

BEDFORD CONSERVATION COMMISSION
Minutes of Meeting
June 12, 2013
Selectmen's Conference Room
Town Hall, Bedford, MA

PRESENT: Steven Hagan, Chair; Andreas Uthoff; Lori Eggert; Tim Gray
Elizabeth Bagdonas, Conservation Administrator; Stephanie Ide, Conservation
Department Assistant

ABSENT: John Willson, Vice-Chair; Allan Wirth, Clerk

The meeting was called to order at 7:00 pm.

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

Request for Determination of Applicability: DPW 2013 Street Paving

A motion was made and seconded to waive the reading of the public notice. The motion passed 4-0-0. Ms. Adrienne St. John and Ms. Kristin Dowdy of the Town of Bedford Department of Public Works were present before the Commission to discuss the proposed street paving within the 100-foot buffer zone to bordering vegetated wetland. The proposed project locations are Hillside Avenue, Hancock Street, Hamilton Road, Hunt Road, Bandera Drive and a portion of Springs Road and Wayte Road. Ms. St. John stated that they will pulverize and grind the existing pavement, regrade and pave. Silt fences and haybales are proposed and catch basins will be sealed. Any drainage pipes in need of re-pair within the roadway will be repaired before repaving.

A motion was made by Mr. Gray and seconded by Mr. Uthoff to issue a positive Determination for reason five and a negative Determination for reason three as presented by the applicant. The motion passed 4-0-0, after which the Determination was signed.

Request for Determination of Applicability: 121 Page Road

A motion was made and seconded to waive the reading of the public notice. The motion passed 4-0-0. Mr. Ouellette on behalf of Mr. Woodrow Palmer was present before the Commission to discuss the proposed construction of an addition and deck within 100 feet of a ditch. Mr. Palmer stated that the ditch is a drainage ditch that doesn't have flow often. Ms. Bagdonas stated that the ditch was dry at the site visit.

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue a positive Determination for reason five and a negative Determination for reason three with the following two conditions:

1. Three haybales required to be on site and if needed placed along the ditch.

2. Vegetation to remain along the ditch.
The motion passed 4-0-0, after which the Determination was signed.

Request for Determination of Applicability: 21 Pine Street

A motion was made and seconded to waive the reading of the public notice. The motion passed 4-0-0. Mr. & Mrs. Barounis were present before the Commission to discuss the proposed removal of an existing deck and construction of a four-season porch addition and new deck within 100 feet of Bordering Land Subject to Flooding (jurisdictional area under the bylaw).

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue a positive Determination for reason five and a negative Determination for reason three as presented by the applicant. The motion passed 4-0-0, after which the Determination was signed.

Amendment to the Order of Conditions #103-0691: 1 Lavender Lane, Formerly 350 Concord Road, Lot 3

A motion was made and seconded to waive the reading of the public notice. The motion passed 4-0-0. Mr. Antonio Nardelli was present before the Commission to discuss his Request for an Amendment to the Order of Conditions for the work originally proposed at 1 Lavender Lane, formally 350 Concord Road. The proposed revision includes a retaining wall within the 100-foot buffer zone to bordering vegetated wetland. Ms. Bagdonas has received the as-builts that the Commission requested for the Lavender Lane lots. The Commission reviewed the conditions as prepared by Ms. Bagdonas and noted that all original conditions of the Order continue to apply.

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue the Amendment to the order of Conditions with the conditions as discussed. The motion passed 4-0-0, after which the Amendment was signed.

Certificate of Compliance: 160 Middlesex Turnpike

Ms. Bagdonas stated that the as-built has been submitted. Mr. Uthoff recommends that the Declaration of Restrictions be recorded at the registry of deeds before the Certificate of Compliance is given to the applicant.

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue the Certificate of Compliance for 160 Middlesex Turnpike. The motion passed 4-0-0, after which it was signed.

Certificate of Compliance: 24 Lido Lane

Ms. Bagdonas stated that an Enforcement Order had been issued to the developers of the Page Hill estates for run-off issues that impacted a wetland located at 24 Lido Lane. The developers quickly remedied the situation but never requested a Certificate of Compliance.

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue the Certificate of Compliance for 24 Lido Lane. The motion passed 4-0-0, after which it was signed.

Bills Payable:

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue payment of \$125.89 from the Conservation Fund to Adam Appelbaum. This payment is to reimburse Mr. Appelbaum for materials including two Adirondack chairs for his senior environmental project at Fawn Lake Conservation Area. The motion passed 4-0-0, after which the bills payable form was signed.

A motion was made by Mr. Uthoff and seconded by Mr. Gray to issue payment to Oxbow Gardens in the amount of \$100.00 from the Jordan Gardens Account for lawn service on May 15, 2013 and May 30, 2013. The motion passed 4-0-0, after which the bills payable form was signed.

Enforcement: 68 Dunster Road

A motion was made by Mr. Uthoff and seconded by Mr. Gray to send a second letter to Mr. Malsky requesting that he attend the Conservation meeting of June 26, 2013. The motion passed 4-0-0.

Enforcement: 241 Davis Road

A motion was made by Mr. Uthoff and seconded by Mr. Hagan to send Mr. & Mrs. Nunes a letter requesting that they file a Notice of Intent by June 25, 2013. The motion passed 4-0-0.

Recording Meetings:

A motion was made by Mr. Gray and seconded by Mr. Uthoff to record every meeting of the Conservation Commission and retain the recording for a minimum of twelve months. The motion passed 4-0-0.

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.

Meeting was adjourned at 8:40 pm.

Minutes were prepared by Stephanie Ide.

Minutes were approved at the meeting of July 2, 2013.