

**WEST TISBURY CONSERVATION COMMISSION
MINUTES OF MEETING**

July 7, 2010

Present: Prudy Burt Chair, Judy Crawford, Binnie Ravitch, and Tara Whiting,

Absent: Joanie Ames, Hadden Blair, and Peter Rodegast

Also present for all or part of the meeting: Will Runyon, Dan Culkin, Charles Alton, Doug Cooper, Simon Hickman, George Brush and Leo DeSorcy

Prudy Burt called the meeting to order at 5:02 P.M. [An audiotape of this meeting is available for review.]

The minutes of the June 1, 2010 meeting were approved as corrected. All in favor.

Map 3 Lots 73.1, 73.2 & 79: continuation of a public hearing under the requirements of G.L. Ch.131 § 40, as amended and the West Tisbury Wetlands Protection Bylaw and regulations to consider a **Notice of Intent** filed by Cooper Environmental Services, LLC on behalf of the Alton Family Limited Partnership to construct a residential driveway within a 30 ft wide Right of Way over property located at 57 Lambert's Cove Road owned by Jeremy Biggs to access property owned by the Alton Family Limited Partnership at 55 Norton Farm Road.

Documents submitted:

- Revised Notice of Intent to reflect changes in project plan, to identify this work as a limited project and to revise the amount of fill
- Revised project narrative/construction process/alternatives analysis

Issues Discussed:

- Revisions to project plan dated June 10, 2010:
 - ~ Causeway of fill from original proposed driveway on Biggs property deleted
 - ~ LEC flagging added between vernal pool and DeSorcy property with a blow up
 - ~ Vernal pool delineation separate from the wetlands delineation
 - ~ Buffer Zone changed to reflect LEC flagging
 - ~ Realignment of driveway from the wetland resource area as far as practical to reach the house site
- NHESP 2001 Potential vernal pool map does not show a potential vernal pool in this location
- Discussion of LEC and VHB reports
- Review of State WPA regulations at 310 CMR 10.53(3)(e) and 10.55(4)
- High water mark of vernal pool added to the project plan
- Type of equipment to be used for a residential driveway adequate to pull stumps and remove organic materials
- Geo-textile substrate
- Finished grade of driveway will be drainage neutral
- No pull outs or drainage swales proposed
- Contractor responsible for staying within construction limits
- Adequacy of 8 ft. driveway for construction and emergency vehicle equipment access

- Mr. Biggs amenable to the proposed location of the driveway \
- Performance standards in the Bylaw regulations for work in a vernal pool were reviewed and determined to be met
- Requirements for approval of a waiver of Bylaw regulations for work in the buffer zone were reviewed and determined to be met
- NHESP has signed off on this project

Public Comment:

- George Brush attorney for Mr. Biggs: If the project is approved there should be a condition that in the event of storm water runoff there shall be no damming of water.
- Letter from Will Runyon and Amy Marshall dated July 7, 2010 in opposition to the project for the stated reasons was read into the record
- Leo DeSorcy: concerns about the vernal pool /consider further study of the vernal pool Norton Farm Road not an option
Wants assurance that the construction will not impact his property
Speaking as Road Inspector/ concerns about width of road
- Charles Alton: Doesn't have a house design yet
- Simon Hickman: Asked which way runoff will go. Doug Cooper said the driveway will have a crown so that it sheds water in both directions.

The public hearing was closed.

A motion was made and seconded to approve the waiver request made by the applicant. All in favor. A motion was made and seconded to approve the revised project as presented subject to the approval of special conditions.

Administrative:

Prudy will work on Maria's evaluation.

Correspondence:

In: Letter from Bureau of Forestry /DEC dated June 21, 2010 re: State Forest cutting on fire lane off the West Tisbury Road.

There being no further business on the agenda, the meeting adjourned at 6:20 PM.

Respectfully submitted,

Maria McFarland
Board Administrator
APPROVED