

**TOWN OF LEICESTER
CONSERVATION COMMISSION
Meeting minutes
September 16, 2009**

Meeting opened at 7:30pm, members present, Mr. Parretti, Ms. Schold and Ms. Williamson. Members absent, Mr. Marc-Aurele.

REQUEST FOR DETERMINATION

Applicant: CSX Transportation, Inc
Location: CSX Right of Way, Leicester
Request: Vegetation Management Plan
Rep: AMEC Earth and Environmental

Representative did not show up to meeting, no phone call or message that they would not be there, Assistant will call to reschedule.

NOTICE OF INTENT

Applicant: Margaret & Christopher Hallen
Location: 15&19 Ackley Drive
Request: installation of sewer line
Rep: EBT Environmental

CONTINUED UNTIL OCTOBER

Hearing was opened and continued at request of representative due to file being incomplete. Ms Williamson motion to continue, Ms. Schold seconded, all in favor. Motion passed.

Discussion with Mr. Don O'Neil, attorney for John Krol requesting extension of orders of conditions for Fairview Drive. Letter was sent with report from Coyle Engineering. Due to legal proceedings involving the commission and this applicant, the LCC would like to confer with Town Counsel prior to making a motion on this matter. Mr. Reed, town administrator who was in attendance agreed with the commission. Mr. O'Neil added that applicant looking to extend due to financial hardships, legal issues. Some work is complete, septic is in and foundation is in, looking to start work again after the upcoming winter. LCC will continue this request until our next hearing.

Amendment to Orders of Conditions

Boyd Street

Replication area is complete, applicant looking to put in an in ground pool. LCC had questions on completeness of replication, also concerning retaining wall. Wall had been previously discussed, it was agreed at previous hearing that the rip-rap wall that was installed was sufficient. Discussion. LCC would like to meet on site with Representative for the applicant, JMP. Continued until next hearing.

Discussions

Ray Raboin Oak Ridge Estates

Mr. Raboin resides at Oak Ridge Estates; houses numbered 82-92 Virginia Drive have had water problems for 3 years along with other ongoing issues. Lawyers have been involved with residents and developer, Mr. Vartanian and it has been established that there is a problem with the landscaping and an outside source will be brought in to correct the issues. The water will be directed into a basin at 90 Virginia Drive. Mr. Vartanian has agreed to pay for the work and has met with landscapers; Mallory Bros. Mr. Raboin will keep LCC informed of progress.

Extension Order of Conditions

Pond View

Applicant would like to extend for additional 3 years. Currently extended until 12/09. LCC would like to visit site, applicant stated that Planning Board is all set with this project; they do not have an extension with them. Applicant agreed to continue pending site visit, continue until October meeting.

Certificate of Compliance

30 Lake View Drive

101 Huntoon Memorial Highway-both continued until October meeting to conduct site visits.

61A- Johnson

This was not discussed; owner does not need to go through 61A process.

Motion made by Ms. Schold to close the public hearing, Ms. Williamson seconded. Motion passed, meeting closed at 9:15pm.