

**HARVARD CONSERVATION COMMISSION  
MINUTES OF MEETING  
AUGUST 18, 2016  
APPROVED: NOVEMBER 17, 2016**

Chairman Paul Willard called the meeting to order at 7:04pm in the Town Hall Meeting Room under MGL Chapter 131 §40 The Wetland Protection Act and The Code of the Town of Harvard Chapter 119 the Wetland Protection Bylaw

**Members Present:** Paul Willard, Jim Breslauer, Charlie Gorss, Joanne Ward and Jaye Waldron

**Others Present:** Liz Allard (LUB Admin), Bruce Ring Wall (GPR, Inc.) and David & Helen Berry

**Enforcement Order – 12 Harris Lane**

David & Helen Berry were back before the Commission in regards to an Enforcement Order issued to them for working within the 100' wetland buffer zone without the proper permits. A site walk was conducted this past Monday. Information on the maintenance of the detention basin and a letter from B&C Associates had been previously distributed to the members. Liz Allard had spoken with a local engineer about the Commissions' concerns with the fill within the detention basin. It was his impression that a minimal amount of fill added to the detention basin would not change the basins ability to function properly.

After a discussion the members agreed upon the following:

- The detention basin shall be maintained by the mowing of vegetation twice a year as detailed in the letter from B&C Associates, dated July 24, 2014;
- The previously existing lawn area north-west of the detention basin shall be allowed to re-vegetate naturally and is no longer to be part of the lawn area; and
- The erosion control barriers may be removed once the area has been stabilized and inspected and approved by the Conservation Agent or a member of the Conservation Commission.

**LAND Grant Update**

Liz Allard reminded the members of the Community Preservation Committee meeting on August 24<sup>th</sup> in regards to the request for \$200,000.00 towards the purchase of the land on Sherry Road.

**Update on Gifts of Land**

- Stone Cutter's Path – Nothing new to report

**Bylaw Amendment – Land Subject to Flooding**

Jim Breslauer stated he had nothing new to report on this matter.

**Approve Minutes**

Minutes were not available for approval

**Approve Invoice**

There were no invoices for approval

**Butterfly Talk Sept 29, 2016**

Just a reminder to the members that Elizabeth Crone, from Tufts University, will be at Volunteer's Hall on Thursday September 29 at 7pm to discuss her findings on the research she has been conducting with the Baltimore Checkerspot Butterflies on the Williams Land.

**Request for a Certificate of Compliance**

Liz Allard stated the Order of Conditions (OOC) issued in 2015 for 90 Warren Avenue is no longer valid with the issuance of the new OOC last month. A Certificate of Compliance (COC) has been requested by the current owners to clear the older OOC from the deed. Joanne Ward made a

motion to issue the COC for DEP#177-635. Jay Waldron seconded the motion. The vote was unanimously in favor of the motion.

**Charter Commission Meeting September 8, 2016**

Liz Allard reminded the members of the Charter Commission meeting

**Aerial Cover Crop Seeding**

Liz Allard stated James Pickard is participating in a program with the Department of Agriculture to have the Coke land and the Stone property on Ayer Road aerial seeded with rye seed after the corn crop. This activity will take place some time next week and may require the helicopter to land briefly within the field.

**Fall 2016 Cross-Country Schedule of Stone Field**

Liz Allard had previously distributed the email received from Marisa Steele, the Bromfield boy's cross-county coach, in regards to the fall schedule that will utilize the Stone land. Once finalized the practice schedule will be shared with the Commission as well.

**Request for Determination of Applicability Hearing – Charles Redinger, 121 Ayer Road, Harvard#0816-01.** Opened at 7:30pm

**Adjournment**

Joanne Ward made a motion at 7:57pm to adjourn the meeting. Jaye Waldron seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard  
Land Use Administrator/  
Conservation Agent

**Harvard Conservation Commission  
Request for Determination of Applicability  
Hearing Meeting Minutes  
Charles Redinger, 121 Ayer Road, Harvard#0816-01  
August 18, 2016**

The public hearing was opened at 7:30pm by Chairman Paul Willard under the Massachusetts Wetland Protection Act, Ch. 131 §40 and the Harvard Wetland Protection Bylaw, Chapter 119 of the Code of the Town of Harvard in the Town Hall Meeting Room at 13 Ayer Road, Harvard

**Members Present:** Paul Willard, Jim Breslauer, Charlie Gorss, Joanne Ward and Jaye Waldron

**Others Present:** Liz Allard (LUB Admin) and Bruce Ringwall (GPR, Inc.)

This hearing is for a Request for Determination of Applicability filed on behalf of Charles Redinger for the replacement of an existing deck within 100' wetland buffer zone at 121 Ayer Road, Harvard.

Bruce Ringwall, GPR, Inc., was present to represent the applicant. Mr. Ringwall explained the existing site conditions, which includes an existing deck at rear of house; that will be removed and replaced with a smaller sized deck. The new deck will include a screened-in porch. Infiltration for a 1" rain event has been included to capture runoff from the roof. The overall activity will have a minimal disturbance on the buffer zone.

Jaye Waldron noted from site the walk that an existing wood pile within the wetland and its buffer zone should be removed and the area should be allowed to re-vegetate naturally. In addition, the area north west of the home office shall also be left to re-vegetate naturally. It was agreed the wood pile could be placed outside the tree line in an already disturbed area. Liz Allard recommended erosion controls not be used for this project as they would cause more disruption to the area than protection during activity. Mr. Ringwall agreed to mark the location of the erosion control barrier in the field as a reminder to workers of the limit of disturbance.

Joanne Ward made a motion to close the hearing and issue a Negative #3 Determination of Applicability with the following conditions:

- 1) The wood pile within 100' wetland buffer zone is to be moved to the existing lawn area along the existing tree line;
- 2) The two areas cleared of trees shall be allowed to re-vegetate naturally; and
- 3) An erosion control barrier is not necessary, however the location at which it is shown on the plan shall be marked to indicate the limit of work.

Jim Breslauer seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard  
Land Use Administrator/  
Conservation Agent

## **DOCUMENTS & OTHER EXHIBITS**

### **Enforcement Order – 12 Harris Lane**

- Letter from B&C Associates, RE: Drainage Swale, dated July 24, 2014
- Building Permit Plan, Lot#2 at #12 Harris Lane, Harvard, Mass., prepared by David & Helen Berry, prepared by GPR, Inc., dated July 8, 2014
- Except from Home Owner's Association, recorded at the Worcester Registry of Deeds, Book 20043, page 175

### **Request for Determination of Applicability Hearing – Charles Redinger, 121 Ayer Road, Harvard#0816-01**

- Notice of Intent Site Plan, Existing Conditions Plan, 121 Ayer Road, Harvard, MA, Owner: Charles Redinger, 121 Ayer Road, Harvard, MA 01451, prepared by GRP, Inc., Job 141014, dated May 2014