



Town of Avon Conservation Commission

**Thursday, September 15, 2011
Meeting**

Members Present: Chairman; Dave Young, Vice-Chairman; Kevin Mooney and Kerin Metcalf

Others Present: David Kienert; Collins Engineering , Brian McCarthy; RJ O'Connell, Tom DiCicco; RJ O'Connell, David Howe; 330 Howard St LLC, Chris Lucas; Lucas Engineering, Andrew Daniels; 338 Howard St LLC, Joseph Lalli; Avon Town Counsel

Chairman Young opened the meeting at 6:45pm.

Mr. Kienert is here to represent 25 Langley St. They have filed an RDA to perform a septic repair. Mr. Kienert stated they have already gone in front of the Board of Health and have approvals. The existing cesspool will be pumped and filled with sand and abandoned. It was questioned by Mr. Young about the removal and storage of materials. Mr. Kienert stated the materials will be removed and not stock piled. The material would be put directly into the trucks. Mr. Young wanted to make sure that there would not be any material or debris on the road or going into the catch basins from the trucks. Mr. Mooney motioned to give a negative three determination with the condition that they clean roads on a daily basis and heavy debris is removed immediately. Ms. Metcalf seconded the motion. Motion passes unanimously.

7:10pm a continuation meeting with 330 Howard St

Mr. Howe stated for the record that he wanted to change the direction and work with the Commission and coming to a solution.

Mr. Howe informed the Commission as to what had happened at the last Brockton Conservation Commission Hearing. Brockton had issued an enforcement order and Mr. Howe stated that he would get a copy of the order and plans to the Avon Conservation Commission either Friday, Sept 16, 2011 or Sept 19, 2011 at the latest. And that they were planning on starting on that Monday, September 19, 2011. Mr. Howe has also met with the Holbrook Commission, after walking the property with them Holbrook stated for him to settle things with Brockton and Avon, flag the wetlands and then come to the Holbrook Conservation Commission.

Mr. McCarthy showed the Commission a plan of the property showing the property with all the communities and wetlands. He pointed out the areas on the map that Brockton had agreed for replication and stated how they had come to an agreement with storm water management plans and replication locations.

Mr. McCarthy noted they would install a large sediment filter, regrade the site to create a swale for run off, outlet control and structure a channel, which will be a grass line channel for water quality. All runoff will be directed to the new sediment basin.

Mr. Lucas noted they would do a wetland replication for Avon of 6,000 sqft. They chose an area that was not heavily vegetated, and that they were already doing work in the area and has easy access. They would regrade the area to create the wetlands. Clear and grub the area, strip twelve inches or more off the top bring in organic soil, plant red maple, American elm, green ash, iron wood tree, 12 of each along with, also a few 18"-24" shrubs. They would then monitor the new wetlands for 2 seasons to make sure it gets to the DEP approval of 75% ground cover with no invasive species. They had down several test pits and test pit 7 had historic fill so using the DEP wetlands line there is really only 3,700 sqft

Mr. Howe stated the me knows that they have to get through the Planning Board and once they receive that approval then they would make a formal submittal to the Conservation Commission. And they would be happy to get started.

Mr. Mooney stated he had a problem with the amount of the wetlands disturbance; he feels more strongly with the DEP line that. Looking at greater than 1 to 1, more like a 3:1, in 10 to 15 years from now the net amount of trees need to be what was originally started with.

Mr. Howe stated that they would be willing to go to an offsite location for the replication if need be.

Mr. Mooney stated that the commission has been looking into areas around town where if they needed to do mitigation they may consider DW Park. But we need to get a better idea as to what the thought of the other Boards are.

There was discussion regarding the letter dated July 9th, 2011 to review the items which needed to be done and what items have been completed. The items that had not been identified, it was requested by a gentleman with 330 Howard St, that the Commission address them in an enforcement order. The Commission agreed and will work on a draft for the next meeting.

It was mentioned that a 2 to 1 replication and offsite mitigation will need to be done, and if they can't get the replication done soon, they might have to wait until spring.

Mr. Howe mentioned that at the meeting with the Planning Board, Water Department and Building Inspector, which was a walk of the property at 330 Howard St, the Water Department suggested that they dig monitoring wells in the buffer zone of the wells to see what is flowing in the direction of the wells.

Mr. Lalli reviewed the information that the Commission has requested from Mr. Howe that will be expected to be dropped off no later than September 22, 2011. The documents are:

- Brockton's Enforcement Order
- A copy of the plans with changes that was submitted to Brockton
- A copy of the stormwater management review with supplemental comments and answers.
- Copy of the revised proposed replication of 2:1
- Commitment in writing of DW Fields wetlands as part of the mitigation

Mr. Mooney mentioned they should go out to DW Fields and identify the areas to make healthy. This would include getting rid of invasive species. Mr. Mooney is looking at 8,000 sqft, which is the 100' wetlands buffer zone that was disturbed using the DEP maps. This is all based on the approval of other departments.

Mr. Lalli confirmed with Mr. Daniels that all requested documentation had been received.

Mr. Mooney motioned to adjourn the meeting at 8:05pm. Ms. Metcalf seconded the motion.

Next tentative meeting Thursday, October 6, 2011 at 6:30pm

Submitted by