



Road were present. CP stated for the record that Donald Gillis is his cousin but this would not influence his decision. There were no objections with CP serving on the Commission for this Hearing. The site visit was discussed. The Commission determined that the lower level outlet was the original stream and will not be affected by the drawdown therefore discussion regarding maintaining flow to the outlet stream, which was manmade, was resolved. LD requested that flow not be cut off to Marble Pond to maintain associated bordering vegetated wetlands. The timing of the drawdown was discussed. It was determined that the drawdown would be performed in general accordance with the GEIR pending presence of ice. LD noted that the lake is very well managed and she has never seen a problem through the years. LC updated the Commission regarding lakes downstream. Little Watatic and Billy Ward do not perform drawdowns per se but allow the water from Stodge Meadow to flow through the system. Marble Pond does perform an additional drawdown and will need an Order of Conditions to perform this work. Monitoring was discussed. Bob Gingras said that the Stodge Meadow Association has a monitoring sheet they have used for years and would provide it to the Commission for review and approval. It was determined that the outflow stream did not need to be monitored but the lowering and recharging of the lake would.

LD: Motion to close the Hearing

CP: Seconded the Motion

Motion carried unanimously 3-0

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

MH: Seconded the Motion

Motion carried unanimously 3-0

#### Other Business:

- LC informed the Commission that she is in receipt of a Request for Certificate of Compliance for 75 Old Ashby Road. LC informed the Commission that the only deviation from the Order was the installation of a drainage pipe in the back yard that collects and treats rain water and discharges it into Billy Ward Pond. This was installed to prevent the rain from continuously created erosion gullies through the beach and discharging sand into the lake.

LD: Motion to issue a Certificate of Compliance

CP: Seconded the Motion

Motion carried unanimously 3-0

8:30 (8:33)PM CP opened the Notice of Intent hearing for Edwin Cooper of 20 Blueberry Road for an after the fact filing for a dock located in Sunset Lake. CP asked if there were any abutters present to speak for or against the project: none were present. Mr. and Mrs. Cooper presented the project to the Commission. The dock is a seasonal dock that sits on the mud plates which is removed every year made of non-hazardous materials. LC informed the Commission that a DEP number has not been issued for this project yet. Mr. Cooper requested permission to add a row of boulders along the left side of the site to stabilize the site and installed dry wells for roof drainage.

LD: Motion to close the Hearing

CP: Seconded the Motion

Motion carried unanimously 3-0

LD: Motion to issue an Order of Conditions contingent on receiving a DEP number.

CP: Seconded the Motion

Motion carried unanimously 3-0

8:45 PM

CP opened the Notice of Intent Hearing for Thomas Roy of 29 Wood Path for a proposed septic system repair located within the buffer zone. CP asked if there were any abutters present to speak for or against the project: none were present. Kevin Horgan of Graz Engineering represented the Applicant, who was not present. MH stated for the record that he is cousins with Kevin Horgan and recused himself from the discussion.

CP: Motion to proceed under the Rule of Necessity due to the fact that MH is a cousin of the applicant's representative.

LD: Seconded the Motion

Motion carried 2-0 (MH abstained)

Mr. Horgan presented the project to the Commission and explained that the system is sited due to the limitations of the site, specifically the location of the wetlands and a culvert. Mr. Horgan explained that a Presby system was being proposed with silt fence for erosion control. Mr. Horgan explained that the design would require two variances from the Board of Health: three foot offset the groundwater and 100-foot offset from wetlands.

LD: Motion to close the Hearing

CP: Seconded the Motion

Motion carried 2-0 (MH abstained)

LD: Motion to approve per plan and discussion contingent on Board of Health approval.

CP: Seconded the Motion

Motion carried 2-0 (MH abstained)

#### Other Business:

- LC presented a request to place a 9' x 9' shed located 20 feet from Lake Watatic on Lake Haven Road. The Commission felt that the project was too involved and too close to the water to be approved under a Determination of Negligible Impact and requested a Request for Determination of Applicability be submitted.
- The Commission discussed the erosion problem emanating from 12 East Rindge Road. The Commission requested LC contact the homeowner and set up a site visit for Friday, August 22, 2008 to review proposed measures to alleviate the erosion problem.
- LC discussed a request from the Town Administrator to see if the Commission would be willing to allocate funds from their Wetland Fee Fund to cover the cost of the COLA for the Conservation Agent which was not funded by Town Meeting.  
LD: Motion to transfer a sum of money from the Wetlands Fee Fund to the Salary line item of the Conservation Agent to offset the COLA increase not funded by Town Meeting.  
MH: Seconded the Motion  
Motion carried unanimously 3-0
- LC presented a Determination of Negligible Impact for 447 Ashby Road for the construction of a 12' x 46' deck on six bigfeet footings located 42 feet from a bordering vegetated wetland associated with a perennial stream. Excavated soils shall be covered with tarp to prevent erosion.

CP: Motion to approve the Determination of Negligible Impact for 447 Ashby Road

LD: Seconded the Motion

Motion carried unanimously 3-0

- LC reminded the Commission of the meeting they requested with the Planning Board regarding implementation of the LID Bylaw scheduled for August 14, 2008 at 7:30.
- DEP Forms were signed: OOC to the Town of Ashburnham for Ashby Road, OOC for 70 Stowell Road, Certificate of Compliance for 75 Old Ashby Road

CP: Motion to adjourn

MH: Seconded the Motion

Motion carried unanimously 3-0

Meeting adjourned at 9:40 PM

Respectfully submitted by Lori Capone, Conservation Agent