

Minutes August 20, 2013

In Attendance: Ed Nardi, Mike McCauley, Alan Wilcox, Mimi Crandall, Mr. Dunleavy, Andrew Potler
Mark Stinson, DEP circuit rider
Ken Boudreau, Hill Engineers.
Elisabeth Goodman, Legal counsel
Richard Holland, Pres. Cooper Creek Homeowner's Association

Notice of Intent submitted by the Cooper Creek Homeowner's Association, The applicant wishes to repair a portion of Cooper Creek Road, involving a culvert and headwall.

Ed Nardi opened the meeting. He had some questions concerning the NOI. Why the Notice has called the repair work temporary. He had concerns as to the resource area being disturbed twice. And that a permanent fix would be more suitable.

Elisabeth Goodman, Legal Counsel, spoke on behalf of the Homeowner's Association. She explained who the Association was and their intentions concerning the repair work outlined in the NOI.

Cooper Creek Road is a private road. Not all residents of Cooper Creek Road are members of the Association. It is further intended to set up a District of the residents in order to raise funds for the project.

Ken Boudreau, Hill Engineers, described the project. Hill Engineers has been studying this area of the road for quite some time. The repair would have a minimum span of 5 years. There will not be any excavation in the stream. All the proposed work is to be in the road bed. The resource area will not be disturbed. Mr. Boudreau answered questions from Alan Wilcox and Mike McCauley.

Mr. Potler, an abutter, had concerns as to controlling the water runoff. He had pictures to show the conditions of the road and the sand and silt running into the lake. He would like to see the road drainage addressed as well. Al Wilcox noted that the sediment pond was not capable of taking care of the water.

Mark Stinson, DEP, spoke to the relevance of the Wetlands Statute with this project. And there was discussion to clarify "work on a bank" "riverfront" and what regulations pertained to the repair of the road. Does the work qualify as Improvement over existing conditions? The resource area needs to be properly flagged. The Engineers need to identify and report back to the Conservation Commission "how much is bank and how much is riverfront. The NOI is lacking signatures. The Association was not sure who should sign the NOI.

Mr. Holland spoke about the history of Cooper Creek Road. And how the Homeowner's Association began.

Mimi will send an e-mail to Applicants, Conservation Commission Chair Ed Nardi, Hill Engineers and Mark Stinson requesting that the resource area be flagged in the field, a narrative response as to how the work complies with the General Performance Standards and when the commission wants the information.

Ed Nardi moved to continue the hearing to the next regular meeting, which is the third Tuesday of September. The motion was seconded and voted unanimous.

Meeting adjourned 8:30 PM

Mimi Crandall, Clerk