

**MAYNARD CONSERVATION COMMISSION**  
**Minutes, February 2, 2010, 6:30 – 8:12**

**PRESENT:** Commission Members Fred King (chairman), John Dwyer, Peter Keenan, Doug Moore, and Jessica Pfeifer.

Conservation Agent: Linda Hansen

Visitors: James MacDonald, Thomas DiPersio (Thomas Land Surveyors), Frank Dentino, (Orchard Valley Construction) and Robert Lopez.

**ADMINISTRATIVE BUSINESS:**

- Review minutes from 01/26/10. A motion was made, seconded, and approved by all present (5-0) to approve the minutes as amended.

**FINANCIAL:**

- L. Hansen's salary for 01/30 to 02/12 = \$901.29 (39 hrs). A motion was made, seconded, and approved by all present (5-0) to pay L. Hansen's salary.

**PUBLIC HEARING:**

- Notice of Intent

DEP File number 213-0236

10 Mark's Way

Orchard Valley Construction

Thomas DiPersio provided the Commission with an updated plan (sheet 2) and a planting schematic for the rear of lot 16 and a portion of the adjacent lot (lot 17). The updated plan also shows additional stormwater calculations for the roof runoff. The Commission discussed documents missing from the previous filing, such as a copy of the draft conservation restriction and associated plan and documentation allowing the placement of the existing driveway to 9 Mark's Way. The agent will look for minutes (pre-2000) from the previous filing for the existence of an amended order that approved the driveway placement.

The applicant proposed to include an 81X plan for a landscape easement on lot 17. The landscaping easement and the planted berm for Lot 16 are considered mitigation and will be incorporated as a condition in the Order of Condition. The Commission reviewed and approved the planting scheme for the landscape easement.

A motion was made, seconded, and approved by all present, with the permission of the applicant to continue the hearing until February 16, 2010 at 7:00. The Commission expressed interest in pursuing the conservation restriction with the current owners at some future time. Mr. Dipersio will contact DEP about issuing a file number for this filing.

- Notice of Intent

DEP File number 213-0235

20 Charles Street

Robert Lopez

The applicant showed the Commission a new plan for the shed construction. The plan shows the shed size as 14 by 20 feet and 15 feet from the property lines. The Commission reviewed the plan and suggested the applicant move the shed five additional feet away from the wetlands, construct a fence (that does not restrict wildlife movement) between the existing and proposed shed, and add native planting to the rear 15 feet of the property. The applicant will provide the Commission with an updated plan showing these revisions. A motion was made, seconded, and approved by all present (5-0) to close the hearing. The agent will draft an Order of Conditions and the Commission plans to sign the Order at the next meeting date (February 16).

**WETLANDS ISSUES**

- Sign Order of Conditions for 12 – 16 Main Street (DEP file # 213-0228). All the revisions were incorporated into the final Order of Conditions and the Order was signed by all members of the Commission. The agent is still waiting for information on areas of impact from the consultant to finalize the OOC.
- BOS requested appraisals for Cutting properties. The CPC agreed to pay for the appraisal for the smaller parcel (Lot 8) and the Conservation Commission would pay for the appraisal for Lot 6, with the assumption that this parcel would be at least in part become conservation land. The agent will request a quote from Avery Associates and two other appraisal firms. The agent informed the Commission that the larger parcel (lot 6) is not classified as 61A and the Town does not have first right of refusal for this property.

**BUSINESS:**

**Discussion:**

- Town Report is now due February 12<sup>th</sup>. The agent will circulate a draft in the next week.
- Received all 2004 Open Space Plans in GIS format. The consultant provided the Commission with the plan in both GIS and pdf format. Updates will still need to be made.
- Annual Town Meeting and Special Town meetings are scheduled for May 17 and 18, 2010, respectfully. Warrant articles are due March 22. The Commission does not anticipate submitting any warrant articles (although this would be a good time to insert an article prohibiting clear cutting of property).

**Mail of note:**

- OAR email message regarding an appeal filed by them opposing the increase discharge from Marlborough's WWTP
- Mass Wildlife News

**Meeting adjourned 8:12**