

**HARVARD CONSERVATION COMMISSION
MINUTES OF MEETING
OCTOBER 18, 2018
APPROVED: DECEMBER 6, 2018**

Chairman Don Ritchie called the meeting to order at 7:03pm in the Town Hall, 13 Ayer Road, under MGL Chapter 131 §40 Wetland Protection Act and Code of the Town of Harvard Chapter 119 Wetland Protection Bylaw

Members Present: Don Ritchie, Paul Willard, Wendy Sisson, Jaye Waldron, Joanne Ward, Jim Burns and Mark Shaw

Others Present: Liz Allard (LUB Admin), Mark Lavallee (GPR, Inc.), John Oskirko and Dan Daly

Updates

Jim Pickard is unable to cut the corn on the Coke land due to the wet weather. Larry Doe is experiencing flooding at Doe Orchard along Ayer Road which he attributed to the draw down; Wendy Sisson will talk to members of Bare Hill Pond Watershed Management Committee (BHPWMC). The Commission will need to review information provided by the BHPWMC prior to next year's draw down to determine if the goal of species diversity is being achieved.

Approve Minutes

Minutes were not available this evening

Approve Invoice

Jim Burns made a motion to approve the invoice for Mark J. Lanza in the amount of \$288.00. Jaye Waldron seconded the motion. The vote was unanimously in favor of the motion.

White Land Conservation Land Encroachment

Don Ritchie explained the owner at 20 White Lane has improved an existing cart path with a gravel road as well as cleared trees on the abutting conservation land without permission from the Commission. Advice from Town Counsel, Mark Lanza, stated the property owner should be required to restore the area, and that either he or someone the Commission hires should complete the work at the expense of the property owner. After a brief discussion the Commission agreed to review the site to determine the extent of the activity. A letter shall be sent to the property owner stating the Commission will be reviewing the site to determine the proper remediation and the property owner is to cease and desist any further activity.

Comments for Still River Commons, Bolton

Members discussed the effect this proposed project will have on the efforts of protecting wildlife habitat in Harvard. A letter will be drafted to the Bolton Zoning Board of Appeals expressing the concerns of the Commission discussed this evening. This letter will be approved at the November 1st meeting.

Continuation of a Notice of Intent Hearing – John Oskirko, 5 & 9 Haskell Lane, Harvard#0918-03. Opened at 7:40pm

Land Stewardship Fall Walk

Wendy Sisson stated the Land Stewardship Subcommittee will be hosting a walk on November 4th starting at 1:00pm, which will feature the Pin Hill area. Complete details can be found on the town website.

ZBA Request for Comments

- Maxey/Genova, 3 Still River Depot Road – No comments
- Gothorpe, 36 Lovers Lane - Notice of Intent has been filed for the November 1, 2018 Conservation Commission meeting

Municipal Vulnerability Preparedness Stakeholders Meeting, October 25th @ 1:00pm

Members of the Commission are unable to attend the above mentioned meeting; therefore Liz Allard will attend on their behalf.

Revisions to the Erosion Control Bylaw

Members had not had an opportunity to review for comment as of yet.

Open Space Committee

After a discussion of the draft proposal members agreed upon the following:

- Park & Recreation Commission should be included as participants
- The Committee should be a stand alone committee and not a subcommittee of the Conservation Commission
- Three – four of the members on the committee could be recommendations from the Conservation Commission

Don Ritchie will revise the proposal as discussed this evening.

Requested Information Regarding Harvard CPA Projects

There was no update to this item this evening.

Select Board Request Goals for FY19

Minor revisions were made to the letter to the Select Board in regards to the Commission's goals for FY19. The revised letter will be submitted to the Select Board.

Memorandum of Understanding (MOU) - Smith Land

Wendy Sisson is working on the MOU for approval at the November 1st meeting. A closing date on this project will be scheduled for November 19, 2018

Update on Pine Hill Village

The Board of Health has received new applications for the proposed septic systems within the development. Nitsch engineering is wrapping up its third review of the project. Wendy Sisson has been provided information on the developer, which she will review.

Executive Session

Unnecessary this evening

The following items appeared on the agenda under “Pending Business” and nothing new to report at this time unless otherwise noted:

- Discuss Potential Gift of Land – Brown Road
- Update from the State Service Forester – Cruft Lane
- Chapter 147 Wetland Protection Bylaw Regulations

Adjournment

Paul Willard made a motion to adjourn the meeting at 9:13pm. Wendy Sisson seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard
Land Use Administrator/
Conservation Agent

**Harvard Conservation Commission
Continuation of a Notice of Intent Hearing
John Oskirko, 5 & 9 Haskell Lane, Harvard#0918-03
October 18, 2018**

The public hearing was opened at 7:40pm by Chairman Don Ritchie under MGL Chapter 131 §40 Wetland Protection Act and Code of the Town of Harvard Chapter 119 Wetland Protection Bylaw in the Town Hall, 13 Ayer Road, Harvard

Members Present: Don Ritchie, Paul Willard, Wendy Sisson, Jaye Waldron Joanne Ward, Jim Burns and Mark Shaw

Others Present: Liz Allard (LUB Admin), Mark Lavelle (GPR, Inc.) John Oskirko and Dan Daly

This hearing was continued from October 4, 2018 for a Notice of Intent filed on behalf of John Oskirko for the paving of the existing driveway, landscaping, construction of a shed with underground electric lines and the installation of a propane tank within the 100' wetland buffer zone at 5 & 9 Haskell Lane, Harvard.

Mark Lavelle, of GPR, Inc., was present to represent the applicant, John Oskirko, who was also present. Mr. Lavelle explained the revisions made to the plan as discussed at the previous hearing. Changes include the relocation of the proposed shed to outside the 50' buffer zone, which will be on concrete piers, and the location for the propane tanks, depending on size (a tank greater than 125 gallons needs to be at least 10' from a structure). Don Ritchie asked about a swale along the edge of the driveway. Mr. Lavelle stated all stormwater is going to continue to flow down the driveway as it does now. With Haskell Lane being a private road there is no requirement to control stormwater. Wendy Sisson asked if the shed could be moved onto the existing lawn area shown on the plan. Members of the Commission confirmed the location of the shed as shown on the plan is not heavily vegetated.

With no further questions or comments, Jim Burns made a motion to close the hearing and issue an Order of Conditions with the standard conditions. Joanne Ward seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard
Land Use Administrator/
Conservation Agent

EXHIBITS & OTHER DOCUMENTS

Conservation Commission Agenda, dated October 18, 2018

Approve Invoice

- Mark J. Lanza, *Attorney at Law*, INVOICE - TOWN OF HARVARD - 09/30/2018

Continuation of a Notice of Intent Hearing – John Oskirko, 5 & 9 Haskell Lane, Harvard#0918-03

- Single Family Dwelling Notice of Intent, Site Plan, 5 & 9 Haskell Lane, Harvard, MA, prepared by GPR, Inc., dated 10/17/2018

Select Board Request Goals for FY19

- Letter from the Conservation Commission to the Select Board, RE: Conservation Commission FY2019 Goals, dated October 18, 2018