

MAYNARD CONSERVATION COMMISSION
Agenda, July 27, 2010, 6:30 – 9:54

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

Conservation Agent: Linda Hansen

Visitors: Bernard and Marguerite Donahue (14 Riverside Park), Robert and Ed Cuddy (64 Powdermill Road), and Cheryl Marcoux (1 Lantern Lane).

ADMINISTRATIVE BUSINESS:

- Review minutes from 07/06/10. A motion was made, seconded, and approved by all present (4-0) to approve the minutes as written.

FINANCIAL:

- L. Hansen's salary for 07/17 to 07/30 = \$769.93 (32.5 hrs). A motion was made, seconded, and approved by all present (4-0) to pay L. Hansen's salary.
- MSMCP annual dues = \$20. A motion was made, seconded, and approved by all present (4-0) to pay the MSMCP annual dues.

PUBLIC HEARING:

- None

WETLANDS ISSUES:

- Request for Determination approval, 5 Balcom Lane, Mr. Edward Denn. Mr. Denn requested a continuance until August 3, 2010.
- Water Quality Certification was received for the Waltham Street bridge replacement from DEP. The agent has extra copies available.
- 14 Riverside Park wetland violation, Bernard Donahue, owner. Mr. Keenan noticed earth work being done at 14 Riverside Park last week within 200 feet of riverfront and 100 feet of wetlands. He approached the property owner and suggested the property owner attend tonight's meeting. Mr. Donahue explained that he was doing improvements to an existing drainage ditch. His plan was to add sand, rock, and a perforated pipe to the ditch. The Commission considers this an alteration and not maintenance. To proceed with this project, Mr. Donahue needs to file for a permit, although he is willing to reconsider his plans to avoid filing. The Commission would like to handle this violation through an enforcement order. A site visit was scheduled for 6:30 on Thursday, July 29, 2010.
- 64 Powder Mill Road (Creative Landscaping) riverfront violation, Robert Cuddy, owner. Mr. Robert Cuddy and Mr. Ed Cuddy attended the meeting to present the proposed plans for his business. Currently, Mr. Cuddy stores dirt, debris, and landscaping materials on the property. The Commission concerns include storing loose dirt without erosion controls, stormwater issues, and storing landscaping materials (granite blocks, blue stone, bricks, etc.) in the lower level of his property. In order to initiate the proposed plans for his business, the Commission suggested he:
 1. prepare a topographic plan for the property, including elevations, mean annual high water, wetland delineation, and
 2. hire a consultant to design a permissible plan.

In the immediate future, the Commission agreed that he needs to clean up the property, such as building bins to house loose soil and landscaping materials. The large soil pile needs to be contained and moved away from the top of slope. The agent will follow up with a memo summarizing this discussion.

- Maynard High School Project—Mr. Keenan and Ms. Hansen attended the Planning Board meeting on July 13 to discuss the updated site plans for the proposed high school. The driveway was adjusted to avoid the 50 foot buffer zone. As proposed, the project will require tree removal and work within 100 feet of wetlands, and a fence around the baseball outfield. An updated plan was emailed to the agent to distribute at this meeting. Further refinements to the plan are expected.

- Certificate of Compliance, 1 Lantern Lane. Mrs. Cheryl Marcoux requested a Certificate of Compliance for her property. Two outstanding Orders of Conditions were found during the title search: file number 213-148 for the Vose Pond subdivision, and 213-154 for dam maintenance work at Vose Pond. The agent will prepare a memo for the home owner stating that 213-154 is not applicable to her home. The Commission discussed whether a COC could be issued for 213-148 since the OOC is expired and the developer Hayes did not comply with all the conditions in the order, most importantly, finalizing the conservation restriction (CR) for the pond and surrounding properties. The home owner cannot complete the sale of her home until a COC is issued. The Commission agreed that if the home owner's deed referenced the CR, the CR was delineated on her lot, and no alterations were done in the CR portion of their property, the agent could issue the partial COC on Wednesday, July 28 after conducting a site visit.

LAND MANAGEMENT:

- Wildlife assessment received from EcoDrawiversity. A copy was distributed to the members and one to Natural Heritage.
- The agent noted that Walcott and Lewis Street conservation properties have extensive dumping of yard debris.

BUSINESS:

Discussion:

- Update on Cutting parcel appraisal. The agent is in the process of determining if development is possible on this parcel and has consulted with Natural Heritage and MassAudubon Land Management.

Mail of note:

- MassWildlife News
- RDA for Victory Plaza
- Enforcement of Open Meeting Law for Middlesex District Attorney office

Meeting adjourned 9:54