

**BEDFORD CONSERVATION COMMISSION**  
**Minutes of Meeting**  
**January 8, 2014**  
**Second Floor Conference Room**  
**Town Hall, Bedford, MA**

**PRESENT:** Steven Hagan, Chair; Allan Wirth, Clerk; Tim Gray; John Britton;  
Andreas Uthoff  
Elizabeth Bagdonas, Conservation Administrator; Stephanie Ide,  
Conservation Department Assistant

**ABSENT:** John Willson, Vice Chair; Lori Eggert

The meeting was called to order at 7:03 pm.

Mr. Hagan read the Public Record Statement as approved by Town Counsel on 9/10/12.

**Request for Determination of Applicability:** 2 Otis Street

A motion was made by Mr. Uthoff and seconded by Mr. Gray to waive the reading of the public notice. The motion passed 5-0-0. Mr. Robert Dorer was present before the Commission to discuss the proposed expansion of a previously permitted deck. The original approved plan was to build a 12x12 deck. Mr. Dorer would like to build a 12x16 deck. The impervious surface calculations will not change. The calculations will actually be less than the calculations previously approved due to a calculation error in the first application submittal.

A motion was made by Mr. Gray and seconded by Mr. Uthoff to issue a negative Determination for reason three and a positive Determination for reason five with the understanding that the area of disturbed wetland will be planted with native shrubs and allowed to remain in a natural state. The motion passed 5-0-0, after which the Determination was signed.

**Fawn Lake Evaluation Project:**

Ms. Adrienne St. John of the Department of Public Works was present before the Commission to discuss the Fawn Lake Preservation Study request for quotes. Ms. St. John stated that she will be requesting three quotes from three chosen vendors. The vendor that submits the lowest quote will be hired. Mr. Gray stated that he would like to know what would happen if the dam were removed, the pond drained and it reverted to a natural state. Mr. Gray stated that people don't seem to want to spend money on Fawn Lake but they want it to remain an open pond; yet to keep it open it will require routine maintenance and funding. Mr. Hagan would like to know the annual cost for maintaining Fawn Lake included in the study. Mr. Uthoff added that if the area would be allowed to return to a natural state by letting the water level rise, without allowing it to flood the road, the raised water level would drown the water lilies. Ms. St. John said that a dam

evaluation will be included in the request for quotes. It was left out of the draft unintentionally and needs to be included due to the poor quality of the dam. Ms. St. John will not send out the requests until spring so that potential vendors can view the vegetation growing in the lake.

**Order of Conditions: 8 Alfred Circle**

The Commission reviewed and discussed the draft Order of Conditions as drafted by Ms. Bagdonas. The Commission decided to not require condition 28 relating to permanent bounds. A motion was made by Mr. Uthoff and seconded by Mr. Gray to approve the Order of Conditions as drafted. The motion passed 5-0-0, after which the Order was signed.

**Order of Conditions: 44 Meadowbrook Road**

Mr. Hagan read the drafted special conditions to the Commission. A motion was made by Mr. Gray and seconded by Mr. Uthoff to issue the Order of Conditions as drafted but not requiring condition 28 relating to permanent bounds. The motion passed 5-0-0, after which the Order was signed.

**Certificate of Compliance: 15 Caesar Jones Way**

Mr. Nathaniel Brown of Brown & Brown, PC was present before the Commission on behalf of Ms. Pamela Brown of Brown & Brown, PC to discuss the issuance of a Certificate of Compliance for 15 Caesar Jones Way. Mr. Brown stated that the request is for one property in the Caesar Jones Way development. BSC is currently working on an as-built for the entire Caesar Jones Way subdivision which will include grading.

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue the partial Certificate of Compliance for 15 Caesar Jones Way with the following continuing conditions: 27, 28, 59, 60, 62 & 63. The motion passed 5-0-0, after which the Certificate of Compliance was signed.

**Certificates of Compliance: 1 & 3 Lavender Lane**

Mr. Nathaniel Brown of Brown & Brown, PC was present before the Commission on behalf of Ms. Pamela Brown of Brown & Brown, PC to discuss the issuance of a Certificate of Compliance for 1 and 3 Lavender Lane.

A motion was made by Mr. Gray and seconded by Uthoff to issue the Certificate of Compliance for 1 Lavender Lane with continuing conditions from the Order of Conditions, listed in the Certificate of Compliance and an attachment included as pages from the Order. The motion passed 5-0-0, after which the Certificate of Compliance was signed.

Ms. Bagdonas suggested that the Commission write a letter to the owner of 3 Lavender Lane recommending that the owner request a Certificate of Compliance. The owner may not be aware that one has been requested on his behalf as Ms. Brown doesn't represent the owner.

### **Order of Conditions: 6-8 Preston Court**

The Commission reviewed and discussed the draft Order of Conditions as drafted by Ms. Bagdonas. The Commission decided to not require condition 28 relating to permanent bounds. A motion was made by Mr. Uthoff and seconded by Mr. Britton to approve the Order of Conditions as discussed. The motion passed 5-0-0, after which the Order was signed.

*\*Mr. Wirth left.*

### **Order of Conditions: 14 Donovan Drive**

The Commission discussed the draft Order of Conditions as prepared by Ms. Bagdonas. The Commission would like permanent bounds placed at wetland flags 3, 4, 10 and 13. A motion was made by Mr. Uthoff and seconded by Mr. Gray to approve the Order of Conditions as discussed to include special condition 46 which will state that a passbook account will be set up by the applicant to the Town of Bedford in the amount of \$1,900.00 prior to the start of work. The funds will be returned to the applicant once a final approved as-built plan is submitted to the Commission. The motion passed 4-0-0, after which the Order was signed.

### **Amendment to the Order of Conditions: 191 Hartwell Road, The Edge**

A motion was made by Mr. Uthoff and seconded by Mr. Gray that the installation of sewer line pipes associated with the pump station is within the existing Notice of Intent for 100 Hanscom Field, DEP File #103-0726 and does not require an Amendment to that Order. The motion passed 4-0-0.

An Amended Order was issued for the pump station to be constructed at 191 Hartwell Road, DEP File #103-0627.

### **84 North Road:**

Mr. David Brickman submitted a request that the Commission allow the removal of two trees and 2 clumps of shrubs surrounding them at 84 North Road without requiring an Amendment to the Order of Conditions. This work is to be followed by additional native restoration plantings. The Commission decided that an Amendment to the Order is not required.

### **Minutes:**

A motion was made by Mr. Uthoff and seconded by Mr. Britton to approve the minutes of December 11, 2013 as written. The motion passed 4-0-0.

### **Conservation Accounts:**

Ms. Bagdonas explained the various accounts that the Commission holds. The wetland regulations specify what the filing fees account can be used for. The Commission discussed Code Enforcement annual appropriations. Ms. Bagdonas stated that the Land Improvement Account, which is a line item in the Code Enforcement budget, can be used for the cutting of trees but also must be used for various other items such as Conservation Area mowing and usually does not have much left over for dangerous tree removal by the end of the fiscal year. Ms. Bagdonas suggested that the Commission request additional funds from the Town specifically for removal of dangerous trees. The Commission agreed and Ms. Bagdonas will draft a request.

*A motion was made by Mr. Uthoff and seconded by Mr. Gray to adjourn the meeting. The motion passed 4 -0-0 adjourning the meeting.*

*The meeting was adjourned at 9:27 pm.*

*The minutes were prepared by Stephanie Ide.*

*The minutes were approved at the meeting of February 12, 2014.*