

MINUTES
MANSFIELD INLAND WETLANDS AGENCY
Regular Meeting
Monday, February 2, 2009
Council Chambers, Audrey P. Beck Municipal Building

Members present: R. Favretti (Chairman), B. Gardner, J. Goodwin, R. Hall, K. Holt, P. Kochenburger,
P. Plante, B. Pociask, B. Ryan
Alternates present: G. Lewis (arrived 7:02 p.m.)
Alternates absent: M. Beal, L. Lombard
Staff present: G. Meitzler (Wetlands Agent)

Chairman Favretti called the meeting to order at 7:00 p.m. Lewis was appointed to act if needed.

Minutes:

1-5-09 - Hall MOVED, Ryan seconded, to approve the 1-5-09 regular meeting minutes as written. MOTION PASSED UNANIMOUSLY.

1-12-09 Field Trip- Holt MOVED, Goodwin seconded, to approve the 1-12-09 field trip minutes as written. MOTION PASSED with Holt and Goodwin in favor and all others disqualified.

1-20-09- Gardner MOVED, Ryan seconded, to approve the 1-20-09 special meeting minutes as written. MOTION PASSED with all in favor except Hall who disqualified himself.

Communications:

The Wetlands Agent's Monthly Business report and the draft minutes of the 1-21-09 Conservation Commission meeting were both noted.

Outstanding Enforcement Actions:

W1419 - Chernushek, 473 Middle Turnpike-violation

Pending outcome of public hearing on application.

W1400 – Glode – Stafford Rd

Item has been referred to the Town Attorney who is working towards an outcome with the property owner. Item was tabled.

Old Business:

W1421 - Clark - Hanks Hill/Farrell Rds - 4 lot subdivision

Ed Pelletier, Datum Engineering, distributed and reviewed the changes to revised plans, dated 2/2/09. His changes were based on the recommendations in staff reports.

Holt MOVED, Gardner seconded, to grant an Inland Wetlands License under Section 5 of the Wetlands and Watercourses Regulations of the Town of Mansfield to Sheila Clark (File W1421), for a 4-lot residential subdivision on property owned by the applicant, located on the north side of Hanks Hill Road

and the west side of Farrell Road, as shown on a map dated October 30, 2008, revised through February 2, 2009, and as described in other application submissions.

This action is based on a finding of no anticipated significant impact on the wetlands, and is conditioned upon the following provisions being met:

1. Appropriate erosion and sedimentation controls shall be in place prior to construction and maintained during construction and removed when disturbed areas are completely stabilized.
2. The DAE and footing drain on Lot 2, and the DAE on Lot 4, shall be revised to increase the separation distance from wetlands to a minimum of 25 feet.
3. The plans shall be redrawn to accommodate Condition #2, with the approval of the Inland Wetlands Agent.

This approval is valid for a period of five years (until February 2, 2014), unless additional time is requested by the applicant and granted by the Inland Wetlands Agency. The applicant shall notify the Wetlands Agent before any work begins, and all work shall be completed within one year. Any extension of the activity period shall come before this Agency for further review and comment. MOTION PASSED UNANIMOUSLY.

Public Hearing:

W1419 - Chernushek, 473 Middle Turnpike - Application

Chairman Favretti opened the Public Hearing for the application of Chernushek at 7:22 p.m. Members present were Favretti, Gardner, Goodwin, Hall, Holt, Kochenburger, Plante, Pociask, Ryan, and alternate Lewis. Wetlands Agent Meitzler read the legal notice as it appeared in the Chronicle on January 22 and January 28, 2009, and noted a 1-28-09 report from G. Meitzler, Wetland Agent and a 2-2-09 report distributed this evening from the Town Attorney.

Mr. Chernushek stated that he received Meitzler's 1-28-09 report and agreed to all of his recommendations.

Holt reviewed with the applicant the questions raised by the Conservation Commission. Favretti requested that the applicant work with Meitzler to finalize the details of the recommended changes; the applicant agreed.

Chairman Favretti noted no comments or questions from the public, applicant, or agency. Holt MOVED, Gardner seconded, to continue the Public Hearing on the application and the Violation Hearing until March 2, 2009. MOTION PASSED UNANIMOUSLY.

New Business:

W1422 - DeBoer, Center St - Single family Residence

Goodwin stated that as receipt motions are administrative actions, she felt comfortable putting the DeBoer receipt motion on the floor. However, she would be disqualifying herself on any further consideration of action on this application.

Then Goodwin MOVED, Holt seconded, to receive the application submitted by Deboer Family Limited Partnership (File W1422) under Section 5 of the Wetlands and Watercourses Regulations of the Town of Mansfield for the construction of a single family residence, located at 28 Centre Street, on property owned by the applicant, as shown on a map dated 11-24-08, and as described in other application submissions, and to refer said application to the staff and Conservation Commission for review and comment. MOTION PASSED UNANIMOUSLY.

Field Trip:

A field trip date was set for Tuesday, February 10, 2009 at 12:15 p.m.

Reports of Officers and Committees:

None noted.

Other Communications and Bills:

Noted.

Adjournment:

The meeting was adjourned at 7:39 p.m.

Respectfully submitted,

Katherine K. Holt, Secretary