

May 13, 2014 Rowe Conservation Commission Meeting Minutes

Attending members: Myra Carlow, Virginia Gabert, Bob Clancy, Prue Berry, Thom Chiofalo

Guests: Daniel Poplawski, resident. John Lawlow-DEW fro School construction. David Pallotta- Project Manager. Mike Del Vechio- site project manager. Suzie Zalkotka- Chair of School comm. Mark Stinson-~~MAEC~~ regional director.

6:00 Meeting called to order.

- 1) Virginia notes the April 30th heavy rains caused clay/silt to overrun the containment measures around the School building site violating the Wetland Protections Act. Reporting this, Myra submits photographs of these violations. Dan Pallotta responds acknowledging the measures taken were inadequate. He will use the advice of DEP Mark Stinson from the pre meeting walk through to add another line of hay bales better able to deal with the suspended clay and to increase the area of the containment reservoir. He also will hire a new engineer to deal with this problem

John Lawlow admitted that the plans were for soil and not the actual suspension of the clay problem.

Mark Stinson suggest the Board amend the Enforcement Order. The decision of Board is to wait for two weeks to receive the Project manager's revised plans in dealing with the present violation.

Bob makes motion to change date for submission of the site Sedimentation revision plan. Thom seconds and accepted unanimously. Bob makes a motion to ratify the Enforcement Order. Prue seconds and it passes unanimously.

- 2) 6:45 Discussion for the Determination of Applicability for Daniel Poplawski, 37 Shippie Rd. request for porch with one pier within the 50' buffer zone for an intermittent stream.

Board makes a determination on Form 2 and states that the pier is within the zone but will not alter the wetlands. Board asks that no heavy machinery will enter the 50' zone.

Since Board did not do a 5 day announcement on this decision there will be a Wed the 21st meeting at 8:30 AM on it with a 5 day Announcement.

- 3) 7:10 DEP Mark Stinson introduces a new situation to be discussed. He submits google satellite photographs of the Poplawski home. While taking note of the project he discovered that between the photographs of 2005 and 2008 about an acre of land along the waterfront buffer area was cleared (for a horse pasture). This violates the 1973 Wetland Protection Act having cut more than 10 cord of wood for personal use. Mark encourages the Rowe Conservation Com. To do remedial action. He states that he can not turn a "blind eye" to this violation and if the Commission

to May 28

Bldg.

DEP Conrad Rider

negative 3

thin

not

does not enforce the remedial action he must report this to his superior. He states that the owner must replace the original successful tree species (white Pine). Also that the Board must maintain a 2 year monitoring of the site. Electric fences can be used in this area being exempted.

The Board sets an enforcement meeting for June 10th at 6:00 after a site visit with research of best remedial plan.

7:30 Board closes this subject.

- 3) 7:45 Follow up on the April 13th meeting of th Tunnel Road logging Plan question. Myra explains that Department of Forestry and Roecreation Agent Allison Wright who signed off on the Plan by Tom Daneck accepts the plan since the questionable logging is part of a multi acre partial with the home address on Tunnel Road. There remains two problems. One is that the Zoar Road staging site has stored logs too close to a brook which Tom say he will correct. The second questionable situation is that Myra notes that the staging area is on Town Land and will check on who from the Town gave permission for this.
- 4) 7:50 Thom submits meeting minutes from April 10th meeting. Bob ,moves to accept and Virginia seconds and is passed unanimously.
- 5) 7:55 Minutes of the April 17th meeting are submitted and Myra moves to accept and Prue seconds and is passed unanimously.
- 6) 7:58 Myra does mail

8:00 Bob makes a motion to adjourn, Prue seconds and it is approved unanimously.

Approved as amended, unanimously

Minutes Approved: *Myra Daneck* Date: *5/30/14*