

Minutes of the Conservation Commission
February 12, 2007

Present: LD: Lorraine DeSouza, Chairman AJ: Arthur Johanningsmeier
 CP: Christopher Picone CL: Catherine Laramie (arrived at 7:37)
 MH: Michael Horgan, Associate GH: Gary Howland, Associate
 LC: Lori Capone, Conservation Agent

7:30 LD opened the Meeting

7:33 **Joan S. and Glenn J. Hathaway – 92 Kelton Road – Notice of Intent:** (Map 33, Parcel 29)
 Proposed construction of a wetland crossing for a driveway to a single family house. Christopher Mossman of Trowbridge Engineering, representing Glen Hathaway, who was also present, presented the project to the Commission. The driveway crossing has been redesigned to utilize a 4' x 4' box culvert which will be set below grade to maintain the natural substrate streambed through the culvert. There was discussion regarding the existing septic system to be removed. It was agreed to amend the erosion control barrier to incorporate all disturbed areas and to consist of silt fence only. There was discussion regarding the construction of the crossing. Mr. Mossman stated that they have not performed testing in the area of the crossing but he assumes gravel and will add stone, if necessary. It was agreed that if the crossing design needs to be revised, the applicant will submit revised plans for approval prior to commencement of work. The replication area was discussed. It was agreed that for such a small impact for an existing crossing, it would be more detrimental to the resource area to construct the replication area due to the need to remove a number of large pine trees that now shade the stream. The applicant agreed to flag the buffer zone by the house to ensure there is no disturbance of this area.

LD: Motion to close the Hearing.

CL: 2nd

Unanimous 4-0

LD: Motion to issue an Order of Conditions per plan and discussion.

CP: 2nd

Unanimous 4-0

7:45(7:49) **BNE Realty & Development – Geoffrey Evancic – 79 Moore Road, Lot 6 – Notice of Intent:** (Map 66, Parcel 58)(Continued from 1/8/07 and 1/22/07) Proposed construction of a single family house, paved driveway, septic system, well, and associated grading. A portion of the clearing and grading for the septic system and a retaining wall are located within 100 feet of a wetland. The applicant has submitted a letter of withdrawal as all work has been moved outside the buffer zone. Mr. and Mrs. Antidormi and Mr. and Mrs. Kerins were present and reviewed the new plans.

LD: Motion to accept the letter of withdrawal

CP: 2nd

Unanimous 4-0

8:00 **North Ash Construction, LLC – 311 Rindge Turnpike Road – Notice of Intent:** (Map 71, Parcel 4) Proposed construction of a subsurface sewage disposal system within the buffer zone. Michael Crouse of Goldsmith, Prest & Ringwall, Inc. presented the project for the applicant, who was not present. The existing property is being converted from a seasonal to full use. The dwelling presently has one bedroom but they are installing a three bedroom septic system, however, there is no plan to upgrade the dwelling. Board of Health is in the process of approving the septic system. There was discussion regarding the existing shallow well. Mr. Crouse stated

that the Board of Health is looking at this and if it is unacceptable, a drilled well will need to be installed and the applicant will file for an Amendment. DEP raised an issue of floodplain. It was determined that the work would be located outside the floodplain. The Commissioners reviewed a letter from Mr. Lawrence, an abutter to the project who was not able to attend the meeting. LD asked for abutters, there were none.

LD: Motion to close the Hearing

CP: 2nd

Unanimous 4-0

LD: Motion to approve the project per plan and discussion.

CL: 2nd

Unanimous 4-0

8:15(8:24) **Sajid & Susan Usman – 204 Lakeshore Drive – Notice of Intent:** (Map 57, Parcel 10)

Proposed septic system repair for an existing single family house, within the buffer zone and riverfront area. LD opened the Hearing and asked for abutters. There were none. Mark Belanger of Hannigan Engineering, representing the applicant who was not present, presented the project to the Commission. This project is presently being reviewed by the Board of Health. Groundwater is present at 12" so they are proposing a monolithic septic tank in the same location as the existing tank. The leach field is also proposed in the location of the existing system. LD noted that the bvw setback on the application should be 21 feet. The project has not received a DEP number yet. LD: Motion to continue the Hearing to February 26, 2007 at 7:45PM.

CL: 2nd

Unanimous 4-0

8:30(8:41) **Richard Sisson – Lot 4 Murray Road – Notice of Intent:** (Map 18, portion of Parcel 13A)

Proposed grading for a subsurface sewage disposal system located within the buffer zone. Constance McCrossins abutter slip was missing but the abutters explained that she notification 2 days ago although the letter was postmarked appropriately. LD opened the Hearing and asked for abutters. Present were: Robert and Ann Bryant for 41 Murray Road, Pauline Lashua of 87 Murray Road, Louis and Ruth Cormier of 20 Murray Road, and John and Annette Woodward of 83 Murray Road. Chris Mackenzie of Whitman and Bingham representing the applicant, who was not present, presented the project to the Commission. There was much discussion relative to the wetland delineation. LC stated that she had trouble finding the flags in the field and wishes to meet with the applicant's wetland scientist to review the delineation. There was much discussion. LD: Motion to set up a 53G account for the project and requested \$1000.00 be deposited into the account by the applicant to hire Oxbow Associates to review the delineation.

AJ: 2nd

Unanimous 4-0

LD: Motion to continue the Hearing to March 12, 2007 at 7:30PM.

AJ: 2nd

Unanimous 4-0

8:45(9:16) **Richard Sisson – Lot 6 Murray Road – Notice of Intent:** (Map 18, portion of Parcel 13A)

Proposed grading for a subsurface sewage disposal system located within the buffer zone. LD opened the Hearing and asked for abutters. Present were: Robert and Ann Bryant for 41 Murray Road, Pauline Lashua of 87 Murray Road, Louis and Ruth Cormier of 20 Murray Road, and John and Annette Woodward of 83 Murray Road. Chris Mackenzie of Whitman and Bingham representing the applicant, who was not present, presented the project to the Commission. LC showed the Commission an old plan showing a large isolated wetland that was not showed on the plans presented to the Commission. Mr. Mackenzie referred the Commission to a letter from there

wetland consultant stating that this wetland did not meet Army Corps standards for protection as a resource area. LC advised that this area should be reviewed for jurisdiction under the Wetlands Bylaw.

LD: Motion to have this lot reviewed at the same time as Lot 4 Murray Road.

AJ: 2nd

Unanimous 4-0

LD: Motion to continue the Hearing to March 12, 2007 at 7:45PM

CP: 2nd

Unanimous 4-0

Other Business:

LD: Motion to approve the minutes of January 8, 2007

CP: 2nd

Unanimous 4-0

LD: Motion to approve the minutes of January 22, 2007

CL: 2nd

Unanimous 4-0

9:00(9:38) **Ashburnham Conservation Commission:** (Continued from 10/23/06, 11/13/06 and 1/22/07) The Ashburnham Conservation Commission will conduct a Public Meeting to establish its' Rules and Regulations relating to the Ashburnham Wetlands Protection Bylaw. There was discussion.

LD: Motion to adopt the Rules and Regulations as presented.

CL: 2nd

Unanimous 4-0

Other Business:

❖ GH updated the Commission on the Russell Hill project. Russell Hill has been pre-acquired by Mount Grace for \$700,000 for 205 acres.

❖ LC informed the Commission that we still had to sign the Self Help Project Agreement.

LD: Motion to exercise the Self Help Agreement.

AJ: 2nd

Unanimous 4-0

❖ LC reviewed the Self Help Grant requirements.

❖ LC went over the Order of Conditions for BNE Realty and Development

❖ LC presented the Commission with their FY08 Budget

LD: Motion to adjourn

CP: 2nd

Unanimous 4-0

Meeting adjourned at 10:38PM

Minutes respectfully submitted by Lori Capone, Conservation Agent