

**Minutes of the Ashburnham Conservation Commission  
June 8, 2015**

Present: MD: Marshall Dennis  
CP Christopher Picone  
AA Alana Archangelo

Absent: AH Andrew Henderson

**6:35 PM:**

MD opened the meeting of the Ashburnham Conservation Commission under the MA Wetland Protection Act, M.G.L. Chapter 131, Section 40, and in accordance with the Ashburnham Wetlands Protection Bylaw and associated Rules and Regulations.

**6:35 PM Lots 1 & 2 Wilker Rd. (Continued from April 13 Meeting)**

**Notice Of Intent, Lot 1 Wilker Rd (Map 39, part of Lot 15)** For the construction of a single family home within the Buffer Zone of a Bordering Vegetated Wetland.

**Notice Of Intent, Lot 2 Wilker Rd (Map 39, part of Lot 15)** For the construction of a single family home within the Buffer Zone of a Bordering Vegetated Wetland as well as a driveway crossing of a wetland.

Chris MacKenzie from Whitman & Bingham was present to represent the applicants.

MD suggested that a no disturbance buffer of 50 feet be maintained on Lot 1 and a no disturbance buffer of 50 to 100 feet for Lot 2. He felt this should be a condition of the sale.

MD - Moved to close the hearing for Lots 1 & 2 Wilker Rd..

CP – Seconded the motion.

Voted unanimously 3 – 0.

MD - Moved to issue an Order of Conditions to allow the proposed work per the plans & discussion for Lots 1&2 Wilker Road

CP – Seconded the motion.

Voted unanimously 3 – 0.

**6:40 PM Request For Determination, Cushing Academy Field on Central St.,** Brian Milisci from Whitman & Bingham was present to represent the Trustees of Cushing Academy. They would like to use the field located on Central St., adjacent to the Public Safety Complex, for the stockpiling of soils from the construction of the new Athletic Facility. Mr. Milisci stated that the school used the site in 2008-2009 for that purpose during the previous construction of the Curry building. They would like to use that site again for a similar purpose. The area was flagged and staked by Charles Caron in 2008. He said that Matt Mauro was to re-walk the site with the Commissions Agent. That meeting hasn't taken place yet.

MD wants numbered wire flags showing the delineation and verification that the erosion controls are 100 feet from the wetlands. The Commissions Agent (Rich Turcotte) felt that the wetlands may be a slightly up-slope from the flags that could be found and the distance was closer than 100 feet.

Mr. Milisci stated that Cushing hasn't decided what they will be doing with the soil that is not reused in the construction. He requested a continuance to June 22 so that Matt has a chance to re-stake & number the flags.

MD requested the wetland data sheets from the delineation.

6:55 PM **Request For Revision**, William Hannigan representing Brandon Funeral Home requested a revision to the project ( Mr. Brandon was also present). Due to a structural challenge in the original design they would like to change the layout of the driveway. They need to revise the driveway and planting plan, verify the layout with zoning and meet again with the Commission on June 22<sup>nd</sup> regarding the acceptance of the new plan.

#### 7:10 PM **Other Business**

##### Bush Hill

Gary Howland representing the Ashburnham Conservation Trust (ACT) met with the Commission to provide an update.

A gate should be up in 3 weeks. It will be moved up about 15 feet from the original.

Richie Wright was also present and stated that he felt the top of the fields could be reclaimed (they are rutted due to the logging trucks). The goal would be to smooth them enough so that a brush hog could be used every couple of years. Habitat restoration could be a wildflower seeding or grass seeding. Lime could be used to adjust the pH. The cost to smooth 6 acres and pull stumps would be \$15,000.

##### Crosby Road

The Crosby Rd. property is to be added to the Russell Hill Town Forest.

Vote entertained to pay costs of \$1700 for Boucher to survey.

Vote entertained to pay Deb Phillips for legal work.

MD Motioned to approve the \$1700 expenditure for survey of the Chisolm Property at 72 Crosby Rd..

CP seconded the Motion.

Approved 3-0, unanimously.

MD felt that the need to absorb the legal fees could be dealt with at a later date.

##### Lot 4 & 154 Ashby Rd.

Mr. Evancic the owner of Lot 4 and developer of 154 Ashby Rd. met with the Commission.

Mr. Evancic accused the Commissions Agent, Mr. Turcotte of verbally assaulting Mr.

Johnson the owner of 154 Ashby Rd..

Pat McCarty the contractor Mr. Evancic hired to stabilize the site was supposed to have completed the work by June 22. Mr. Evancic said they would not be done until the middle of July. The plan received in Dec. outlines an 11 step plan to stabilize and remediate damage. At this time some hay-bales were installed but that is it. The EPA is not being very helpful.

MD Motioned to establish a date of July 3<sup>rd</sup> for Whipple Construction (Mr. Evancic) must complete all the erosion control measures and site stabilization, development and restoration plans dated Dec. 15, 2014 signed and stamped by Patrick McCarty. Fines are to be imposed for failure to meet this deadline in accordance with the Ashburnham Wetlands Protection Bylaw.

CP seconded the Motion.  
Approved 3-0, unanimously.

8:16 PM

MD Motioned to adjourn the meeting.  
CP seconded the Motion.  
Approved 3-0, unanimously.