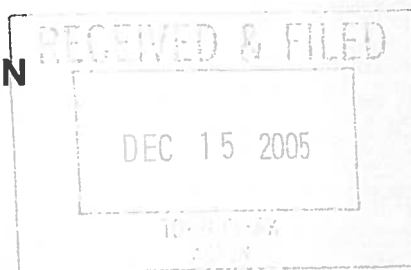


**CONSERVATION COMMISSION
AGENDA
NOVEMBER 2, 2005**



7:10 Environmental Standards for Fill Committee – Mary Michelman

7:15 Notice of Intent - 89 Central Street - Jan Ziman

Replacement of an existing septic system within 100' of a wetland.

Certificates of Compliance

- | | | |
|---|-----------------------|--------|
| ♦ | 22 & 23 Jackson Drive | 85-728 |
| ♦ | Palmer Lane | 85-652 |
| ♦ | Franklin Place | 85-829 |

MINUTES

October 19 comments rec'd by ME, JA, CL, ADM

**CONSERVATION COMMISSION
MINUTES
NOVEMBER 2, 2005**

MEMBERS PRESENT: Terrence Maitland, Andrew Magee, Cheryl Lowe, Janet Adachi, Julia Miles, Mike Eder, William Froberg

ASSOCIATE MEMBER: Linda Serafini

RECORDING SECRETARY: Tom Tidman

VISITORS: Isabella V. Choate, Thomas DiPersio

7:15 Selectmen Overview Meeting – November 14, 2005

The Commission discussed the upcoming meeting with the Board. Mr. Magee stated that he has several slides that he has used in the past; one noting that the new Bylaw has been in effect for two years.

Mr. Maitland encouraged all commissioners to attend.

Mr. Eder suggested that the Commission address Bylaw filing fees and try to bring them more in line with other towns. Mr. Magee agreed Acton's fees have not changed in many years.

7:22 Notice of Intent - 89 Central Street - Jan Ziman

Tom DiPersio from Thomas Land Surveyors presented plans for the replacement of an existing septic system within 100' of a wetland. Mr. DiPersio noted that this property involves three parcels (parcel 1, 3 and the driveway). There is an existing three bedroom home with a failed cesspool. The property has a high ground water table. The proposed system will require a pump system to the new leaching field. The closest point of activity to wetlands involves the forced main approximately 25' from the resource area. The proposed leaching field will be 50' from wetlands with associated grading approximately 38' from wetlands. Most of the area to be disturbed is within the existing lawn area.

Upon query by Mr. Magee, Mr. Tidman reported that the adjacent stream bed is not a perennial stream.

Upon query by the Commission, Mr. DiPersio reported that the site is loamy sand with a six minute percolation rate. The existing cesspool will be excavated and materials removed from the site.

Upon query by Ms. Miles, Mr. DiPersio reported that the plans have been approved by the Board of Health with waivers.

Hearing no further questions, Mr. Maitland closed the hearing.

Decision – 89 Central Street

Mr. Magee moved that the Commission issue an Order of Conditions for the plans as presented with the following special conditions:

- 1) The applicant shall plant native shrubs starting at elevation 102 and at the base of (break out) slope along the wetlands side of the new leaching area. The planting plan must be approved by the Commission or its agent prior to the initiation of work.
- 2) No haybales will be permitted as siltation prevention; the use of silt fence is required.

Ms. Lowe 2nd; unanimous.

Environmental Standards for Fill Committee (ESFC) – Mary Michelman

Ms. Michelman reported to the Commission on the efforts of the ESFC, a Health Board advisory committee that originated in the citizens' petition earlier this year to control fill being brought into Acton to cap the landfill. The ESFC feels that there is a need to further control or regulate what types of fill can be brought into town. The Committee has now met twice. The ESFC recommends that the town amend existing regulations to address "special waste" to specifically include asbestos and construction and demolition waste. The goal is to have regulations promulgated by June 2006. Town Counsel states that DEP has jurisdiction over what is suitable fill for capping landfills. ESFC is concerned about town oversight of developers. Ms. Michelman suggested that the town could require a developer to complete a form stating where the fill is coming from.

Mr. Magee stated completing a form would not be onerous; there could also be exemptions, for example, for septic system sand and road base gravel. Many towns already have such rules.

Upon query by Ms. Adachi, Ms. Michelman reported that the Committee has contacted other towns to see how they are addressing the issue. The Town of Wilmington has had serious problems with DEP approved fill.

Ms. Michelman asked that a Commission member attend their next meeting.

Mr. Maitland stated that the Commission would take it under advisement.

Certificates of Compliance

22 & 23 Jackson Drive 85-728

Mr. Magee moved that the Commission issue a Certificate of Compliance for the noted site. Ms. Lowe 2nd; unanimous.

Palmer Lane 85-652

Mr. Magee moved that the Commission issue a Certificate of Compliance for the noted site. Ms. Lowe 2nd; unanimous.

8:45 Meeting adjourned.


Terrence Maitland, Chair

TT:ahr