

**HARVARD CONSERVATION COMMISSION  
MINUTES OF MEETING  
NOVEMBER 15, 2018  
APPROVED: DECEMBER 20, 2018**

Chairman Don Ritchie called the meeting to order at 8:00pm in the Town Hall, 13 Ayer Road, under MGL Chapter 131 §40 Wetland Protection Act and Code of the Town of Harvard Chapter 119 Wetland Protection Bylaw

**Members Present:** Don Ritchie, Paul Willard, Jaye Waldron, Jim Burns and Mark Shaw

**Others Present:** Dan Wolfe (Ross Assoc.) and Ray Lyons

**Notice of Intent Hearing – Jonathan & Amy Gothorpe, 36 Lovers Lane, DEP#177-670, Harvard#1018-01.** Opened at 8:00pm

**Notice of Intent Hearing - Benjamin Hill, 9 Warren Avenue, DEP#177-669, Harvard#1018-02.** Opened at 8:10pm

**Notice of Intent Hearing – Harvard Department of Public Works, Slough Road, Harvard#1018-03.** Opened at 8:20pm

**Approve Minutes**

Jim Burns made a motion to approve the minutes of September 20<sup>th</sup> and October 4<sup>th</sup> as amended. Jaye Waldron seconded the motion. The vote was unanimously in favor of the motion.

**Request for a Certificate of Compliance – 103 Prospect Hill Road, DEP#177-638**

Jaye Waldron made a motion to issue the Certificate of Compliance for 103 Prospect Hill Road. Jim Burns seconded the motion. The vote was unanimously in favor of the motion.

**Input on Return of Devens Jurisdiction**

The Commission discussed the need for additional funding to maintain open space at Devens should Harvard resume jurisdiction of the historical boundaries of Harvard. In addition, a full-time conservation agent would be required.

**Land Use Boards Update – Fiscal Year 2020 (FY20) Budget**

There were no comments from the Commission for the FY20 budget prepared by the Director of Community & Economic Development, Christopher Ryan.

**Discussion about determining effect of drawdown on downstream flooding of Bowers Brook during fall high water events**

Jim Burns stated the fields at Doe Orchard flood at the rear of the property during large rain events that coincide with the annual draw down of Bare Hill Pond. Mark Shaw wondered if shutting off the pump system during rain events would assist in reducing flooding down stream of Bare Hill Pond. Paul Willard stated the weather conditions this fall have caused the ground to be saturated. The Commission would like to further research this issue to determine a possible solution, such as not conducting the draw down when large rain events occur.

**Capital Planning & Improvement Committee (CPIC) Application Questions for 11/19 meeting**

Don Ritchie has prepared responses to the questions from the Committee. Mr. Ritchie along with members from Harvard Conservation Trust will attend the CPIC meeting on Monday morning.

**Memorandum of Understanding (MOU) for Smith Land**

The MOU is in the final stages of being complete. Ray Lyons was present to obtain the signature of Don Ritchie, as chair of the Commission, on the Purchase and Sale Agreement. The closing will take place on Monday November 19<sup>th</sup>.

**White Land Conservation Land Encroachment**

There was nothing new to report this evening.

**Adjournment**

Jim Burns made a motion to adjourn the meeting at 9:10pm. Jaye Waldron seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard  
Land Use Administrator/  
Conservation Agent

**Harvard Conservation Commission  
Notice of Intent Hearing  
Jonathan & Amy Gothorpe, 36 & 38 Lovers Lane,  
DEP#177-670, Harvard#1018-01  
November 15, 2018**

The public hearing was opened at 8:00pm by Chairman Don Ritchie under MGL Chapter 131 §40 Wetland Protection Act and Code of the Town of Harvard Chapter 119 Wetland Protection Bylaw in the Town Hall, 13 Ayer Road, Harvard

**Members Present:** Don Ritchie, Paul Willard, Wendy Sisson, Jaye Waldron Joanne Ward, Jim Burns and Mark Shaw

**Others Present:** Dam Wolfe (Ross Assoc.)

This hearing was continued from November 1, 2018 for a Notice of Intent filed on behalf of Jonathan & Amy Gothorpe for the demolition and reconstruction of an existing garage within 100' of a wetland resource area at 36 Lover's Lane, Harvard.

Dan Wolfe, Ross Associates, represent the applicant. Mr. Wolfe explained the hearing had to be continued to complete proper notification of abutters as the application was revised to include the activity proposed at 38 Lovers Lane. All of the abutters have now been notified as required by the Wetland Protection Act and the Town's Wetland Protection bylaw. In addition, Mr. Wolfe provided a detail list of the proposed plantings at 38 Lovers Lane.

With no further questions or comments, Jim Burns made a motion to close the hearing and issue a standard Order of Conditions. Jaye Waldron seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard  
Land Use Administrator/  
Conservation Agent

**Harvard Conservation Commission  
Notice of Intent Hearing  
Benjamin Hill, 9 Warren Avenue  
DEP#177-669, Harvard#1018-02  
November 15, 2018**

The public hearing was opened at 8:10pm by Chairman Don Ritchie under MGL Chapter 131 §40 Wetland Protection Act and Code of the Town of Harvard Chapter 119 Wetland Protection Bylaw in the Town Hall, 13 Ayer Road, Harvard

**Members Present:** Don Ritchie, Paul Willard, Wendy Sisson, Jaye Waldron Joanne Ward, Jim Burns and Mark Shaw

**Others Present:** none

This hearing was continued from November 1, 2018 for a Notice of Intent filed on behalf of Benjamin Hill for the construction of a replacement septic system for an existing single-family house within 100' of a wetland resource area at 9 Warren Avenue, Harvard.

Without knowledge as to whether or not the abutters were properly notified Paul Willard made a motion to continue the hearing to December 6, 2018 at 8:10pm. Mark Shaw seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard  
Land Use Administrator/  
Conservation Agent

**Harvard Conservation Commission  
Continuation of a Notice of Intent Hearing  
Harvard Department of Public Works, Slough Road, Harvard#1018-03  
November 15, 2018**

The public hearing was opened at 7:40pm by Chairman Don Ritchie under MGL Chapter 131 §40 Wetland Protection Act and Code of the Town of Harvard Chapter 119 Wetland Protection Bylaw in the Town Hall, 13 Ayer Road, Harvard

**Members Present:** Don Ritchie, Wendy Sisson, Jaye Waldron Joanne Ward, Jim Burns and Mark Shaw

**Others Present:** Liz Allard (LUB Admin),

This hearing was continued from November 1, 2018 for a Notice of Intent filed on behalf of Harvard Department of Public Works for the replacement of an existing culvert with concrete headwall and hooded catch basin within 100' of a wetland resource area between 88 and 118 Slough Road, Harvard.

With peer review still in process the applicant's representative has requested a continuation of the hearing to the December 6, 2018 meeting. Jim Burns made a motion to continue to December 6, 2018 at 7:50pm. Jaye Waldron seconded the motion. The vote was unanimously in favor of the motion.

Respectfully submitted,

Liz Allard  
Land Use Administrator/  
Conservation Agent

## EXHIBITS & OTHER DOCUMENTS

### Conservation Commission Agenda, dated November 15, 2018

#### Notice of Intent Hearing – Jonathan & Amy Gothorpe, 36 Lovers Lane, DEP#177-670, Harvard#1018-01

- Mamie Wytrwal Planting ideas, Oct 16, 2018 Amy & Jon Gothorpe

#### Approve Minutes

- DRAFT HARVARD CONSERVATION COMMISSION MINUTES OF MEETING, SEPTEMBER 20, 2018, prepared by Liz Allard
- DRAFT HARVARD CONSERVATION COMMISSION MINUTES OF MEETING, OCTOBER 4, 2018, prepared by Liz Allard