The regularly scheduled meeting of the Dudley Conservation Commission was called to order on Wednesday, August 28, 2019 at 6:23 PM in Room 321A of the Dudley Municipal Complex by Vice Chairman George Slingo. Commissioners present were: Francis Mikolajczak, Samantha S. Costello and James Koebke.

1. Opacum Land Trust, Ed Hood, Request for a Conservation Restriction to be held for Opacum donated land in Dudley.
   a. Mr. Hood explained the land that was donated to the Opacum Land Trust is in Southbridge and Dudley and was part of Blackmer Farm.
   b. Ms. Costello **moved to approve the Conservation Restriction, subject to the Board of Selectmen’s acceptance and approval.** Seconded by Mr. Mikolajczak. Unanimous.

2. Lyons Road, Notice of Intent for a subdivision, Public Hearing continued
   a. The applicant requested the Public Hearing be continued to September 18, 2019, as they are awaiting DEP comments and file number issuance.
   b. Ms. Costello **moved to continue the Public Hearing to September 19, 2019 at the request of the applicant.** Seconded by Mr. Koebke. Unanimous.

3. Noble Street, Lot 1R2, Notice of Intent for a single family dwelling, Public Hearing continued.
   a. The applicant requested a continuance to October 9, 2019.
   b. Ms. Costello **moved to continue the Public Hearing to October 9, 2019.** Seconded by Mr. Mikolajczak. Unanimous.

4. Noble Street, Lot 1R3, Notice of Intent for a single family dwelling, Public Hearing continued.
   a. The applicant requested a continuance to October 9, 2019.
   b. Ms. Costello **moved to continue the Public Hearing to October 9, 2019.** Seconded by Mr. Mikolajczak. Unanimous.

5. 50 Hayden Pond Road, Notice of Intent for an addition, porch and deck rebuild, concrete pier footings for patio.
   a. The Public Hearing was opened at 6:30 PM No abutters were present.
   b. Peter Engle from Trifone Engineering presented the proposed project.
   c. Matthew Marro performed a site inspection and recommended a standard Order of Conditions.
   d. The Public Hearing was closed at 6:33 PM.
   e. Ms. Costello **moved to issue a standard Order of Conditions to 50 Hayden Pond Road for an addition, porch and deck rebuild and concrete pier footings for a patio.** Seconded by Mr. Mikolajczak. Unanimous.
   f. Documents submitted:
      i. Form 3 Notice of Intent with wetland transmittal fee form
      ii. Copy of Public Hearing legal ad, as published
      iii. Copy of Certified Abutters List
      iv. Copy of proposed plans

6. 10 Noble Street, Request for a Certificate of Compliance
   a. Mr. Marro performed a site inspection; all work was completed in accordance with the Order of Conditions and recommended a Certificate of Compliance be approved.
b. Ms. Costello **moved to a Certificate of Compliance to 10 Noble Street.** Seconded by Mr. Mikolajczak. Unanimous.
c. Documents submitted:
   i. Form 8A Request for a Certificate of Compliance
   ii. As built plan from engineer
7. 72 Dudley Oxford Road, Enforcement Order-Noncompliance with Enforcement Order
   a. The owner of the property did not attend the meeting, as requested.
   b. It was noted that the property has three violations: Count 1-failure to file a Notice of Intent as prescribed by Bylaw; Count 2-unauthorized work within the 25-foot no touch zone; Count 3-filling and grading of wetland resource areas. All violations will be issued at $100.00 per day for a total of $300.00 per day until the violations have stopped, and/or the owner has met with the Conservation Commission and have a remediation plan approved by the Commission. Failure to adhere to this modified enforcement action within 30 days can result in an increase of fines up to $300.00 per day per count totaling $900.00 per day.
   c. Ms. Costello **moved to issue fines beginning August 28, 2019 for non-compliance by applicant.** Seconded by Mr. Mikolajczak. Unanimous.
8. 30 Fish Road, ANRAD
   a. Ms. Costello **moved to allow a 50-foot setback.** Seconded by Mr. Mikolajczak. Unanimous.
9. August 7, 2019 meeting minutes
   a. Ms. Costello **moved to approve the minutes of August 7, 2019.** Seconded by Mr. Mikolajczak. Unanimous.

As there was no further business to come before the Commission, Ms. Costello **moved to adjourn at 6:43 PM.** Seconded by Mr. Koebke. Unanimous.