

WEST TISBURY CONSERVATION COMMISSION  
MINUTES OF MEETING

January 22, 2008

**Present:** Prudy Burt Chair, Hadden Blair Judy Crawford, Dan Pace, Peter Rodegast, Tara Whiting and Maria McFarland

**Absent:** Binnie Ravitch

**Also present for all or part of the meeting:** Matthew Dix, Glenn Hearn, Reid Silva of Vineyard Land Surveying & Engineering, Philippe Jordi of Island Housing Trust and Derrill Bazy of South Mountain Company

Prudy Burt called the meeting to order at 5:01 P.M.

The minutes of the January 8 2008 were reviewed. A motion was made to accept the minutes as revised. The motion was seconded and passed with Dan Pace abstaining.

**Map 2 Lot 9.1 and Map 3 Lot 81** a public hearing under the Wetlands Protection Act and the West Tisbury Wetlands Protection Bylaw to consider a **Notice of Intent**, filed by the **Martha's Vineyard Land Bank** owner of property located off Lambert's Cove Road at and holder of an easement over Map 3 Lot 80 owned by the Nature Conservancy. This property is known as Blackwater Pond Reservation. The project consists of site work necessary to repair and maintain 3 earthen dams and a spillway on the Blackwater Brook.

Matthew Dix presented the project. The site visit was held on January 15<sup>th</sup>. The Land Bank proposes to clear the upper two dams of all trees and shrubs necessary to prevent further deterioration of the dams. The trees and scrubs will be felled onto the earthen dams and then cut up and removed from the resource area. Chainsaws used during this work will use cooking oil for chain lubricant to reduce the amount of oil released into the water. The dam surfaces will be reseeded if necessary with grasses to help stabilize them and reduce erosion. Annual maintainence is also proposed. On the middle dam, the spillway will be repaired with gravel tailing of various sizes. The tailings will be added to the pond side of the spillway and hydraulic action will suck the rocks into the undermining to [hopefully] fix the problem. All work will be done by hand either with buckets or wheelbarrows. Approximately one yard of material will be used.

After a brief discussion the public hearing was closed. A motion was made and seconded to approve the project as presented except that no shrubs will be removed, and that the Land Bank will come back to the Commission if the effort to repair the spillway doesn't work. All in favor.

**Map 22 Lots 22 and 24** 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 Vineyard Land Surveying & Engineering, Inc. on behalf of Geoffrey Berresford, and the Trustees of the Ann Nelson Realty Trust owners of property located at 60 Littlefield Lane and 101 Old Court House Road for a limited project to repair an existing dam, install a new concrete sluiceway and dredge the pond. Reid Silva is the applicant's representative. A site visit was conducted on January 15<sup>th</sup>.

This will be a 3 step project as described in the project narrative. After a brief overview of the project, the board asked for a more detailed plan as insufficient information was submitted for the plan to divert the stream before the work begins. The details of the mitigation measures to be used to prevent siltation downstream also must be submitted. The DEP file number letter was read for the record. It notes that the project needs to meet the performance standards for Land under Water at 310 CMR 10.56 and that prior to any work all property owners need to submit signatures. (Maria noted that these were included in the NOI. Perhaps DEP overlooked it).

When asked if they planned to maintain the bottom layer of sediment, Reid said that because he does not have any concerns that the pond might be perched above groundwater, he does not think that dredging the pond could cause the loss of the pond. The NHESP review letter is still outstanding. With the consent of the applicant's representative a motion was made and seconded to continue the public hearing on this matter to February 12<sup>th</sup> at 5:10 PM. All in favor.

**Map 7 Lot 142 continuation** of public hearing on a **Notice of Intent** filed by Gerald D. Ferry, Trustee of DDF Realty Trust, owner of property located at 175 Longview Road. The project consists of the installation of an upgraded septic system for an existing four-bedroom house together with associated site work and the removal of underground structures currently draining a wetland from a neighboring property into another wetland. Prudy reopened the public meeting. No one was present for the applicant. Maria reported that she spoke with Mr. Ferry. The neighborhood association has agreed to repair/replace the pipe running through his property. Mr. Ferry said that George Sourati was going to revise the plan. He also said that George was sending information to NHESP per their request for more details concerning the clearing work required for the leach field. With agreement of the applicant, a motion was made and seconded to continue the public hearing on this matter to February 12<sup>th</sup> at 5:50 PM, All in favor.

**Map 11 Lot 82. 1 Conservation Restriction Bennett/ Land Bank** Philippe Jordi and Derrill Bazy were present to discuss the CR. After a brief discussion it was determined that Tara will call James Lengyel to find out how the Land Bank will handle requests by Island Housing Trust to use the 4-acre conservation area to facilitate density, and what they planning to allow Island Housing Trust to do on this parcel of land. No action was taken.

#### **Administrative**

**Warrant Articles-**A motion was made and seconded to prepare a warrant article to create a Revolving Fund under M. G. L. Chapter 53E1/2 for the purpose of segregating Bylaw filing fees into a separate account for use by the Commission. The vote in favor was unanimous.

#### **Correspondence In:**

- Letter from Geoghan Coogan dated January 15, 2008 re: Map 22 Lot 4.1 Tabled.
- Letter from Bayleson and Moller re: Map 1 Lot 50 No action required.
- MVC Revised DRI checklist – tabled to the next meeting.

**2007 Annual Report** – A motion was made and seconded to approve the Annual Report for submission to the Selectmen. All in favor.

There being no further business on the agenda, the meeting adjourned at 6:40 P.M.

Respectfully submitted,

Maria McFarland  
Board Administrator

APPROVED