

**TOWN OF HARVARD
CONSERVATION COMMISSION AGENDA
THURSDAY, JANUARY 19, 2023 @7:00PM**

Pursuant to Chapter 107 of the Acts of 2022, An Act Relative to Extending Certain COVID-19 Measures Adopted during the State of Emergency, and signed into law on July 16, 2022, this meeting will be conducted via remote participation. Interested individuals can listen in and participate by phone and/or online by following the link and phone number below.

Hildreth Pro is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us02web.zoom.us/j/81227732045?pwd=TGdVampk1UNjZLVE1xYjh0MUE2dz09>

Meeting ID: 812 2773 2045

Passcode: 761679

One tap mobile

+13052241968,,81227732045# US

+13092053325,,81227732045# US

Dial by your location

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 646 931 3860 US

+1 929 436 2866 US (New York)

Meeting ID: 812 2773 2045

Find your local number: <https://us02web.zoom.us/u/kdeqbg90Ks>

New Business:

1. Open Space Committee Municipal Vulnerability Preparedness Grant Carlson's Land (7:00pm)
2. Informal Discussion with New Owner of 99 Ayer Road Re: Installing Fencing within Buffer Zone (7:15pm)
3. Ratify Wetland Enforcement Order at 30 Cruft Lane
4. Discuss Unauthorized Trail on Rodriguez Land (Map 13 Parcels 3.2 & 4)
5. Monitoring of Conservation Restrictions by Harvard Conservation Trust
6. State Ethics Training March 14, 2023 @ 6pm
7. Approve Minutes
8. Approve Invoices
9. Approve Annual Report

Old Business:

1. Climate Action Plan Natural Resources Priority Actions to Implement Update
2. Pine Hill Village Status Update

Public Hearings:

7:30pm - **Continuation of a Notice of Intent Hearing – Yvonne Chern, 203 Ayer Road, DEP#177-711, Harvard#0322-01**, for the construction of commercial structures with associated parking, grading and drainage within the 100' wetland buffer zone – **Waiver Request**

**NEXT MEETING:
FEBRUARY 2, 2023**

AS

The listing of matters are those reasonably anticipated by the chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

High Ridge MVP Action Grant Application

1. Project Description

The “High Ridge Corridor” is an area that lies along the Boxborough and Harvard border. The corridor contains large swaths of protected open space and farmland, and contains significant areas of ecologically sensitive and climate resilient land. It is identified as a unique feature and a priority habitat by the [Apple Country Plan](#) which is part of Harvard’s Climate Action Plan (CAP). This area has also been identified as high priority for protection by the Sudbury Valley Trustees as part of their “High Ridge” initiative.

Several of the parcels of unprotected open space in the High Ridge Corridor are currently at risk of being developed. (see Figure 1.) The project’s goal is to protect the open space that is immediately at risk of being developed, and to develop a plan for the remaining unprotected space that will:

- protect the ecologically sensitive areas and the climate resilient land
- preserve the active farmland
- ensure the existing open space corridors do not become fragmented
- expand the open space corridors by connecting the High Ridge corridor to those Beaver Brook conservation areas in Boxborough, Littleton and Harvard
- provide benefits to local and regional residents – especially the Environmental Justice population.

Two of the unprotected parcels of open space in the High Ridge corridor lie in Harvard. Both parcels, totaling 85 acres, have been identified as high priority for protection by the Harvard Open Space Committee because of their ecological significance, climate resilience, farmland and farm soils, water and wetlands, and adjacency to a 345 acre protected open space corridor in Harvard and Boxborough.

The Littleton County Road parcel is a 39 acre parcel containing 12 Acres of cultivated land and 8 acres of prime farm soils, and which abuts a 345 acre protected open space corridor. It is an ecologically sensitive area, with all of the land being in BioMap3 Core Habitat and NHESP Priority Habitats of Rare Species areas, and 9 acres being identified as area of Top 50 Index of Ecological Integrity (IEI) which is a measure of climate resiliency developed by UMass CAPS. It also contains 14 acres of forest and 2 acres of wetlands. This parcel is the highest risk for development. The owners have been in discussions with HCT and SVT for several years about purchasing the property, and are anxious to sell the property.

The other parcel in Harvard, Beaver Brook Park, abuts Boxborough and is a piece of the Campanelli-Trigate office park development (formerly Cisco and Towermarc Office Park) It is part of the permitting process for further build out of the Beaver Brook Campus. (see Figure 2.) The Beaver Brook Park parcel is a 46 acre parcel also abutting the 345 acre protected open space corridor. This entire parcel lies within BioMap3 Core Habitat and NHESP Priority Habitats of Rare Species areas, as well as being designated as Top 50 Index of Ecological Integrity (IEI). The parcel also includes 12 acres of BioMap3 Critical Natural Landscape area, 1 acre of wetlands, and contains one potential vernal pool. The entire 46 acres is forested.

The Campanelli-Trigate office park development also contains several parcels of unprotected open space which lie within Boxborough, and are also part of the permitting process for build out of the office park. This land has been identified by the Boxborough Conservation Commission and the Boxborough Conservation Trust as critical land to be protected because of its ecologically sensitive areas including many wetlands.

Together, these parcels fill missing voids in a large protected open space corridor, with the potential for future connection to other large protected open space areas in Boxborough, Littleton and Harvard. The parcels contain large areas of forest and ecologically sensitive and climate resilient land. Protecting the Littleton County Road parcel will preserve land that is currently being farmed – an activity that will continue if it is protected.

The preservation of this land will help Boxborough, Harvard and the surrounding region in becoming more climate resilient for the future.

DRAFT

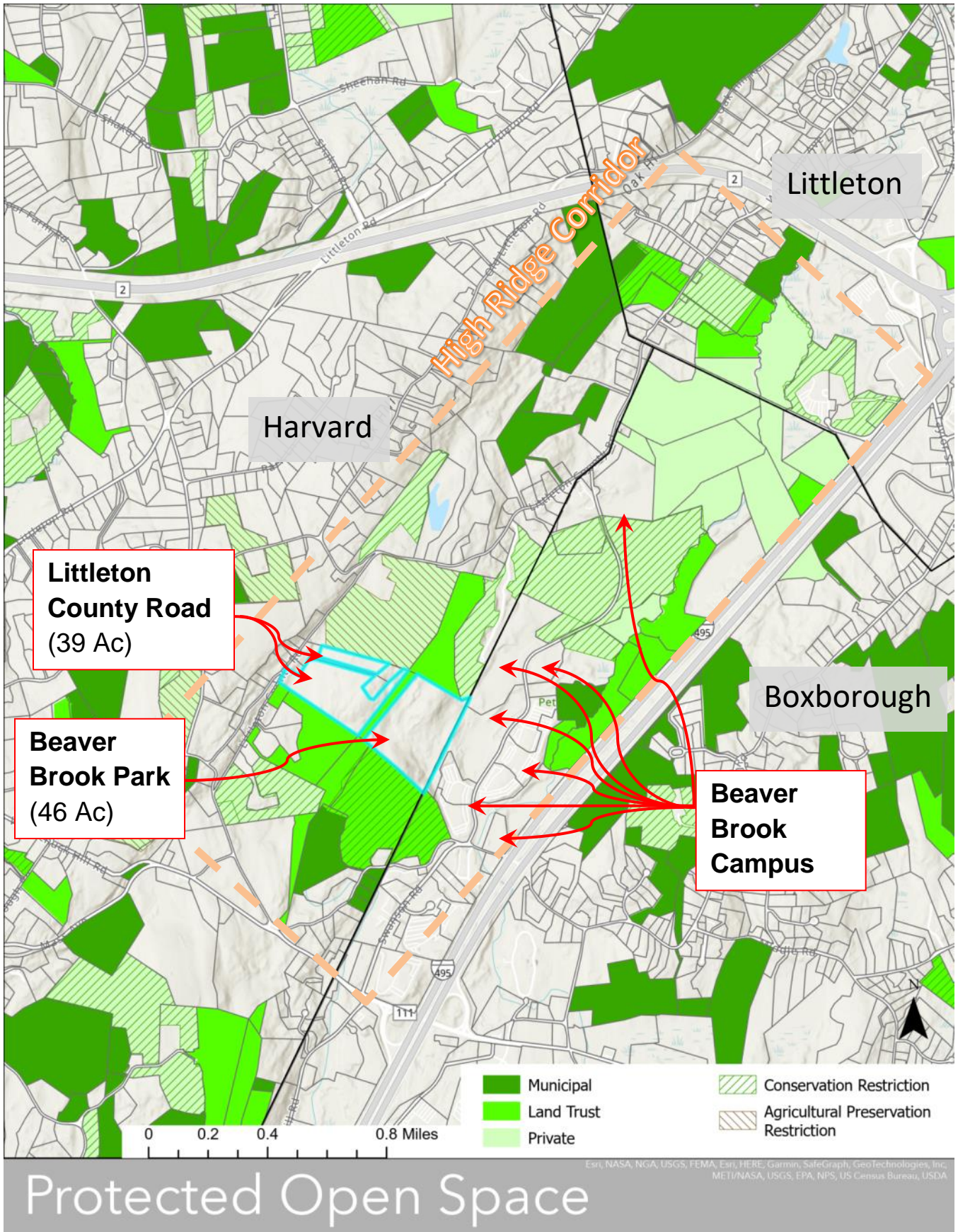
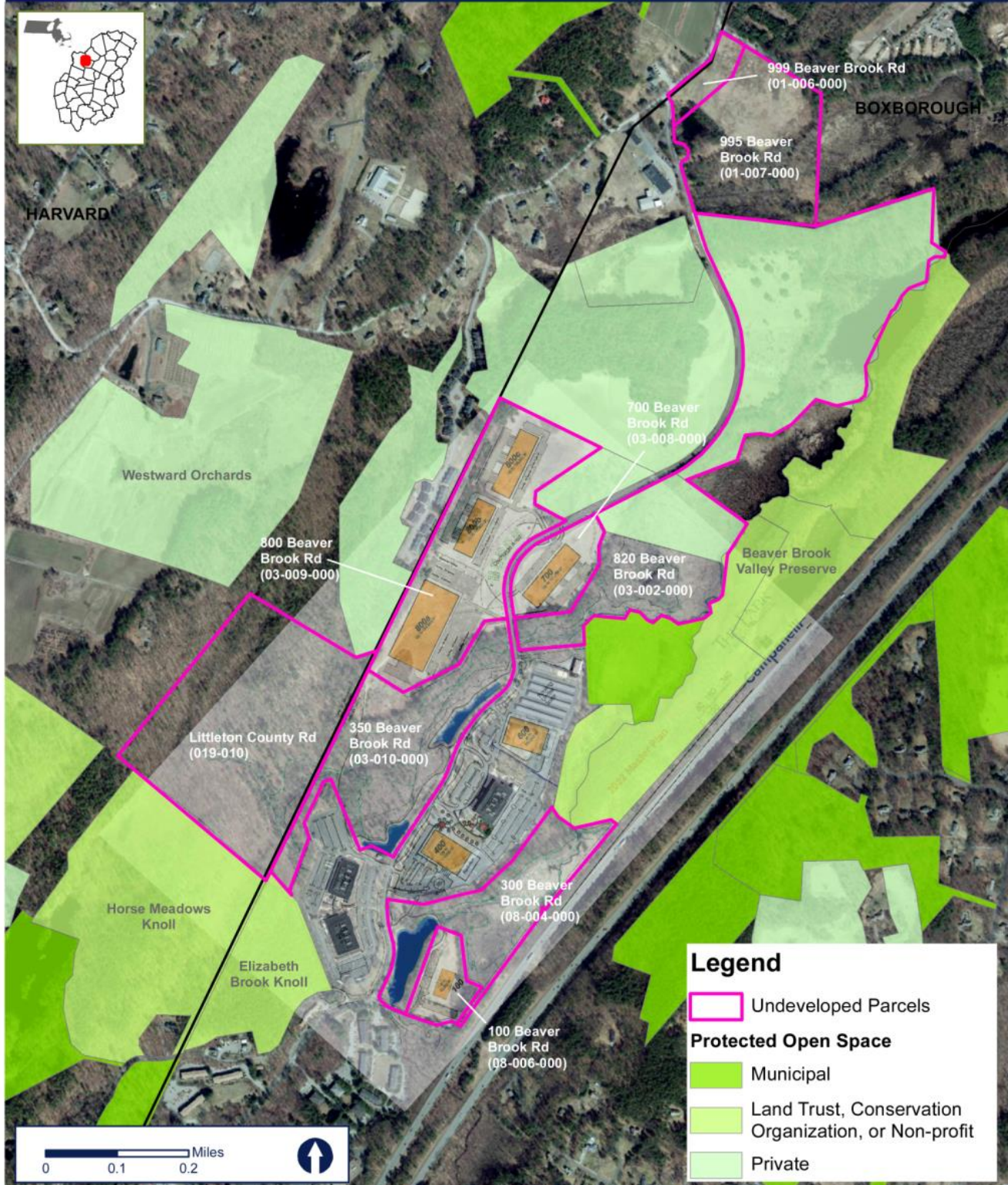


Figure 1. Protected Open Space in the High Ridge Corridor



Beaver Brook Campus - Boxborough/Harvard



Map produced by Sudbury Valley Trustees. Data provided by Office of Geographic and Environmental Information (MassGIS), Commonwealth of Massachusetts Executive Office of Energy and Environmental Affairs. This map should be used for reference only. Boundary lines are approximate. Sudbury Valley Trustees - 18 Wolbach Road - Sudbury, MA 01776 - 978-443-5588 - web@svtweb.org - www.svtweb.org

Figure 2. Beaver Brook Office Park – Proposed Build-out

2. Project Structure, Timeline and Budget

Structure

The proposed project has two parts, with a common goal of protecting missing pieces of the High Ridge Corridor along the Boxborough/Harvard town line.

The first – and most pressing part – is protection of the Littleton County Road parcel which is at risk of imminent development. It will be purchased at the appraised market value. The Harvard Conservation Trust (HCT) has taken the lead on this land purchase, and is planning to purchase the parcel with help from the Town of Harvard. If awarded an MVP grant, the Town of Harvard would purchase the property, and HCT would likely hold the CR and manage the continuing farming activities.

The Beaver Brook Park parcel in Harvard and those in Boxborough are components of the Campanelli-Trigate office park which is planned to be further developed. The original permit between the Town of Boxborough and the prior owner – which is now expired – specified that the Harvard parcel and several others in Boxborough would be protected as open space. Conversations with the current owner have indicated that they are amenable to protecting the Harvard parcel as they think it is likely undevelopable. But this parcel and all of the rest of the Campanelli-Trigate owned parcels will likely factor into the permitting for further development of the office park.

The second part of the proposed project is planning to identify:

- Which areas of unprotected open space in the High Ridge Corridor are most critical to protect based on ecological sensitivity and climate resiliency
- How to balance the office park build-out with protecting the most critical open space
- Connection to protected open space corridors and trails in Boxborough, Harvard and Littleton
- How to provide access to the protected open space corridor for local and regional residents, especially Environmental Justice populations, with trail networks, trailheads, and parking for the resulting open space corridor
- How to maximize benefit to the Environmental Justice populations, including engaging them in the planning
- Future stewardship

The planning, to be performed by a regional planning commission or a private contractor, will include:

- Consultation with the developer Campanelli -Trigate
- Outreach to local businesses and residents. This will focus on the residents and businesses in the sliver of Boxborough which lies within the High Ridge Corridor and is separated from the rest of Boxborough by I-495
- Regional outreach - especially to Environmental Justice populations. The Environmental Justice populations in Ayer, Devens and Lancaster - who are within 5 miles of the parcels – will be included in addition to Boxborough's.

Timeline *(preliminary)*

Purchase of the Littleton County Road parcel will occur immediately as it is at risk of development. The purchase has been negotiated by HCT based on an independent market value appraisal, and the parties have agreed to terms. The deal will close when funding is available, with the Town of Harvard as the buyer if the MVP grant is awarded. The required 25% match to an MVP grant will be provided by the Town of Harvard, HCT and potentially others.

The timing for the second part of the project will be tied to the permitting for the build out of the remainder of the Beaver Brook campus. The permitting process is expected to begin in calendar 2023, but may be delayed. An RFP for the open space protection planning will be released when MVP grant funds are available, triggering outreach to regional residents and Environmental Justice populations, and results of the study will be utilized in the discussions with the developer and in the permitting process.

Budget *(preliminary)*

<u>Expense</u>	<u>K\$</u>
Littleton County Road	
Acquisition	555
Closing Cost	5
CR Legal	5
CR Baseline Report	10
<u>TOTAL</u>	<u>575</u>
Beaver Brook Campus	
<u>Planning</u>	<u>25</u>
<u>TOTAL</u>	<u>25</u>
Project TOTAL	600

3. Climate Action Plan and Nature-Based Solutions

The Harvard 2022 Climate Action Plan under Natural Resources states:

“The Harvard Climate Action Plan will implement recommendations from the 2021 Apple Country Report. That report noted that the preponderance of land in Harvard in its natural state of forests, fields, and especially wetlands is the town’s greatest asset in terms of sequestering and storing carbon. By far the greatest impact we can have in nature-based solutions to climate change and increasing resilience is to retain as much of this ecologically functioning land as possible and to minimize conversion to pavement, buildings, septic systems, or traditionally landscaped areas.”
(Emphasis added)

The goals of the 2021 Apple Country Report state:

“Accelerate conservation of areas with high climate value, prioritizing areas at highest risk of development. Where “climate value” can be understood as the overlap of:

- Areas of high ecological climate resilience; and*
- Areas of high ecosystem services value (e.g. carbon sequestration and storage, storm water management).*

a. Wetlands. Given the outsized role that wetlands play in the global carbon cycle and in providing community and ecological climate resilience ecosystem services, and the heightened vulnerability of wetlands to the impacts of climate change, protection of the functions and ecosystem services that wetlands provide is critically important.

b. Riparian Corridors/Floodplains. River and stream corridors including their present and future floodplains and wetlands, such as those of the Nashua and Still Rivers and several streams in the project area, are exceptionally valuable for climate resilience, landscape scale connectivity, flood control and storm damage prevention, water quality and quantity, and for providing wildlife habitat, and should be a primary focus for actions intended to maintain and protect ecological integrity and to maintain the mosaic of features that will maintain climate resilience for the region.

c. Forests. Healthy, natural forests with large older trees and high biodiversity provide numerous benefits to both ecological climate resilience and ecosystem services, including as significant carbon banks. Protection through conservation purchase or restriction is the most valuable way to minimize the threat of forest loss.

d. Farmlands. Protect Prime Farmland and Farmland of Statewide Importance at risk of development. NELF shows the 957 acres of these soils at risk of development in Apple Country.

The Apple Country Plan lists the “High Ridge” as a unique feature and a priority habitat area stating:

“Black Pond to High Ridge Conservation Areas

*This area includes forest, pasture, and agricultural lands with single and clustered residences. Geographically, this area is defined by steep hillsides and cliffs above broad flats dominated by agriculture. A pond, its associated adjacent wetland, and Elizabeth Brook follow the foot of the steep ridgeline to the west below Oak Hill and Shaker Hills. The stream is partly channelized and crossed by multiple driveways. Soils are characterized by rocky hillsides and well drained sandy loam in the valley. The forests are split by agricultural and residential cleared lands. New residential developments include invasive tree of heaven (*Ailanthus altissima*), which hosts the spotted lantern fly (*Lycorma delicatula*), which is a threat to orchards and forests in the vicinity. Portions of the agricultural land here are under development restrictions and efforts should be emphasized to prevent future residential development on developable agricultural land.” (Emphasis added)*

Among potential Nature-Based Solutions proposed for this location are:

- Conservation purchase/ restriction
- Public - private partnership (agro-business land management that increases and protects habitat/pocket-forest-woodlot or pasture)

The Harvard parcels to be protected are two of the remaining pieces of unprotected open space in the High Ridge area.

The proposed project addresses three of the four goals in the Apple Country Plan as it would protect wetlands, forests and farmlands.

Wetlands

Wetlands, especially forested wetlands, are very important to carbon sequestration. The area in Boxborough contains extensive wetlands surrounding Beaver Brook. Much of these wetlands are already protected. The two unprotected Harvard parcels contain 3 acres of wetlands, about half of which is forested wetlands.

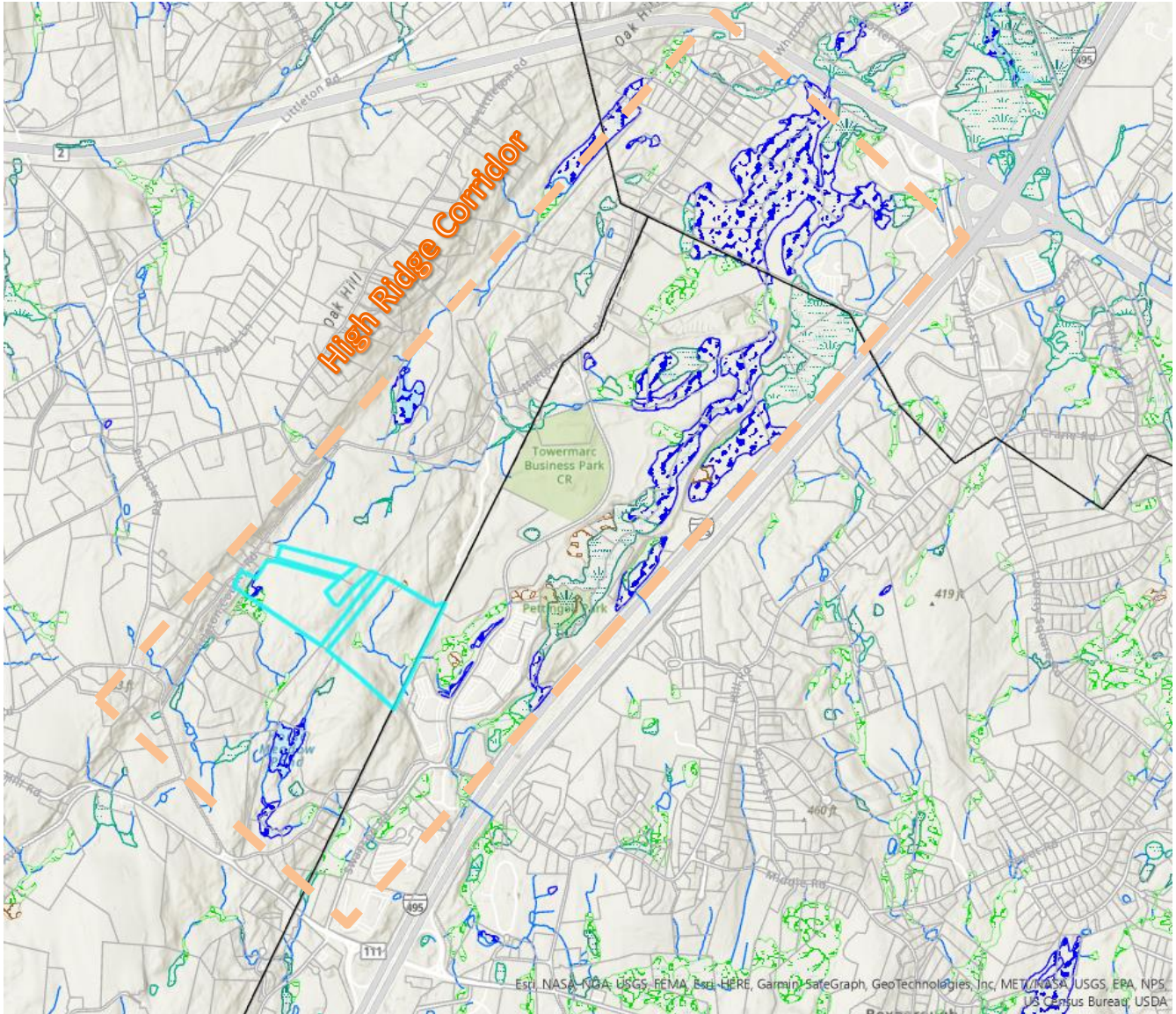


Figure 3. Wetland Areas

Forests

Forests also provide an important role in carbon sequestration. Protecting mature forests to prevent fragmentation of forest blocks increases its value for wildlife habitat, but also increases climate resiliency.

The Boxborough parcels contain large areas of wetland forest, much of which is already protected. The two Harvard parcels contain 60 acres of unprotected upland and wetland forests, and abut a 345 acre protected open space corridor in Harvard and Boxborough which contains a large amount of mature forest. Protecting these two parcels would insure the open corridor and forest tract is not fragmented by development.



- Deciduous Forest
- Evergreen Forest
- Wetlands Forest

Figure 4. Forested Areas

Farmlands

The history of this part of Massachusetts is steeped in agriculture, notably orchards. Several commercial orchards still operate in the area, and are a major component of its rural nature. The Town of Harvard has worked with the State to protect these orchards with Agricultural Preservation Restrictions (APRs), with 225 acres currently protected. The State, Town of Harvard, Harvard Conservation Trust, and Sudbury Valley Trustees (SVT) are working with Community Harvest Project (CHP) to protect the 70 Acre CHP Prospect Hill Orchard. The APR is expected to close in early 2023. CHP is a non-profit organization who grows food for hunger relief. In 2021, CHP produced 290,000 pounds of fruits and vegetables which were donated to local food banks.

A public survey conducted as part of the Harvard Open Space and Recreation Plan, Harvard residents placed a high value on protecting the town's agriculture. As a result, the Harvard Open Space Committee made it one of four elements used in ranking the importance of protecting open space.

Protecting farmlands was identified as one of the top priorities in the Apple Country Plan because of risk of development if they are no longer farmed. This phenomenon is very noticeable in surrounding towns.

The Littleton County Road parcel in Harvard currently has 13 acres in cultivation, with 9 acres of Prime Farm Soils. If protected, the land will continue to be farmed.



Figure 5. Farmlands

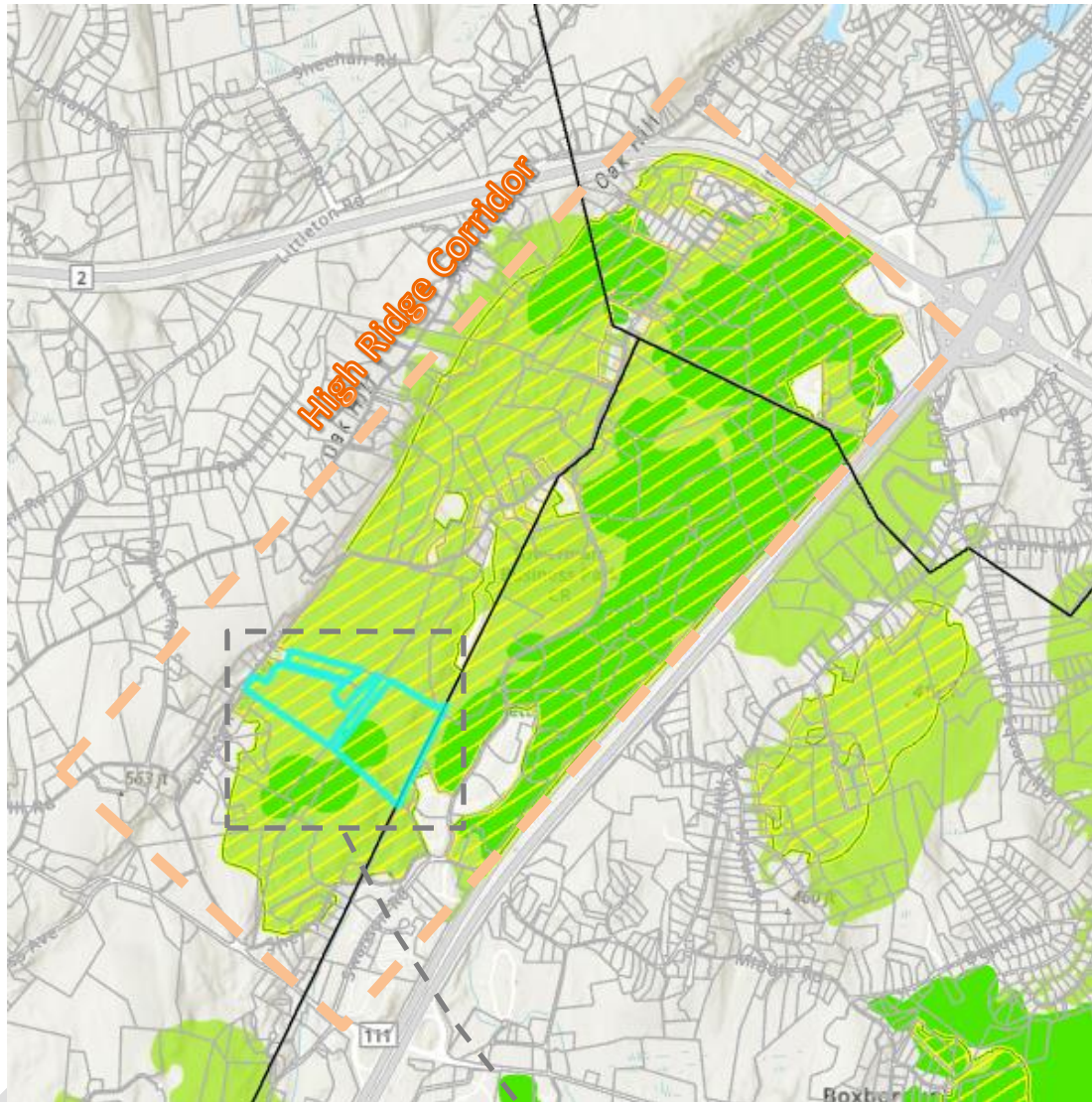
Climate Resilience

The vast majority of the High Ridge Corridor has been identified as ecologically sensitive, listed as BioMap3 Core Habitat and NHESP Priority Habitats of Rare Species. It also contains large areas of climate resilient land.

The open space in Boxborough is predominantly BioMap3 Core Critical Landscape, and has areas of Top 50 Index of Ecological Integrity (UMass CAPS measure of climate resiliency). The two Harvard parcels contain

- 55 acres of Top 50 Index of Ecological Integrity
- 85 acres of BioMap3 Core Habitat
- 85 acres of NHESP Priority Habitats of Rare Species
- 12 acres of BioMap3 Core Critical Landscape
- 1 potential vernal pool

The Mass Audubon Mapping and Prioritizing Parcels for Resilience (MAPPR) Tool 2.0 lists both the Beaver Brook Park and Little County Road parcels as High Priority Parcels for the Town of Harvard using the Balanced Model. It lists the unprotected Boxborough parcels as medium and low priority for Boxborough. The Balanced Model combines data from TNC Resilience, UMass Critical Linkages, BioMap2's Core Habitat and Critical Natural Landscape, and adjacency of the parcels to protected land.



- BioMap3 Critical Natural Landscape
- BioMap3 Core Habitat
- ▨ NHESP Priority Habitats of Rare Species
- NHESP Natural Communities



- IEI_Top_50
- BioMap3 Critical Natural Landscape
- BioMap3 Core Habitat
- ▨ NHESP Priority Habitats of Rare Species
- NHESP Natural Communities
- Potential Vernal Pools

Figure 6. Ecologically Sensitive and Climate Resilient Areas

Harvard Open Space Prioritization Model

The Town of Harvard Open Space Committee (OSC) has developed a GIS model to prioritize the most important unprotected open space to protect. It considers four factors which were identified as the most important criteria by a public survey conducted for the Harvard 2016 Open Space & Resource Plan (OSRP), and confirmed by a second survey for the 2023 OSRP update. These are:

- Agriculture
 - actively farmed area
 - prime farm soils area
- Ecologically Significant / Climate Resilient Areas
 - UMass CAPS Index of Ecological Integrity Top 50 area
 - BioMap3, NHESP, ACEC area
 - presence of vernal pools
- Open Space Corridors for Humans and Wildlife
 - adjacency to protected open space
 - adjacency to protected open space corridors \geq 50 acres
- Water & Wetlands
 - wetland area
 - stream and shore length
 - aquifer area

Both the Littleton County Road and the Beaver Brook Park parcels rank in the highest priority for open space protection in Harvard using the OSC model.

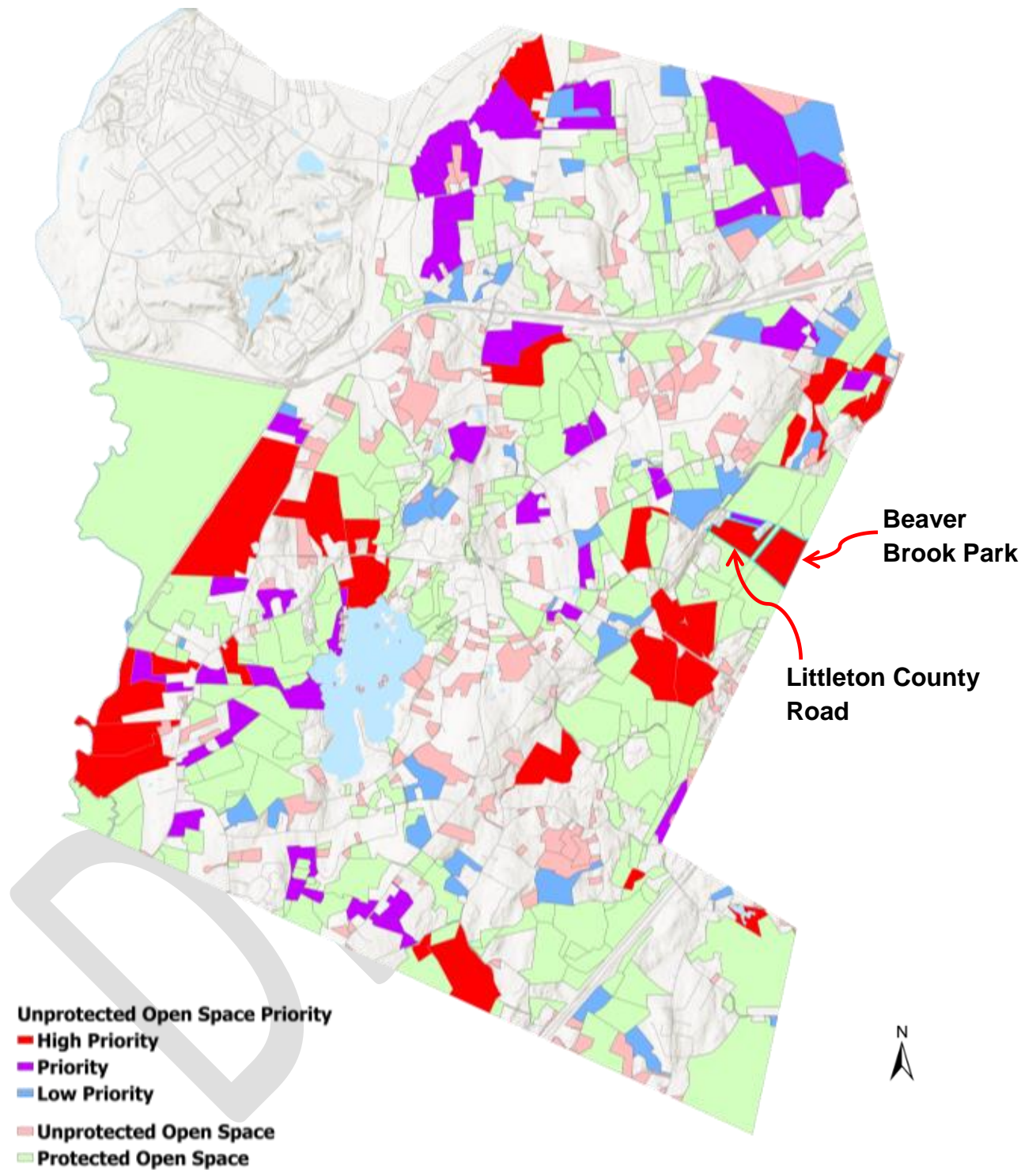


Figure 6. Harvard Open Space Protection Model

4. Environmental Justice and Public / Regional Benefits

The High Ridge Corridor lies along the boundary of the towns of Boxborough and Harvard. The entire Town of Boxborough is considered a minority environmental justice population. The town of Harvard does not have any Environmental Justice populations, but the Towns of Devens, Ayer and Lancaster have minority Environmental Justice populations that are within 5 miles of the High Ridge Corridor. Ayer also has an income environmental justice population which is within 5 miles.

The portion of Boxborough that is in the High Ridge Corridor is cut off from the remainder of the Boxborough by Interstate 495. This block group (Block Group 3, Census Tract 3881) is a minority EJ population with the characteristics:

- Minority population: **32.1%**
- Median household income: **\$57,981 (this is 68.7% of the MA MHHI)**
- Households with language isolation: **2.6%**

This differs from the rest of the EJ population in Boxborough which has median household incomes exceeding 150% of the MA MHHI and no language isolation. Populations with lower socio-economic status are known to be more greatly impacted by climate change and severe weather events.

The goals of this project – protecting open space that is forested, has wetlands, is ecologically significant, and is climate resilient - will benefit the Environmental Justice populations and residents in Boxborough and the surrounding regions by mitigating public health hazards, protecting productive farmland, and providing recreational opportunities. These include:

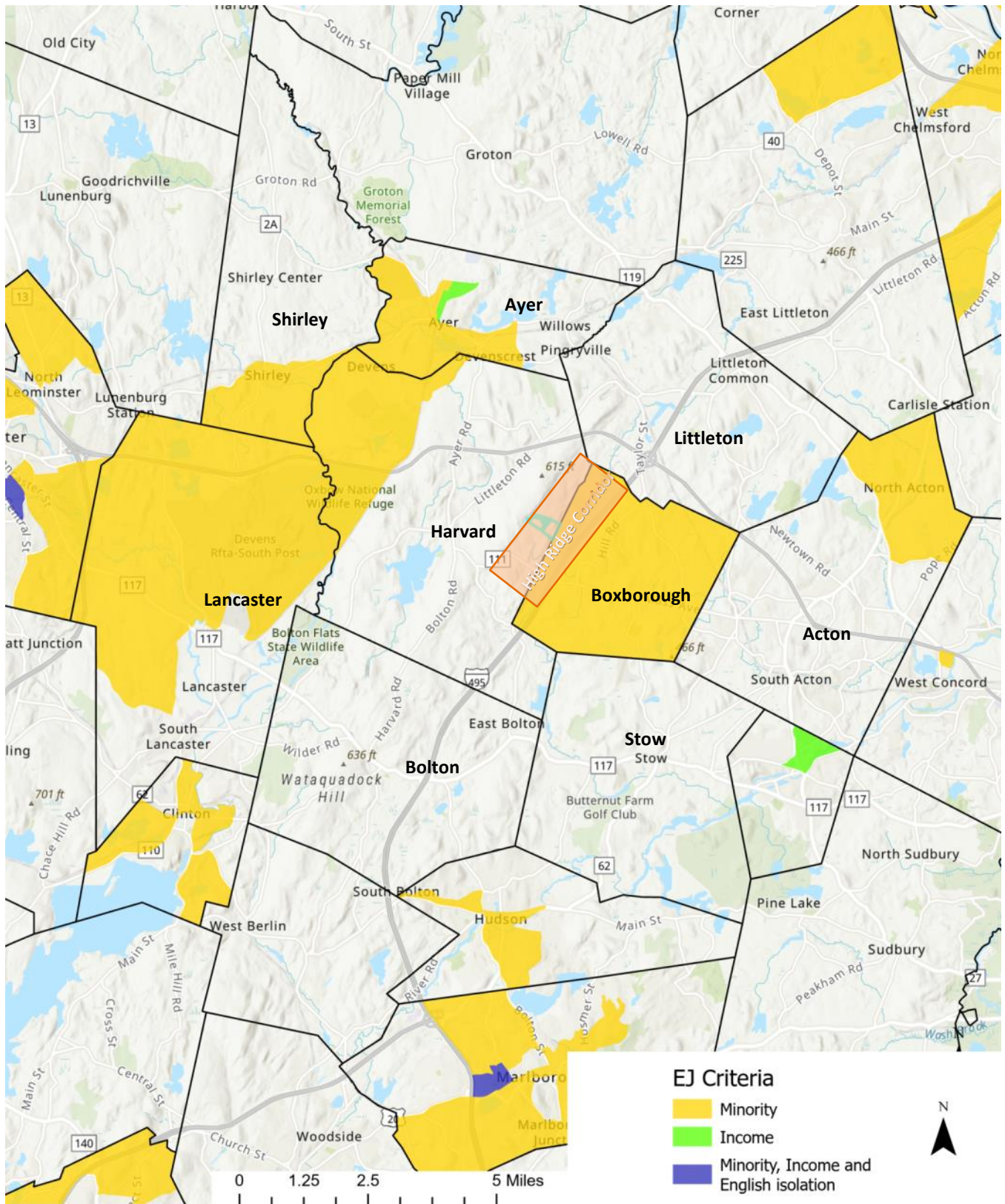
- improved air quality
- lessening flooding
- protecting water supplies
- sequestering carbon to slow climate change, and reduce severe weather events
- protecting local food production
- providing trail networks with public access for outdoor exercise and enjoyment

According to the Massachusetts State Comprehensive Outdoor Recreation Plan (SCORP), local recreational access is important because most recreational activities are conducted within five miles of home.

An important aspect of the second part of the project – planning for how to best protect the open space parcels in the High Ridge Corridor – will include outreach to Environmental Justice populations and local residents, especially those living and working in Boxborough west of I-495. The outreach will be focused on determining how protecting the open space will best benefit these groups. Outreach will include

- information sessions (with translators as appropriate)
- public surveys (multi-lingual as appropriate)
- study groups
- targeted outreach for the Boxborough residents west of I-495
- involvement of local organizations that represent the Environmental Justice populations and area residents, such as health boards, schools, and those that provide help for the needy.

DRAFT



Environmental Justice Populations

Figure 7. Environmental Justice Populations



99 Ayer Road

Town of Harvard, MA

1 inch = 94 Feet



www.cai-tech.com

January 17, 2023



Data shown on this map is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this map.



**Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands**

DEP File Number:

WPA Form 9 – Enforcement Order

N/A

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40
Code of the Town of Harvard – Chapter 119 Wetland Protection Bylaw

A. Violation Information

This Enforcement Order is issued by:

Town of Harvard
Conservation Commission (Issuing Authority)

January 17, 2023
Date

To:

Tony Shaw
Name of Violator
195 Prospect Hill Raod, Harvard, MA 01451
Address

1. Location of Violation:

Shaw Properties, LLC
Property Owner (if different)
30 Cruft Lane
Street Address
Harvard
City/Town
Map 13
Assessors Map/Plat Number
01451
Zip Code
Parcel 5
Parcel/Lot Number

2. Extent and Type of Activity (if more space is required, please attach a separate sheet):

Activity within the 200' riverfront area of Bower's Brook, its assoicated bordering vegetated wetland and a wet meadow, including the addition of fill and the cutting and removal of vegetation.

B. Findings

The Issuing Authority has determined that the activity described above is in a resource area and/or buffer zone and is in violation of the Wetlands Protection Act (M.G.L. c. 131, § 40) and its Regulations (310 CMR 10.00), because:

the activity has been/is being conducted in an area subject to protection under c. 131, § 40 or the buffer zone without approval from the issuing authority (i.e., a valid Order of Conditions or Negative Determination).



WPA Form 9 – Enforcement Order

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Code of the Town of Harvard – Chapter 119 Wetland Protection Bylaw

B. Findings (cont.)

the activity has been/is being conducted in an area subject to protection under c. 131, § 40 or the buffer zone in violation of an issuing authority approval (i.e., valid Order of Conditions or Negative Determination of Applicability) issued to:

Name _____ Dated _____

File Number _____ Condition number(s) _____

The Order of Conditions expired on (date): _____ Date _____

The activity violates provisions of the Certificate of Compliance.

The activity is outside the areas subject to protection under MGL c.131 s.40 and the buffer zone, but has altered an area subject to MGL c.131 s.40.

Other (specify):

C. Order

The issuing authority hereby orders the following (check all that apply):

The property owner, his agents, permittees, and all others shall immediately cease and desist from any activity affecting the Buffer Zone and/or resource areas.

Resource area alterations resulting from said activity shall be corrected and the resource areas returned to their original condition.

A restoration plan shall be filed with the issuing authority on or before _____ Date _____

for the following:

The restoration shall be completed in accordance with the conditions and timetable established by the issuing authority.



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

DEP File Number:

WPA Form 9 – Enforcement Order

N/A

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Code of the Town of Harvard – Chapter 119 Wetland Protection Bylaw

C. Order (cont.)

Complete the attached Notice of Intent (NOI). The NOI shall be filed with the Issuing Authority on or before:

March 17, 2023

Date

for the following:

The intended use of the land as allowed by the Wetland Protection Act and the Town of Harvard's Wetland Protection Bylaw

No further work shall be performed until a public hearing has been held and an Order of Conditions has been issued to regulate said work.

The property owner shall take the following action (e.g., erosion/sedimentation controls) to prevent further violations of the Act:

Failure to comply with this Order may constitute grounds for additional legal action. Massachusetts General Laws Chapter 131, Section 40 provides: "Whoever violates any provision of this section (a) shall be punished by a fine of not more than twenty-five thousand dollars or by imprisonment for not more than two years, or both, such fine and imprisonment; or (b) shall be subject to a civil penalty not to exceed twenty-five thousand dollars for each violation". Each day or portion thereof of continuing violation shall constitute a separate offense.

D. Appeals/Signatures

An Enforcement Order issued by a Conservation Commission cannot be appealed to the Department of Environmental Protection, but may be filed in Superior Court.

Questions regarding this Enforcement Order should be directed to:

Liz Allard

Name

978-456-4100 ext. 321

Phone Number

Monday - Thursday 8:00am - 5:00pm

Hours/Days Available

Issued by:

Town of Harvard

Conservation Commission

Conservation Commission signatures required on following page.



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

WPA Form 9 – Enforcement Order

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Code of the Town of Harvard – Chapter 119 Wetland Protection Bylaw

DEP File Number:

N/A

D. Appeals/Signatures (cont.)

In a situation regarding immediate action, an Enforcement Order may be signed by a single member or agent of the Commission and ratified by majority of the members at the next scheduled meeting of the Commission.

Signatures:

Liz Allan

7020 1290 0000 2510 7600

Signature of delivery person or certified mail number


Via email: tony@foreku.com 11/17/2023 (A)

trail clearing on Rodriguez

Margaret Sisson <mwsisson4@gmail.com>

Thu 01/12/23 3:05 PM

To: Liz Allard <lallard@harvard-ma.gov>; Don Ritchie <DSRitchie@aol.com>

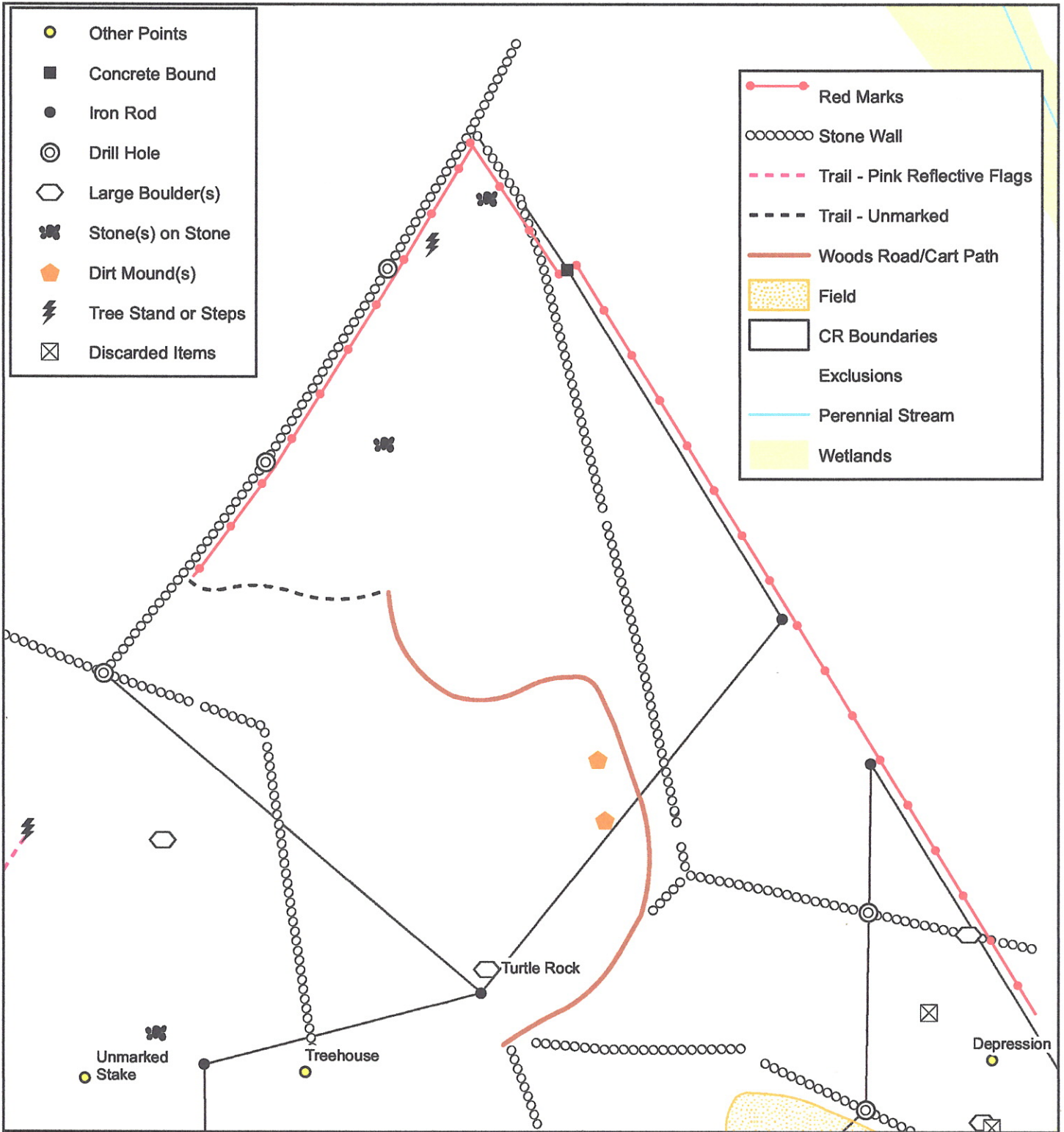
 2 attachments (1 MB)

EPSON005.PDF; EPSON006.PDF;

Hello Liz and Don,

Evidence of new trail creation with motorized vehicle on the 30 Cruft Lane CR and Town conservation land was reported Tuesday to HCT so I walked Rodriguez this morning with John Lee. No big trees have been cut, but small ones, stumps and snags plus stonewalls altered and soils exposed in places. This new trail has not been discussed or approved by Concom (or LSS). Photos attached plus maps created as baseline documentation of the Crescent Valley East CR.

Wendy



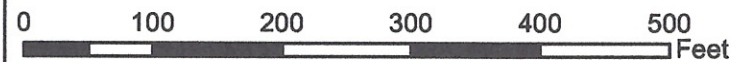
Monitoring Map North

Crescent Valley East CR

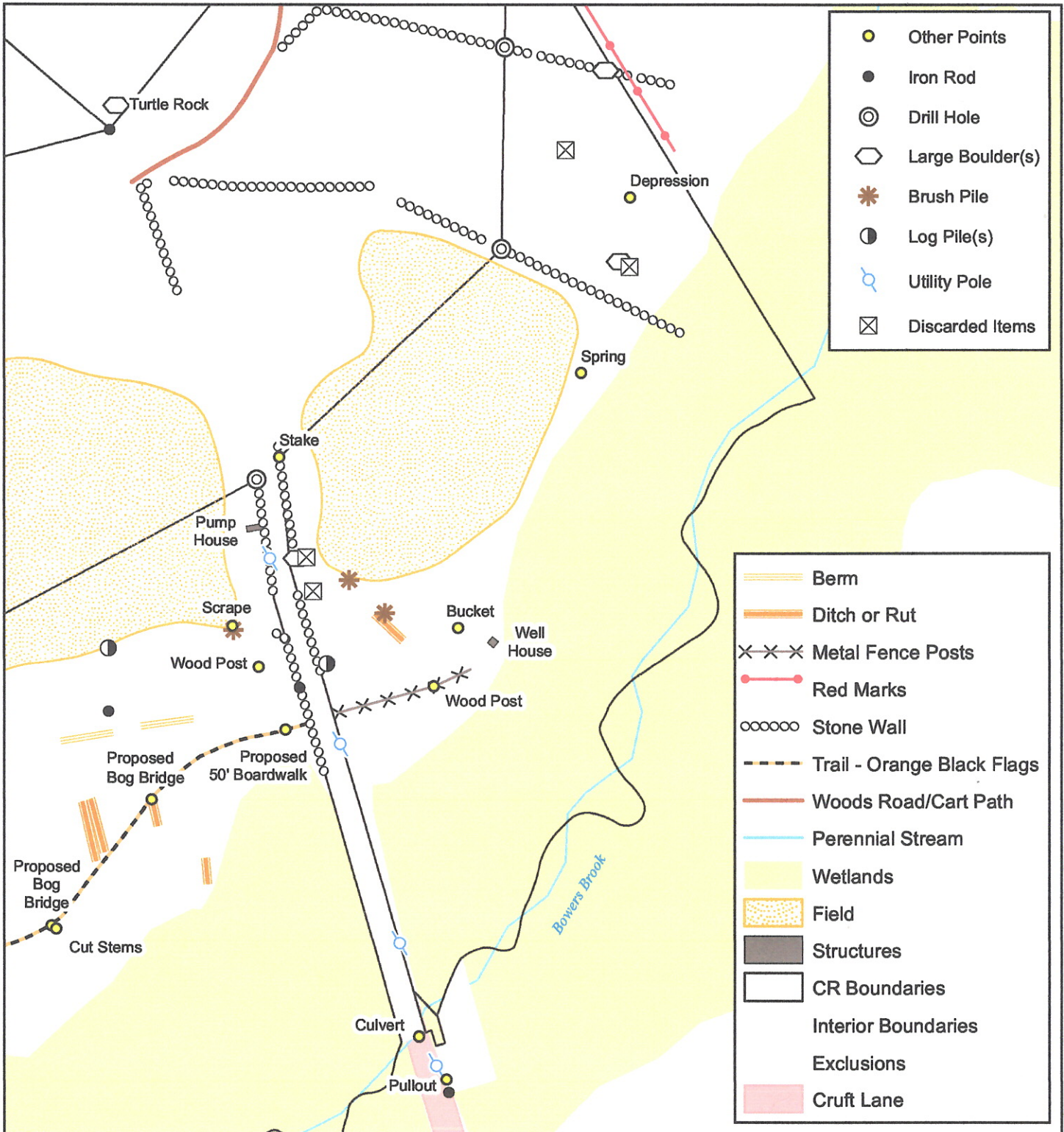
Source: CR, exclusion, and easement boundaries based on metes and bounds. See baseline documentation report Section III. C. Features based on: Survey Plans; GPS data; MassGIS Data; USGS Color Ortho Imagery (2019), MassDEP Wetlands (2005), MassDEP Hydrography (1:25,000), Standardized Assessors' Parcels (Harvard).



11/19/2020



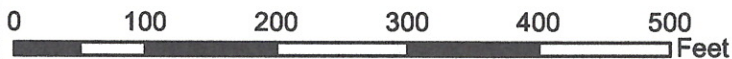
This map is for planning purposes only, with specific points subject to verification on the ground. It is not to be used by itself for legal boundary definition.



Monitoring Map South

Crescent Valley East CR

Source: CR, exclusion, and easement boundaries based on metes and bounds. See baseline documentation report Section III. C. Features based on: Survey Plans; GPS data; MassGIS Data; USGS Color Ortho Imagery (2019), MassDEP Wetlands (2005), MassDEP Hydrography (1:25,000), Standardized Assessors' Parcels (Harvard).



11/19/2020

This map is for planning purposes only, with specific points subject to verification on the ground. It is not to be used by itself for legal boundary definition.





Above is an opening created onto the ne corner of Hermann Orchard from the 30 Cruft Lane CR. The second picture is zoomed in to show cutting around the opening on the CR side.



Stonewall break.



View followed by close up showing boundary marker with Rodriquez to right.

Margaret Coyle Nestler
31 Cruft Lane
Harvard, MA 01451

To:

Liz Allard, Harvard Land Use Administrator, Conservation Agent
The Harvard Conservation Commission

Re:

The Herman Orchard Conservation Land - Harvard Snowmobile Club
My personal observations and experience of the Harvard Snowmobile Club

I am writing to share with the Commission my experiences of the Harvard Snowmobile Club land use and activities on the Herman Orchard Conservation Land and the adjoining private property, 31 Cruft Lane, of which I am the property owner. I have owned 31 Cruft Lane since 1997. I owned 30 Cruft Lane from 1999 -2022.

For 20 years we allowed the Harvard Snowmobile Club to cross the land in front of our house in order to access Hermann Orchard from Cruft Lane. Then in 2017, I withdrew access to my property by the Snowmobile Club because of numerous violations of the Town of Harvard Land Use Rules on the abutting conservation land, as well as a pattern of trespassing and un-permitted activity on my private property by then HSC president Tony Shaw and his son Mark Shaw.

In the years prior to 2017, the Harvard Snowmobile Club began holding large parties in the flat space at the top of the hill in the Herman Orchard. These parties were held after dusk, typically beginning at around 8:00 PM, with 30 -40 snowmobiles motoring in for the party.

These night-time HSC parties included bonfires and alcohol. One year the fire was located so near to the 31 Cruft Lane property boundary stonewall, that I spoke to Lisa Shaw about it and she agreed that the HSC had created a fire in a dangerous spot. I was shocked when, despite this conversation, the club continued to light fires up in that windy exposed spot on the edge of my forested property.

Although the snowmobile club parties were large gatherings, the club made no provision for their sanitary needs. On my property abutting their party spot, after the snow melted, I stumbled upon human feces, wads of toilet paper and other detritus marking an open latrine used by the club. I confronted club president Tony Shaw about this situation. I was told that club members had no other

option, and that it was not a big deal for them to use my property in this way, because what else were they going to do.

Every spring after the snow melted, I had to clean up HSC trash left behind in the boundary stonewall and on my property.

I think the Snowmobile Club activities on private property abutting town conservation land are relevant to this matter before the Commission. I had numerous conversations with the former HSC president about snowmobile access and made it very clear that I had given the club very limited access to a trail on my private property during snowmobile season only. Despite this, and after these conversations regarding the limits of snowmobile related activity, the boundary wall between my property and the Herman Orchards was deconstructed and widened by Tony and Mark Shaw to accommodate their heavy equipment passing through my property - without my permission. They drove their heavy equipment through my property, damaging my meadow and the boundary wall twice before I confronted Tony about it. This activity had nothing to do with the trail on my property, it was flagrant intentional trespassing to facilitate their activity elsewhere.

The woods behind my house and the larger open space comprised of the Herman Orchard, abutting APR land, conservation land, and abutting private property create a large patch of protected and private open land back here above the Crescent Valley/Bowers Brook marshland that supports diverse wildlife. In the winter there are owls, bobcats, coyote, deer, snowshoe hare, wild turkeys, otter and sometimes bear to be seen or tracked.

I was dismayed to recently see evidence of new trail construction on the Rodriguez Land and a new break in the Herman Orchard boundary wall coming from the Crescent Valley East/ 30 Cruft Lane C.R. land. Snowmobiles and motorized vehicles are prohibited by the 30 Cruft Lane C.R.

I hope any new snowmobile trail in this area is carefully considered by the Conservation Commission. I believe the snowmobile club's history in this area should be considered. The club should face consequences for violations of town and state regulations.

How will the Commission monitor activity and enforce regulations pertaining to snowmobile use and cutting new trails? The impact of snowmobiles and club activities on Town and private land should be considered prior to allowing any new trail construction on conservation land.

Sincerely,

Margaret Coyle Nestler

2023 Town Conservation Land Conservation Restriction Monitoring

Marc Sevigny <marc.sevigny@gmail.com>

Fri 01/06/23 9:55 AM

To: Liz Allard <lallard@harvard-ma.gov>

Cc: Wendy Sisson <mwsisson4@gmail.com>

Hi Liz,

HCT holds a Conservation Restriction on several town-owned conservation land parcels. HCT will be monitoring the following CRs for compliance with the conditions outlined in the restrictions:

Dean's Hill (adjacent to the Prospect Hill conservation Land)

Dunlap - on Old Littleton Road

Fuller-Dudley Woods - Across from Dunlap

Hoch - Still River Road

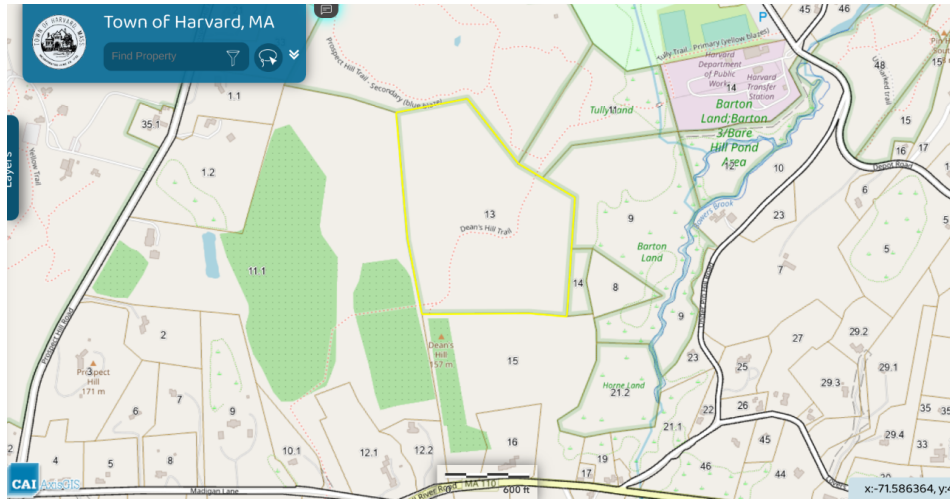
Smith - Oak Hill Road

Tripp - Brown Road

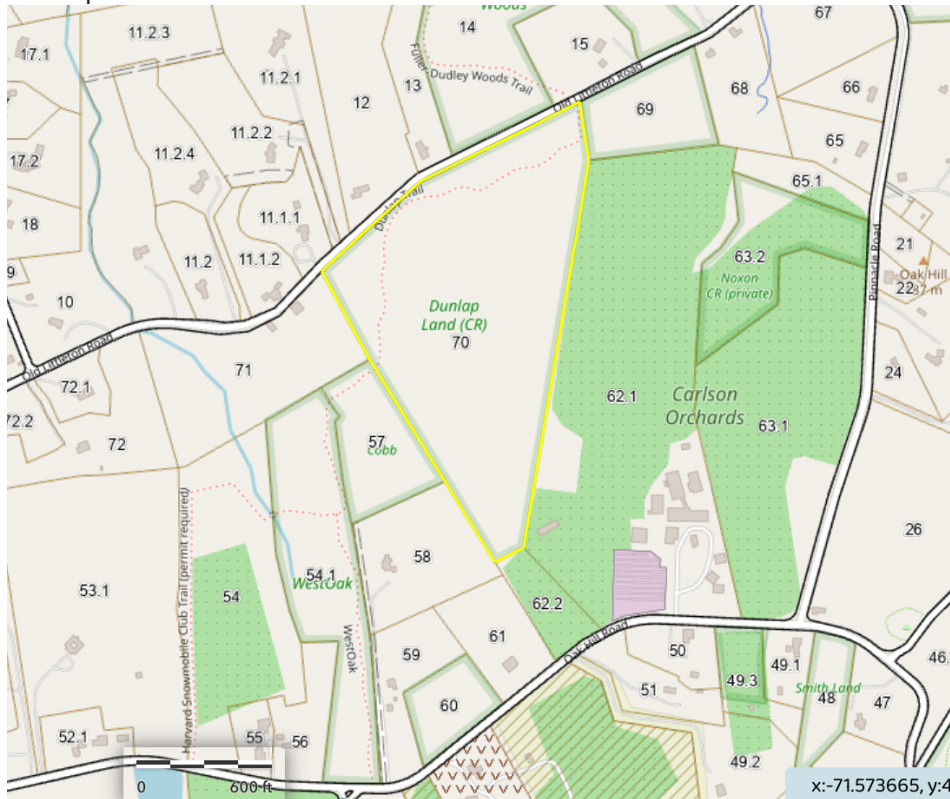
In the past, I have requested permission to monitor them, and invited members of the ConCom if they wish to participate. Is that practice still advised? And how would you like me to proceed? Due to the fact that I am scheduled to monitor 27 different properties this year, I do monitoring during the week, but I'm willing to try to accommodate others if they are eager to participate. I prefer to monitor in winter when the ground is frozen, when there is good visibility, and no ticks and poison ivy :)

Below are maps of the locations.

Dean's Hill:



Dunlap:



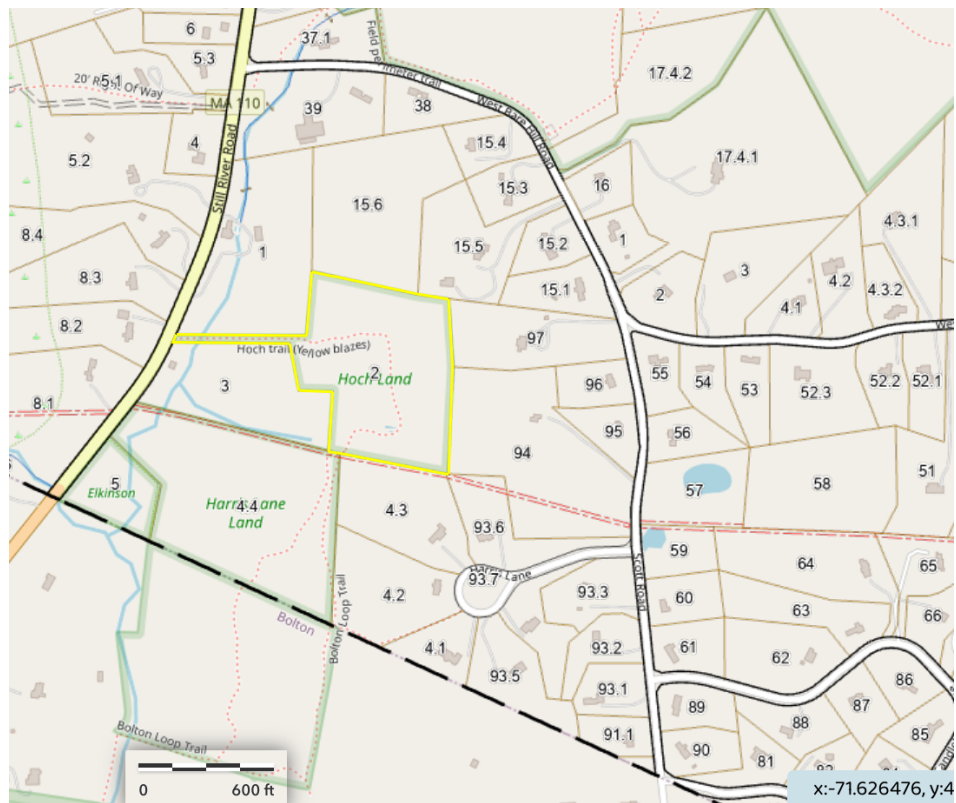
Fuller Dudley Woods:



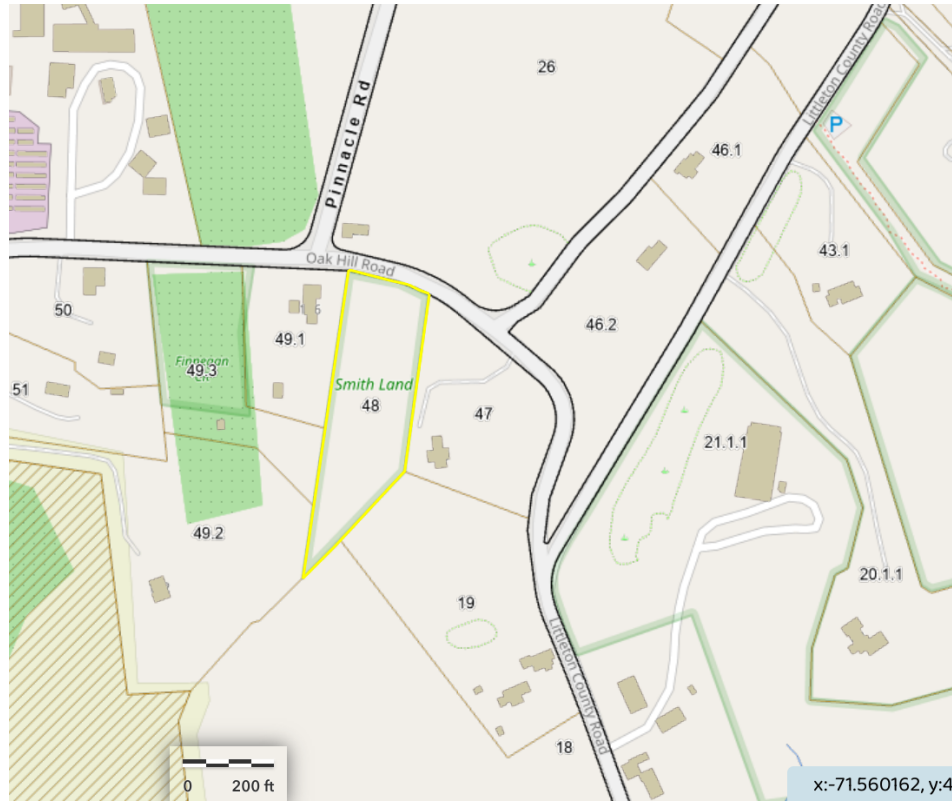
Fuller Dudley Woods:



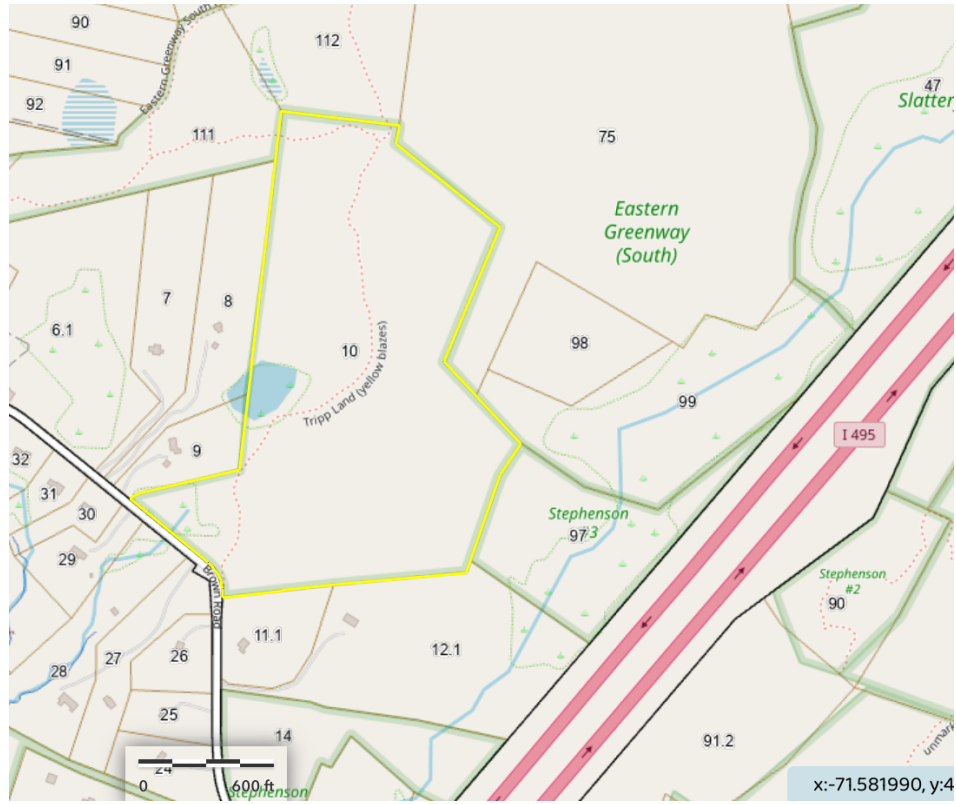
Hoch:



Smith:



Tripp:



Thank you!

Marc

Training

Lynn Kelly <lkelly@harvard-ma.gov>

Tue 01/10/23 4:26 PM

To: Julie Doucet <jdoucet@harvard-ma.gov>;Tim Bragan <tbragan@harvard-ma.gov>;Marie Sobalvarro <msobalvarro@harvard-ma.gov>;bill.barton@verscend.com <bill.barton@verscend.com>;calderwoods@charter.net <calderwoods@charter.net>;Harvard BOH <boh@harvard-ma.gov>;Harvard Ag. Commission <harvard.ag.comm@gmail.com>;briansmithnetwork@gmail.com <briansmithnetwork@gmail.com>;Brittany Blaney-Anderson <brittany@harvardcabletv.com>;bruceleicher@aol.com <bruceleicher@aol.com>;yauzerw@yahoo.com <yauzerw@yahoo.com>;tophertracey@charter.net <tophertracey@charter.net>;cynthia.s.russo@gmail.com <cynthia.s.russo@gmail.com>;Davida Bagatelle <dbagatelle01451@gmail.com>;amc01451@gmail.com <amc01451@gmail.com>;Dave McClellan <dmclellan01451@gmail.com>;DSRitchie@aol.com <DSRitchie@aol.com>;George Triantaris <gtriantaris01451@gmail.com>;Jason Cotting <jcotting@harvardems.org>;Harvard Assessor <assessingdept@harvard-ma.gov>

Cc: Jared Mullane <jmullane@harvard-ma.gov>;Richard Sicard <rsicard@harvard-ma.gov>;James Babu <jbabu@harvard-ma.gov>;Tim Kilhart <tkilhart@harvard-ma.gov>;Mary Wilson <mwilson@harvard-ma.gov>;Linda Dwight <ldwight@psharvard.org>;Debbie Thompson <dthompson@harvard-ma.gov>;Jason Cotting <jcotting@harvardems.org>;Harvard Moderator <moderator@harvard-ma.gov>;Erin Ash Sullivan <erinashsullivan@gmail.com>;Charles Oliver <coliver01451@gmail.com>;Don Ludwig <don.ludwig@gmail.com>

Hello All,

David Giannotti from the State Ethics Commission will be providing training on the State Ethics Laws on Tuesday, March 14th, 2023. David is the Chief of the Public Education and Communications Division. From prior experience, I can promise you that David is an excellent presenter and will hold your attention!

Attendance by **all** board/committee members and employees is strongly encouraged. Why attend? Learn how to protect yourself, and protect the Town. Join us at the training to avoid substantial fines and your name in the paper for the wrong reasons.

Please add this notification to your next agenda, or discuss with your staff, and advise me of your attendees as we will need a headcount. The presentation will take place in the volunteer room of the Harvard Public Library.

Best Regards,

Lynn P. Kelly

Town Clerk,

Records Access Officer, Registrar of Voters

Town Clerk's Office

Town of Harvard

13 Ayer Road

Harvard, MA 01451

Phone: 978-456-4100

Office Hours: Monday through Thursday 8:00 am to 4:30 pm



Oxbow Associates, Inc.
 PO Box 971
 Acton, MA 01720

Invoice 20228

BILL TO
 Conservation Commission
 Town Hall
 13 Ayer Road
 Harvard, MA 01451

DATE 01/20/2023	PLEASE PAY \$950.00	DUE DATE 02/04/2023
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JOB #
2908

JOB LOCATION
Powell Land

DATE	SERVICE	DESCRIPTION	HRS	RATE	AMOUNT
08/31/2022	Senior Scientist	Field Work: Wetland delineation or Biological services	1:30	175.00	262.50
11/07/2022	Senior Scientist	Field Work: Wetland delineation or Biological services	3:30	175.00	612.50
12/06/2022	Senior Scientist	Documentation Prep./GIS/Research	0:30	175.00	87.50
Subtotal:					962.50
	Adjustment		1	-12.50	-12.50

We appreciate your business. Thank you for your prompt payment.

TOTAL DUE	\$950.00
------------------	-----------------

THANK YOU.



Oxbow Associates, Inc.
 PO Box 971
 Acton, MA 01720

Invoice 20251

BILL TO
 Town of Harvard Cons Comm
 13 Ayer Road
 Harvard, MA 01451

DATE 01/20/2023	PLEASE PAY \$350.00	DUE DATE 02/04/2023
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JOB #
3080

JOB LOCATION
Maxant Land

DATE	SERVICE	DESCRIPTION	HRS	RATE	AMOUNT
08/31/2022	Senior Scientist	Field Work: Wetland delineation or Biological services	2:00	175.00	350.00
12/23/2022	Senior Scientist	Documentation Prep./GIS/Research	0:30	175.00	87.50
	Adjustment		1	-87.50	-87.50
Subtotal:					437.50

We appreciate your business. Thank you for your prompt payment.

TOTAL DUE	\$350.00
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THANK YOU.



Oxbow Associates, Inc.
 PO Box 971
 Acton, MA 01720

Invoice 20298

BILL TO
 Conservation Commission
 Town Hall
 13 Ayer Road
 Harvard, MA 01451

DATE 01/20/2023	PLEASE PAY \$875.00	DUE DATE 02/04/2023
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JOB #
2714

JOB LOCATION
Williams Land

DATE	SERVICE	DESCRIPTION	HRS	RATE	AMOUNT
08/31/2022	Senior Scientist	Field Work: Wetland delineation or Biological services	1:00	175.00	175.00
09/12/2022	Senior Scientist	Field Work: Wetland delineation or Biological services	3:30	175.00	612.50
11/11/2022	Senior Scientist	Invasive plant control	3:00	175.00	525.00
12/06/2022	Senior Scientist	Documentation Prep./GIS/Research	0:30	175.00	87.50
12/07/2022	Senior Scientist	Documentation Prep./GIS/Research	0:30	175.00	87.50
Subtotal:					1,487.50
Adjustment			1	-612.50	-612.50

We appreciate your business. Thank you for your prompt payment.

TOTAL DUE	\$875.00
------------------	-----------------

THANK YOU.



Oxbow Associates, Inc.
 PO Box 971
 Acton, MA 01720

Invoice 20300

BILL TO
 Harvard
 Conservation Commission
 13 Ayer Road
 Harvard, MA 01451

DATE
 01/20/2023

PLEASE PAY
 \$550.00

DUE DATE
 02/04/2023

JOB #
 2909

JOB LOCATION
 Shaker Reservoir

DATE	SERVICE	DESCRIPTION	HRS	RATE	AMOUNT
09/14/2022	Senior Scientist	Field Work: Wetland delineation or Biological services	3:00	175.00	525.00
01/10/2023	Senior Scientist	Documentation Prep./GIS/Research	0.50	175.00	87.50
	Adjustment		1	-62.50	-62.50
					Subtotal: 612.50

We appreciate your business. Thank you for your prompt payment.

TOTAL DUE **\$550.00**

THANK YOU.



Oxbow Associates, Inc.
 PO Box 971
 Acton, MA 01720

Invoice 20335

BILL TO
 Harvard Conservation
 Commission
 13 Ayer Road
 Harvard, MA 01451

DATE 01/20/2023	PLEASE PAY \$1,050.00	DUE DATE 02/04/2023
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JOB #
3081

JOB LOCATION
Dean's Hill

DATE	SERVICE	DESCRIPTION	HRS	RATE	AMOUNT
09/27/2022	Senior Scientist	Field Work: Wetland delineation or Biological services	2:30	175.00	437.50
11/17/2022	Senior Scientist	Field - Invasive Plant Control	2:30	175.00	437.50
01/10/2023	Senior Scientist	Documentation Prep./GIS/Research	1	175.00	175.00
Subtotal:					1,050.00

We appreciate your business. Thank you for your prompt payment.

TOTAL DUE	\$1,050.00
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THANK YOU.



Oxbow Associates, Inc.
 PO Box 971
 Acton, MA 01720

Invoice 20399

BILL TO
 Harvard Conservation
 Commission
 13 Ayer Road
 Harvard, MA 01451

DATE 01/20/2023	PLEASE PAY \$750.00	DUE DATE 02/04/2023
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JOB #
3079

JOB LOCATION
Stone Land

DATE	SERVICE	DESCRIPTION	HRS	RATE	AMOUNT
09/01/2022	Senior Scientist	Invasive treatment	2	175.00	350.00
09/29/2022	Senior Scientist	Invasive Plant Control	3:00	175.00	525.00
10/28/2022	Senior Scientist	Invasive treatment	1:30	175.00	262.50
					Subtotal: 1,137.50
	Adjustment		1	-387.50	-387.50

We appreciate your business. Thank you for your prompt payment.

TOTAL DUE	\$750.00
------------------	-----------------

THANK YOU.



Oxbow Associates, Inc.
 PO Box 971
 Acton, MA 01720

Invoice 20426

BILL TO
 Harvard Conservation
 Commission
 Town Hall
 13 Ayer Road
 Harvard, MA 01451

DATE 01/20/2023	PLEASE PAY \$175.00	DUE DATE 02/04/2023
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JOB #
2907

JOB LOCATION
Bare Hill Sanctuary

DATE	SERVICE	DESCRIPTION	HRS	RATE	AMOUNT
11/07/2022	Senior Scientist	Invasive Plant Management	0:45	175.00	131.25
01/10/2023	Senior Scientist	Documentation Prep./GIS/Research	0.25	175.00	43.75
Subtotal:					175.00

We appreciate your business. Thank you for your prompt payment.

TOTAL DUE	\$175.00
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THANK YOU.

CONSERVATION COMMISSION

The Harvard Conservation Commission is composed of seven volunteer members and an associate member appointed by the Select Board. The Commission is supported by a Land Use Administrator/ Conservation Agent and has a primary role in administering the following statutes and regulations:

- Massachusetts General Law Chapter 40, Section 8C Establishment of Conservation Commission for the promotion and development of natural resources and watershed resource protection;
- Massachusetts Wetlands Protection Act, M.G.L. Chapter 131, Section 40;
- Massachusetts Wetland Protection Regulations at 310 CMR 10.00;
- Town of Harvard Wetlands Protection Bylaw, Town Code Chapter 119, and
- Town of Harvard Wetlands Protection Bylaw Rules, Town Code Chapter 147.

The Commission also coordinates with other Town bodies in activities including:

- Protection and management of conservation land in Harvard;
- Review and comment on zoning and planning applications, including 40B housing developments;
- Review and comment on forest management plans;
- Review and permitting of beaver controls.

The Commission holds public meetings on the first and third Thursdays of each month, or as otherwise announced. Meetings normally begin at 7:00 p.m.

Wetlands Protection

Under the Massachusetts Wetlands Protection Act and Harvard’s Wetlands Protection Bylaw, projects involving disturbance in or within 100 feet of the edge of a wetland (or within 200 feet of streams, rivers, ponds, and vernal pools) require an application and permit. Guidance as to whether and which sort of permit may be required is

offered, along with forms and instructions, at the Commission’s office during Town Hall business hours and online at www.harvard.ma.us. The Commission’s Administrator/Agent, Liz Allard, welcomes inquiries.

The Conservation Commission held a total of 24 virtual public meetings during 2022. The Commission, as well as other boards and committees, continued to navigate their way through the virtual format of public meetings. Even with the global pandemic enduring the Commission continued to conduct numerous site visits at proposed project sites. Our activity statistics for the year are as follows:

Type of Activity	2022	2021	2020
Notice of Intent	10	13	13
Order of Conditions (Approvals)	8	13	10
Order of Conditions (Denials)	0	0	0
Abbreviated Notices of Resource Area Delineation	0	0	0
Orders of Resource Area Delineation	0	0	0
Request for Determination of Applicability	14	17	10
Determination of Applicability	15	17	9
Certificate of Compliance	9	14	10
Extension to Order of Conditions	2	2	4
Enforcement Orders	4	3	1
Amended Order of Conditions	1	0	1

The Commission works with property owners to resolve issues of wetland violations, avoiding potentially costly fines associated with the Town’s Wetland Protection Bylaw. Projects other than home or septic construction/renovation, like the removal of vegetation, burning of yard waste, and

landscape improvements within 100' wetland buffer zones may also require permitting and the Commission encourages homeowners to check with the Commission's Administrator/Agent before undertaking activities on their property that may create ground disturbance or the removal of tree canopy.

We would like to thank all the Harvard residents who have worked diligently with the Commission to preserve our environment and natural resources through thoughtful development.

Conservation Land Acquisition and Management

No new land was acquired by the Town in 2022 but the Harvard Conservation Trust completed a multi-year project when they acquired the former National Grid corridor for conservation, naming it the Eastern Greenway and opening new trails branching off the Tripp land on Brown Road. The Agricultural Preservation Restriction (APR) on the Community Harvest Project's land along Prospect Hill Road continued through the approval process during 2022. Once finalized, a permanent trail easement connecting to the Town's Dean's Hill conservation land will be set in place on the southern periphery of Prospect Hill Orchard. This APR has been a multi-year effort with fundraising by the Community Harvest Project, the Town of Harvard, the Harvard Conservation Trust, Sudbury Valley Trustees and the Commonwealth of MA.

The Park and Recreation Commission continued to be actively looking for land for new playing fields and other proposed facilities in 2022. In response, the Open Space Committee continued to update their list of lands with physical attributes making them potentially suitable for athletic fields. The Conservation Commission maintained its opposition to withdrawing land under conservation to meet Town needs for athletic fields.

2022 marked the third year of a controlled deer hunt, permitting bow hunters on selected conservation parcels as part of the deer management program. The number of conservation areas in the program was increased from 12 in 2021 to 13 in 2022, and the number of

hunters from 14 to 19. Four does were harvested on two different parcels in October and November. The Commission will continue to work with the Deer Management Subcommittee (DMS) to increase information for the public before hunting season, evaluate the program, and plan for the future. The Commission wishes to thank Bob Douglas, chair, and DMS members Tom Cotton, Ben Urquhart, Joe Pulido and Paul Willard for their hard work and commitment of time to develop and manage this program.

The Land Stewardship Subcommittee (LSS) and a network of volunteers monitor conservation areas and maintain trails. The spring public walk at Vesenska-Black Pond drew a large group and featured vernal pool education and exploration with Harvard resident and wetland scientist, Mathew Varrell. The fall walk was also greatly enjoyed exploring Holy Hill and all the trails saw regular use throughout the year. A mild winter was followed by a dry spring and sustained drought through the summer of 2022, followed by a wet fall.

Beavers blocked the culvert on the Tully land behind the transfer station and a "beaver deceiver" apparatus was installed in September. Three persistently muddy sections of trail (on Holy Hill, Clapp-Scorgie and the Tully lands) were addressed with the application of gravel or loam tailings. Thanks are extended to the Harvard Snowmobile Club for their work on the latter two sites. Another major trail project was the repair of a bridge and boardwalks near the source of Bowers Brook on the Bolton line. Peter von Conta led a team to renovate this wetland walkway. Robin Carlaw and Bill Calderwood stepped forward to steward the Small Nature Trail on the school property behind Harvard Elementary School, repairing bridges and signage.

A grant from the Nashua River Wild and Scenic Stewardship Council funded the installation of signs identifying Bowers Brook at road crossings throughout Town and the creation of a watershed map that was posted on conservation land and on

the Town's website to raise awareness of Harvard's waterways, watersheds, floodplains and wetlands.

Aiding in the effort to develop blight-resistant American chestnut trees, LSS member Brian McClain cared for the orchard of chestnut saplings on the Powell land. With daily watering by hand, over 100 young trees survived the drought and continued to grow successfully in their third year. Four trees produced male flowers.

The spring garlic mustard pull was back this year coordinated with the annual roadside cleanup, and LSS participated in the first year of Earth Day events organized by the Harvard Climate Initiative. Ongoing efforts to manage invasive plants were carried out on Town conservation land using manual, mechanical and chemical methods. Areas of focus in 2022 included the lands of Williams, Powell, Stone, Haskell, Bare Hill Wildlife Sanctuary, Shaker Reservoir, and Dean's Hill conservation areas. Mowing of the fields on Town conservation land was accomplished with all fields hayed or mowed by early October.

The revenues from agricultural licenses on conservation land in 2022 totaled \$3744.25. Harvard Community Gardens flourished on the Coke land off Littleton Road; to request a plot for next year, contact hcgmembership@gmail.org.

We would like to thank the members of the Land Stewardship Subcommittee: Jim Adelson, Pam Durrant, Jim Burns, Brian McClain, Peter von Conta, Rob Traver and Wendy Sisson, plus unofficial members, John Lee and Tom Gormley. We also thank Marc Sevigny for clearing blowdowns on trails throughout the Town.

Conservation Commissioners and Staff

The Commission's membership changed in 2022. Wendy Sisson retired from the Commission after 23 years of service; she remains Chair of the Land Stewardship Subcommittee. Eve Wittenberg was appointed as a Commissioner and John Iacomini as an Associate member. Don Ritchie continued to serve as the chair of the Commission and Eve

Wittenberg was appointed Vice Chair. The Commission expresses its sincere gratitude to Wendy Sisson for her 2-plus decades of service on the Commission, and her continued work on the Land Stewardship Subcommittee.

Several Commissioners wear more than one hat, working in concert with other boards on projects of joint interest. Jim Burns serves on the Land Stewardship Subcommittee; Joanne Ward is the Commission's representative on the Community Preservation Committee; Paul Willard serves as the Commission's representative on the Deer Management Subcommittee; Jaye Waldron is the Commission's representative to the Harvard Climate Initiative.

The Conservation Agent continues to monitor projects permitted by the Commission during all phases of work and to share information and filings with the other Land Use Boards. During 2022 the Agent monitored several different projects around Town, including the two Chapter 40B projects, the first along Stow Road known as Pine Hill Village and the other along Ayer Road, at the Ayer town line, known as Craftsman Village. Furthermore, the Agent dealt with several wetland violations in which work was conducted without proper permits or in violation of an existing Order of Conditions.

Respectfully submitted,

Don Ritchie, Chair

Eve Wittenberg, Vice Chair

Janet (Jaye) Waldron

Joanne Ward

Jim Burns

Mark Shaw

Paul Willard

John Iacomini, Associate Member

Liz Allard, Land Use Administrator/Conservation Agent

RE: 203 Ayer Rd, DEP#177-0711

Bruce D. Ringwall <BRingwall@gpr-inc.com>

Fri 01/06/23 11:33 AM

To: Liz Allard <lallard@harvard-ma.gov>

Good morning Liz,

Please accept this email as a request to extend the hearing for the above referenced project to the Commission's first meeting in February, I believe February 2nd. Based upon our discussion and the status of the meetings with the Design Review Board this should provide adequate time for the DRB and the HPB to review the recent modifications to the buildings and the site in general.

Thank you for your assistance with the scheduling.

Bruce

Bruce D. Ringwall, President

Goldsmith, Prest & Ringwall, Inc.

39 Main Street, Suite 301

Ayer, MA 01432

P 978-772-1590 F 978-772-1591

<mailto:bringwall@gpr-inc.com>

www.gpr-inc.com



This transmission is only for the addressee and may contain information that is privileged and confidential. Unauthorized use, modification, copying, distribution or other disclosure of this transmission and its attachments is strictly prohibited. If you have received this in error, please notify us immediately by phone; then destroy the original. Thank you.

Goldsmith, Prest & Ringwall, Inc.

From: Bruce D. Ringwall

Sent: Thursday, January 5, 2023 10:46 AM

To: Liz Allard <lallard@harvard-ma.gov>

Subject: RE: 203 Ayer Rd, DEP#177-0711

Good morning Liz,

I stopped by your office, but there was a meeting and door was closed. Please give me a ring to discuss possible continuation of the HCC hearing for the above referenced project.

Thanks,

Bruce

Bruce D. Ringwall, President

Goldsmith, Prest & Ringwall, Inc.

39 Main Street, Suite 301

Ayer, MA 01432

P 978-772-1590 F 978-772-1591

<mailto:bringwall@gpr-inc.com>

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Goldsmith, Prest & Ringwall, Inc.

From: Bruce D. Ringwall

Sent: Friday, December 16, 2022 3:32 PM

To: Liz Allard <lallard@harvard-ma.gov>

Subject: RE: 203 Ayer Rd, DEP#177-0711

Good day Liz,

As discussed on Thursday (12/15) please continue the HCC hearing for the above referenced site to the second meeting in January (1/19/23). This will give the DRB a chance to get information to the HPB and us to relay all of the above to the HCC at their 1/19 meeting.

Bruce

Bruce D. Ringwall, President

Goldsmith, Prest & Ringwall, Inc.

39 Main Street, Suite 301

Ayer, MA 01432
P 978-772-1590 F 978-772-1591
<mailto:bringwall@gpr-inc.com>
www.gpr-inc.com



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Goldsmith, Prest & Ringwall, Inc.

From: Bruce D. Ringwall
Sent: Tuesday, December 13, 2022 9:43 AM
To: Liz Allard <lallard@harvard-ma.gov>
Subject: 203 Ayer Rd, DEP#177-0711

Good morning Liz,

Please continue the HCC hearing for the above referenced site to the Commission's meeting in January. This will give the DRB a chance to review and respond to the HPB.

Thank you,

Bruce

Bruce D. Ringwall, President
Goldsmith, Prest & Ringwall, Inc.
39 Main Street, Suite 301
Ayer, MA 01432
P 978-772-1590 F 978-772-1591
<mailto:bringwall@gpr-inc.com>
www.gpr-inc.com



-

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Goldsmith, Prest & Ringwall, Inc.