



MINUTES  
STERLING CONSERVATION COMMISSION  
REGULAR MEETING-July 21, 2009  
BUTTERICK BUILDING- ROOM 209 7:30 PM

In Attendance: Chair Roberti, Vice Chair Pineo, Ms. Valentine, Mr. Curtin, Mr. Schnare, Associates Mosley and Pavlowich.

Secretary's Report for June 2009 - minutes from the last meeting will be reviewed for the next meeting.

Treasurer's Report for June 2009 – Mr Marro reviewed the trust fund balances pertaining to the Commission request to investigate \$10,000 dollars. The Commission requested that Mr. Marro investigate putting a money article on special town meeting warrant to start a maintenance fund.

Mr. Marro notified the Commission that the Order of Conditions on the lake is about to expire and Lycott wants to know if the Commission wants them to do the work. The Commission was of the opinion that Mr. Marro can do the work. This was the result of a communication by email from Lycott.

1.Chapter 61 Release Requests.

2.Meeting Notices and communications. Mr. Marro reviewed communications from the Office of Dam safety to the town of Clinton.

Chairman Roberti noted a communication by the lake association of an invite by the Lake Association for a ramp management program for the aquatic management plan. Mr. Curtin requested the selectmen be informed and requested.

3.Old Business/Enforcement.

#### 4. New Business.

Twin Oaks Pond – Terry Heihold of Twin Oaks rest. Came to address the commission about an emergency situation from damage to his dam caused by the flooding rains in June and early July. He will sleeve the spillway with a new smooth surface pipe to allow for unrestricted flow.

Mr. Curtin moved to issue an emergency order with Mr. Michalak's site recommendations requiring written plans. Mr. Pineo seconded and the Commission voted unanimously.

#### PUBLIC HEARINGS:

8:00 PM : Pursuant to MGL ch 131 s 40 as amended there will be a public meeting on a request for a determination of applicability by Anthony Carito for a 300 square foot addition to a single family home at 290 Upper North Row Road.

Christopher Wall represented the applicant. Mr. Marro explained the house was between the expansion and wetland and recommended a negative determination. Mr. Curtin moved to issue a negative determination. Ms. Valentine seconded and the Commission voted unanimously.

8:10 PM : Pursuant to MGL ch 131 s 40 as amended there will be a public meeting on a request for a determination of applicability by CSX Rail for vegetation management on various rights of way.

Mr. Pineo moved for a negative determination. Ms. Valentine seconded and the Commission voted unanimously.

8:20 PM : Pursuant to MGL ch 131 s 40 as amended there will be a public Hearing on a Notice of Intent by James Simpson for the Construction of an education and training facility at Northeast Blvd.

John Grenier represented the applicant. Mr. Simpson was also present. Mr. Simpson oriented the Commission as to the site along with a promised easement through the plan and the easement plan.

Mr. Grenier outlined the plan to the Commission. He reviewed the drainage scenario with the Commission. Mr. Curtin reviewed the storm water regulations with regards to a ZONE II.

Mr. Simpson reviewed the easement deed with the Commission. Mr. Curtin moved to issue an Order of Conditions standard order with additional condition that the pond easement be recorded prior to commencement of construction, with the addition of the three benches, a sign and five parking spaces. Mr. Schnare seconded and the Commission voted unanimously.

8:30 PM : Pursuant to MGL ch 131 s 40 as amended there will be a public Hearing on a Notice of Intent by David and Sara Petullo for the replacement of a septic system at 10 Sherwood Drive.

Russ Wilson represented the applicant. He outlined the proposal for the commission. Mr. Schnare moved to issue a standard Order of Conditions. Mr. Curtin seconded and the Commission voted unanimously.