

Dolber

CONSERVATION COMMISSION

Town of Monterey, Massachusetts

Minutes from Regular Conservation Commission meeting.

MEETING: 12 February, 2001

Present: Chris Blair, David Logan, Rick Andrus, David Dempsey, and Ray Tryon

Keogh, RDA, 45 Sylvan Rd., Contact: Rick Andrus

Chair opened Public Meeting at 7:00 and read notice. Mr. Keogh was present. He did not wish to represent himself and believes White Engineering would do so. Bob Tynan from White Engineering arrived and presented the application. Board of Health approval was not apparent, but in process: we should verify BOH approval before sending our Determination. The commission requested that the silt fence be relocated to the other side of the road (Gardner) where the truck traffic will occur. The project was a repair to a failed septic system under a Title V inspection prior to transfer. The system is an advanced treatment one. The commission issued an N-3 with the relocation of the silt fence the only condition of the DA.

Solosky, RDA, 23 Laurel Bank Rd., Contact: David Dempsey

Solosky, NOI, 24 Laurel Bank Rd., Contact: David Dempsey

Chair opened Public Meeting at 7:25 and read notice. We heard both cases at the same time. Bob Tynan of White Engineering, Inc., represented the Owner. There are 2 houses on small lots that were previously served by a single steel tank. The access road divides the 2 house lots and access is good for the work. Both are advanced treatment systems. Board of Health approval was in our file for #24. We did not find a BOH approval for #23: we should verify BOH approval before sending our Determination.

Ray Tryon moved to issue an OOC with supplemental conditions; David Dempsey seconded. The Public Hearing was closed at 7:45 PM. The following additional conditions shall be added to the OOC paperwork:

1. All disturbed work areas shall be seeded and mulched.
2. NOTIFICATION OF SUPERVISOR (2) The applicant shall inform the Monterey Conservation Commission in writing of the names, addresses, business and home phone numbers of both the project supervisor who will be responsible for ensuring on-site compliance with this Order, and his/her alternate.
3. CHANGE OF PLANS (4) Any proposed or executed changes in the plans approved under this Order shall require the applicant to file a new Notice of Intent, or to inquire of the Monterey Conservation Commission in writing whether the change or changes are substantial enough to require a new filing. Any errors in the plans or information submitted by the applicant shall be considered changes and the above procedures shall be followed.
4. REGISTRY OF DEEDS (11) WITHIN 30 DAYS OF THE DATE OF THIS ORDER, THIS ORDER OF CONDITIONS SHALL BE RECORDED AT THE REGISTRY OF DEEDS, AND NOTICE FILED WITH The Monterey Conservation Commission. FAILURE TO DO SO SHALL BE DEEMED CAUSE TO REVOKE THIS ORDER.

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Solosky continued:

5. MATERIAL STOCKPILED on site shall be placed as far as possible from the Lake and covered securely each day with plastic sheeting to prevent any siltation of the work outside of the stockpiled materials.

Dobler, Enforcement Order, Stevens Lake, Contact: David Dempsey

Rick Mielke present a repair plan for the Dobler area that was excessively cut after the Monterey Concom issued a Determination of Applicability. The original RDA was to remove 12 – 15 trees; instead the applicant clear-cut an area approximately 100' x 75' to the lake bank.

Mr. Mielke proposed 21 trees be replanted in the text but showed 23 on his map. The plant matter ranged in size from a 10-gallon oak to a 3" – 4" sugar maple. Natural impediments to dense planting were pointed out: exposed ledge, steep (30o) slope, existing tree stumps. Mr. Mielke had misunderstood some previous discussion with the Concom and we corrected his impressions. We did not restrict the replanting to the 100'x75' cut area as this was our way of describing the damage in general. We did not restrict the use of machinery on site to replant; we asked that low impact replanting thinking be used and that we weren't in favor of removing the cut-tree stumps.

The Concom felt the Dobler proposal insufficient and hard to evaluate. Concom decided to hire an independent arborist consultant to suggest a plan that we could use to weigh against the Dobler proposal. We will hire a consultant and schedule a site visit. We will notify the Dobler's in writing, with a copy to Mr. Mielke, of the current status of their Enforcement Order.

General business: a. we discussed a 19th February 01 DEP workshop in Town Hall Stockbridge, regarding the review of NOI's by Concom, b. reviewed the mail.

asked Rick to continue the meeting until the next session. He agreed.

Meeting adjourned at 9:00 PM.

Respectfully submitted,

Christopher Blair