



Town of Avon Conservation Commission

**Thursday, July 7, 2011
Meeting**

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

Others Present: George Berry; 65 West Spring St, George Collins; Collins Civil Engineering; 33 Walnut Ter & 82 West Spring St, Bill Self; 100 South St

Chairman Young opened the meeting at 7:01pm.

It was brought up to reorganize the Commission.

Ms. Metcalf motioned to have Mr. Young as Chairman. Mr. Mooney seconded the motion. Motion passes 3-0

Ms. Metcalf motioned to have Mr. Mooney as Vice-Chairman. Mr. Young seconded the motion. Motion passes 3-0

Mr. Collins is here to represent the property located at 33 Walnut Ter. Mr. Collins explained an RDA was filed because the property needs a septic repair and the front yard is too small. He will have hay bales and silt fence in place. The Property is not in a flood plain or a National Heritage area.

Mr. Mooney motioned to give a negative 3 determination for the septic repair at 33 Walnut Terrace. Ms. Metcalf seconded the motion. Motion passes 3-0.

Mr. Collins is here to represent the property located at 82 West Spring St. Mr. Collins explained that this is a very small lot and all material will be trucked off the property and new material will be trucked in, so there will be no stockpiling. The BVW is an adjacent lot, but it is not in a flood plain or National Heritage area.

Mr. Young expressed his concern with the moving the material in and out that it might make a mess of the roads and the overhead wires.

Mr. Collins stated that they have taken that all into consideration.

Mr. Mooney motions for a negative determination 3 with the condition that the roadways to be cleaned of any debris be cleaned out. Ms. Metcalf seconded the motion. Motion passes 3-00

Mr. Self is here to represent the property located at 100 South St as an informational meeting only. He explained that they had hoped to cut some trees down but leaving the stumps to extend the wall that is in front of the other properties with the same owner and he had gone to the Board of Health in May for perc testing, but were unable to so because of the wet season. But were able to check the water table and Ms. Joyce recommended that he contacts the Conservation Commission before she will allow him to do anymore perc

testing or test holes. He had the property flagged and inspected by Mr. Hewitson; a botanist from Bridgewater. Mr. Hewitson's letter stated and listed the wetland species found in the 2 areas flagged on the plan as wetlands, but noted neither area qualifies as Isolated Land Subject to Flooding (ILSF). After reviewing this letter Mr. Mooney stated that it may not be ILSF but it is still a wetland and stated in Ch 131 sec 40 that there would be no reduction of wetlands or zero net loss, so some sort of mitigation would be need to be performed. Mr. Self stated that he would gather some further information and/or file a Notice of Intent for the next Conservation meeting.

Mr. Berry from 65 West Spring St dropped off before and after pictures for his property to explain the need for the a Request for Determination to repair the falling retention/brook wall. The wall is on the cliff of the brook which is roughly 3 feet deep and had slowly broken down and collapsed into the brook. Mr. Mooney motioned to give a negative 2 determination. Ms. Metcalf seconded the motion. Motion passes 3-0

The Commission reviewed the mail:

Memo from Ms. Joyce; the Board of Health Agent
33 Walnut Terrace – would be in need of approval for a septic repair.
82 West Spring St – would be in need of approval for a septic repair

Mass DOT
A letter dated June 21, 2011 giving a 21 day notice of the work to be done on the right of ways is tentatively scheduled for July 18th and commence August 19th, 2011.

A cc. to a letter from the Board of Health to Mr. Perrault
regarding the property located at 121 East Main St was granted a variance for its septic system.

Mr. Mooney had a letter drafted to for 330 Howard St LLC to rescind on the previously issued letter. He also noted that the Commission had received the Stormwater management plan and Drainage and Erosion and Sediment Control Plan from 330 Howard St on July 1, 2011. Mr. Mooney requested that a few changes be made to the rescinding letter motions to approve and have the letter sent by Certified Mail to 330 Howard St LLC. Mr. Metcalf seconded the motion. Motion passes 3-0.

Mr. Mooney motions to recess the meeting to attend a site visit scheduled for National Tire and Battery to verify the completion of their project with the drainage at 20 Stockwell Dr. Ms. Metcalf seconded the motion. Motion passes 3-0.

Mr. Young reopens the meeting at the location of 20 Stockwell Dr; NTB, with Mr. Young, Mr. Mooney, Ms. Metcalf, Stephanie Kaiser; Coler & Colantonio and Jared Garrity; NTB.

Mr. Young stated that the Commission had received the plans and letter of completion, but was informed by Ms. Joyce that she had a difficult time closing the sluice gates. Mr. Mooney checked the gates and noted that they are difficult because they are new and after time they will get easier. The Commission reviewed the order of conditions and Mr. Mooney motioned that 20 Stockwell Dr was in compliance with the OOC and grants them the right to removal all erosion control (silt fence & hay bales). Ms. Metcalf seconded the motion. Motion passes 3-0

Mr. Mooney motioned to adjourn the meeting at 8:45pm. Ms. Metcalf seconded the motion.

Next meeting Thursday, July 28, 2011 at 6:30pm

Submitted by