

**Andover Conservation Commission Meeting Minutes  
March 2, 2010**

Town of Andover  
36 Bartlett Street  
3<sup>rd</sup> Floor Conference Room  
7:45pm

**Conservation Commissioners in Attendance:**

Chairman Donald Cooper, Vice Chairman Howard Kassler, Commissioner Al French, Commissioner Michael Walsh, Commissioner Gail Ralston and Commissioner Jon Honea. Staff members present were Robert Douglas, Director of Conservation and Linda Cleary, Conservation Agent.

**SCHEDULED ITEMS:**

**New Patent for Filtering Stormwater**

**Present in Interest: Todd Wacome and Jeff Wacome**

A Demonstration by Todd Wacome of a new patented device for filtering stormwater using a new or existing catch basin. Todd demonstrated how the product was developed, and how it works.

**10 Gould Road**

**Present in Interest: Bill MacLeod**

*Staff Recommendation: Close the Public Hearing and Issue the Order of Conditions.*

This is a continued Public Hearing on a Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or the Andover Wetlands Protection Act for the proposed construction of a single family dwelling and associated site work.

Agent Cleary presented this to the Commission. This was continued from January 5, 2010 for purposes of reflagging the wetland boundary and locating trees 10" in diameter. The filing is now complete and the revised plan depicts everything the Commission requested so no waivers are required under the By-Law. The wetland flagging has been

confirmed by staff and adjustments are reflected on the revised plan.

Chairman Cooper asked for a Motion. Vice Chairman Kassler made a Motion to Close the Public Hearing and issue the Order of Conditions, it was seconded by Commissioner French and unanimously approved.

**8 Black Horse Lane**

**Present in Interest: Jack Sullivan and Joe Robichaud**

*Staff Recommendation: Continue to a date uncertain.*

This is a continued Public Hearing on the Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or the Andover Wetlands Protection By-law for the proposed construction of a single family dwelling, site grading, underground utilities and extension of driveway.

Mr. Douglas presented this to the Commission. This was continued from December 15, 2009 as we were waiting for comments from DEP. DEP has issued no comments. The filing is under both the WPA and our By-Law. Jack Sullivan presented a revised plan to the Commission which shows the structure completely outside the 100 foot buffer, however the house is now closer to a wetland not identified in the Superseding Order. There has been an acre of land added to this parcel which allowed for the revisions. The driveway was put in under the Superseding Order as well as the utilities, water, etc. The wetland flags have been moved closer to the house, but it is still outside the 100 foot buffer.

Staff recommends monumentation, infiltration (a drywell), and the dirt berm to be shown on the plan. There is a dirt berm behind the house for sound and safety purposes. The berm will be stabilized and plantings will be done. Revised plan will include these as well and a narrative will be provided.

Chairman Cooper asked for a Motion. Vice Chairman Kassler made a Motion to continue to a date uncertain, it was seconded by Commissioner French and unanimously approved.

**ACTION ITEMS:**

**487 Lowell Street**

**Present in Interest: Cynthia Sherman**

*Staff Recommendation: Issue Certificate of Compliance*

Request for a Certificate of Compliance for Order of Conditions.

Commissioner French made a Motion to issue the Certificate of Compliance, it was seconded by Commissioner Ralston and unanimously approved.

**10 Southbridge Circle**

*Staff Recommendation: Approve.*

Consideration of significance to the Order of Conditions for the addition of a deck within the 50 foot no-build zone.

The revised plan shows by-law setbacks have been complied with and size of the deck has been reduced.

Commissioner Ralston made a Motion to find the change insignificant, it was seconded by Commissioner French and unanimously approved.

**407 South Main Street**

*Staff Recommendation: Do not issue Enforcement Order.*

Issuance of Enforcement Order relative to non-compliance with the Order of Conditions.

Check was received on Monday, February 23, but was dated February 19<sup>th</sup>.

Commissioner Ralston made a Motion not to issue the Enforcement Order, it was seconded by Vice Chairman Kassler and unanimously approved.

**Serio's Grove**

*Staff Recommendation: Approve funding of \$150.00.*

Vote to donate money toward the purchase of lumber and supplies for Kenny Hill to build a pavilion at Serio's Grove for his Eagle Scout Project. The Commission's policy is to provide up to \$150.00 in matching funds for an Eagle Scout Project.

Vice Chairman Kassler made a Motion to approve \$150.00 matching funds, it was seconded by Commissioner French and unanimously approved.

**CONSENT AGENDA:**

**Minutes**

Approval of minutes from meeting of February 2, 2010.

**129 Summer Street**

Issuance of a Notification of Satisfactory Completion of Work Certificate.

Commissioner Ralston made a Motion to Approve the Consent Agenda, it was seconded by Commissioner French and unanimously approved.

**DISCUSSION ITEMS:**

**Town Meeting Articles**

Discussion of Town Meeting Articles.

1. Certificate of Mailing
2. Bylaw change
3. Brechin Circle
4. Land Purchase - 2 final grants, the land grant and park grant will be requested

The Chairman suggested discussion of the above closer to Town Meeting.

**INFORMATION ITEMS:**

**Inhabitants of the Town of Andover  
Vs. Shawn E. Walker, et al**

Stipulation of Dismissal filed by Stephen Cotton with the Land Court. Case Dismissed.

### **Celestial Estates Subdivision**

Letter to Mr. Calvin Perry from the Town Manager regarding easement issues. Commissioner French requested easement information is provided to him.

### **Bob Pustell Award/Lecture Series**

Vote to establish a Conservation Service Award to be presented for outstanding Conservation Service. We also have money available given in his memory which could be used for a yearly conservation lecture in Bob Pustell's name.

Vice Chairman Kassler made a Motion to Approve to establish a Conservation Service Award in the name of Bob Pustell, it was seconded by Commissioner French and unanimously approved.

### **Site Names**

Discussion of land management subcommittee methods for naming our properties. The "Greer" numbering system is merged with the new names under Andy's system. We are trying to move towards Historical or other connections to the property when choosing names. The Land Management Group will generate a name and then present it to the Commission for approval. If it is a name of a person, living or dead, we will clear it with the Town Manager.

### **Shift of April's Second Meeting Date**

Discussion of shifting April's second meeting date from April 20<sup>th</sup> to April 13<sup>th</sup> to avoid a conflict with April school vacation and Town Meeting Week.

Unanimous vote to move the meeting date to April 13<sup>th</sup>.

**Piper's Glen and Sawyers Lane**

**Present in Interest: Jeff Wakelin, Mike Hardgrove, Scott McLoury and Jennifer McLoury**

The neighborhood selected Mr. Wakelin and Mr. Hardgrove as their representatives as requested at the last meeting. Scott McLoury, who is the overseer for the Conservation property addressed the Commission and the neighborhood representatives. Mr. McLoury walked the reservation to try to determine if there was any other possible access and found none except between 2 Sawyers Lane and 4 Sawyers Lane. He suggested that the Conservation Commission post "No Access to Harold Parker State Forest" signs within the neighborhood to deter hunters from trying to access the State Forest through the neighborhood. Mr. McLoury also supported the idea of making a visible path with a small sign marking the Conservation land.

Vice Chairman Kassler would like the Commission to work with the State of Massachusetts to protect the homeowner who abuts the hunting areas. He also informed the neighborhood representatives that the Commission would be placing markers at the easement for access.

Jeff Wakelin stated that the main concern for the neighbors is the lack of parking and hunters wondering the area trying to get from North Reading to North Andover. They have notified the police, but no action was taken. Mr. Douglas will notify his contact on the Andover SWAT team to work with the neighbors on this issue. They would also like to see the access to the reservation done through an existing trail or pathway rather than between the two properties.

**Public Hike**

There will be a public hike through Foster's Pond on April 24, 2010.

**Overseers Meeting**

Commissioner Ralston will book the Overseers Meeting for the 2<sup>nd</sup> week in May.

The next meeting will be held at 7:45pm on March 16, 2010.

The meeting was adjourned at 9:32pm on a Motion by Vice Chairman Kassler, seconded by Commissioner Ralston and unanimously approved.

Respectfully submitted by:

Lynn Viselli,  
Recording Secretary