through the site and collecting behind a double siltation barrier and overwhelmed straw wattles. Notified owner of that they would be issuing an Enforcement Order on 6-11-13.

Wed June 19th 102 Deer Bay Rd. Roberta, Cathy and Tim inspected the site again. There were now 5 rows of siltation fencing across the property. They were not installed properly (horseshoe) and so siltation and water was flowing around the fencing. Took note of a ditch that had been dug along the side of the property into which the water from the road was flowing and dispersing the siltation

Site Visits Scheduled:

864 Turnpike Rd. to view the site of demolition and proposed building site. 7:30 am Monday, June 24

102 Deer Bay – when applicant is ready for inspection he will call Tim.

Meeting was closed at 9:55pm

Respectfully submitted,

Roberta Flashman