

**Andover Conservation Commission Meeting Minutes
November 30, 2010**

Town of Andover
36 Bartlett Street
7:45pm
3rd Floor Conference Room

Conservation Commission Members in Attendance:

Chairman Donald Cooper, Commissioner Alix Driscoll, Commissioner Jon Honea, Commissioner Floyd Greenwood and Commissioner Kevin Porter. Staff Member present was Robert Douglas, Director of Conservation.

SCHEDULED ITEMS:

2 Wild Rose Drive

Present in Interest: Douglas Ahearn and Bill MacLeod

Staff Recommendation: Approve

Public Hearing on an Abbreviated Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or Andover Wetland Protection By-Law for the proposed construction of a single family dwelling.

Mr. Douglas presented this to the Commission. The new plan submitted meets our requirements, the pipe is shown on the plan and meets staff recommendations. The work is over 100 feet from the BVW.

Chairman Cooper asked for a Motion. Commissioner Driscoll made a Motion to close the public hearing, it was seconded by Commissioner Honea and unanimously approved. Commissioner Driscoll made a Motion to Approve and issued Abbreviated Order of Conditions, it was seconded by Commissioner Honea and unanimously approved.

Mortimer Drive #1

Present in Interest: Maureen Hanley, Dwight Cooper

Staff Recommendation: Close Public Hearing and Approve

Continued Public Hearing on a Notice of Intent filed under the Massachusetts Wetlands Protection Act for the proposed extension of a deck and landscape work.

Mr. Douglas presented this to the Commission. This was continued from November 2, 2010 for a site visit and to rule if subject to the By-Law. Staff was unable to locate any permit for the house after 1999. It may have been built under the NOI filed for the subdivision. The project is large scale landscaping within the 25 foot no disturb. The onsite inspection has been done. The subdivision was approved in 1999, but the house was built after 1999. The Order of Conditions was filed for the subdivision January, 1997, but it did not apply to this house. The By-Law does **not** apply. The work is on an upgradient lawn area only. The Applicant is seeking waivers for work in the 25 foot no disturb and 30 foot no build for the deck. The Applicant will be removing lawn area and replacing it with non-invasive plantings to improve wildlife habitat. The walkways are semi-pervious. The distance for the waivers are .6feet and .2 feet, which are within field tolerance of setbacks. The filing is under the WPA only. A new plan must be filed to removal of projection in rear of lawn area which is too close to BVW.

Chairman Cooper asked for a Motion. Commissioner Driscoll made a Motion to close the public hearing and approve with Chairman's recommendations, it was seconded by Commissioner Honea and unanimously approved.

182 Abbott Street

Present in Interest: Mike Ristuccia and Brian Schwing

Staff Recommendation: Approve Order of Conditions

Continued Public Hearing on a Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or Andover Wetlands Protection By-Law for the proposed construction of a single family house and driveway.

Mr. Douglas presented this to the Commission. The house will be built at the top of the hill. The submitted plan shows contours, wetlands monumentation, infiltration, and limit of cutting. There is a steep incline to the wetland. The haybale line is the proposed no disturbance line and sedimentation control line. There will be weekly inspections.

Chairman Cooper asked for a Motion. Commissioner Driscoll made a Motion to close the public hearing and issue the Order of Conditions, it was seconded by Commissioner Honea and unanimously approved.

CONSENT AGENDA:

4 Dawn Circle

Staff Recommendation: Table

Request for a Certificate of Compliance. Inspection not completed, table to December 7, 2010.

10 Dawn Circle

Staff Recommendation: Table

Request for a Certificate of Compliance. Inspection not completed, table to December 7, 2010.

15 Lock Street

Staff Recommendation: Table

Request for a Certificate of Compliance. Not signed off by Engineer, please table indefinitely.

350 Lowell Street

Present in Interest: Bill Cummings and Paul Finger

Staff Recommendation: Issue Partial Certificate of Compliance

Request for a Partial Certificate of Compliance.

Commissioner Driscoll made a Motion to issue a Partial Certificate of Compliance, it was seconded by Commissioner Honea and unanimously approved.

8 Sequoia Lane

Staff Recommendation: Approve

Request for Satisfactory Completion of Work Certificate.

Commissioner Driscoll made a Motion to Approve, it was seconded by Commissioner Honea and unanimously approved.

DISCUSSION ITEMS:

National Grid YOP 2010

National Grid 2010 Yearly Operation Plan and Notice of Vegetation Management Treatment.

INFORMATION ITEMS THAT MAY REQUIRE A VOTE:

AVIS

DEP cited AVIS for tampering with a beaver dam. AVIS complied with the order from DEP, case now closed.

Foster's Pond

Letter from Foster's Pond Association regarding Winter Drawdown. No vote needed.

Mass Highway #14 Prospect Street

Commission to sign the Extension Permit Request from meeting of October 5, 2010.

Taylor Cove 93-97 River Street

Present in Interest: Don Borenstein, Todd Wacome, Frances Bueller, Jack Murphy and F. Wheeler

Continued Public Hearing on a Notice of Intent filed under the Massachusetts Wetlands Protection Act for the proposed construction of a portion of a roadway, infiltration basin and three buildings with associated grading. This was continued from September 9, 2010 for purposes of commencing the engineering peer review as revised in 2 phases; staff to draft a proposal for the environmental peer review; and verification on the status of Victoria Place Subdivision by DEP that the Permit Extension Act applies.

This hearing was not on the posted Agenda. Attorney Borenstein submitted a letter regarding the peer review.

Commissioner Greenwood made a Motion to Continue to December 7, 2010 at 8:15pm, it was seconded by Commissioner Driscoll and unanimously approved.

2 Bancroft Road Present in Interest: Mark Johnson, Mark West

Discussion regarding sedimentation in wetland. A large public drinking water tank was pumped out and sediment was discharged into the wetland on the property located at 2 Bancroft Road. The Town used the vacuumed the area next to the pipe. The Commission will need to verify what the substance is, which metals, etc. Staff will contact the Water Department to attend the next meeting with a resolution.

Raytheon 350 Lowell Road Present in Interest: Paul Finger

Continued from November for peer review. The peer review was completed by Janet Bernardo for the amendment for the stormwater management plan.

Commissioner Driscoll made a Motion to close the public hearing and issue the Order of Conditions at the December 7, 2010 hearing, it was seconded by Commissioner Honea and unanimously approved.

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

The meeting was adjourned at 9:18pm on a Motion of Commissioner Driscoll, seconded by Commissioner Honea and unanimously approved.

Respectfully submitted by:

**Lynn Viselli,
Recording Secretary**