



OFFICE OF THE
CONSERVATION COMMISSION
TOWN HALL, 511 MAIN STREET
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Conservation Commission Minutes **November 23, 2009**

Meeting was called to order at 7:38pm by Chair, Leah Basbanes
Members present: Jeff Haight, Marilyn Pike, Alan Chaney and Bill Moeller
Members absent: Judy Larter and Juan Amodei
Meeting held: At the Dunstable Town Hall, lower level

Notice of Intent Hearing – Deshler – 55 Lower Dam Way

Mr. and Mrs. Deshler attended the meeting along with their engineer, Stan Dillis, from Ducharme & Dillis. Leah opened the hearing at 7:38pm. Mr. Dillis told the Commission that his client plans to upgrade the septic system and put an addition onto the residence (an in-law apartment which has been approved by the Zoning Board of Appeals). The addition will be located further from the lake than the existing home and on the existing footprint of the concrete patio, creating a net decrease of impervious surface. The Commission said that as part of the Order, all material excavated must be removed from the site entirely, or, at least put outside the buffer zone. Alan made a motion to close the hearing. Bill 2nd the motion. – Motion passed. The Order of Conditions will be written at the next meeting.

David Sweet – Sweets Pond Road

Mr. Sweet came to the meeting at the request of the Conservation Commission due to a wetland issue at Sweets Pond. The Commission received a call from the EPA, who said that they received an anonymous phone call regarding a possible violation. Leah went out to the site and reported that there was a fairly extensive wetland violation which included dredging a pond. An Enforcement Order was issued asking Mr. Sweet to cease all activity near the pond. . The owner of the property said that he did not realize that he was violating any laws. The pond had been created back in the 1940's, by his father, and he had been dredging it for years. Since the phone call, members of the Commission have met Mr. Sweet out at the site, having him stabilize the area with mulch hay. The Commission told Mr. Sweet that they have been informed by the EPA to instruct him not to move any of the spoil that was removed from the pond. The Commission stated that Mr. Sweet has been cooperative and he realizes that the state is now monitoring the situation. The Commission said the following:

- 1) Mr. Sweet may put down additional mulch hay around the stock piles, as well as stake the area with hay bales and silt fence, if needed.
- 2) The EPA has asked Mr. Sweet to leave all the material where it is until further notice.
- 3) Mr. Sweet is to hire a wetlands consultant to evaluate the damage done to the resource areas (i.e. BVW, buffer zone, 200 ft. riverfront and land under water way).
- 4) The wetlands agent must contact the Commission before 12/14/09 in order to discuss a restoration plan, which may include the future removal of sediment from the pond.



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This item will be put on the December 14th agenda.

Meeting Minutes

Bill made a motion to accept the meeting minutes, with corrections, from the November 9th meeting. Jeff 2nd the motion. – Motion passed.

Bills

One invoice for our Nashua, NH real estate was signed.

Christmas Tree Sale

Members have signed up for the Christmas tree sale which is set for Saturday, December 5th and 12th from 10:00am until 2:00pm. Trees at both locations will be \$20.00.

Hardy Street (Carter) Parcel

The Board of Selectmen met with Alan and Leah regarding setting a Special Town Meeting date for the purchase of the Hardy Street property. The Community Preservation Committee voted unanimously to support the Hardy Street project for a total of \$219,000 (\$129,000 more than the \$90,000 that was originally approved.

List of Permitted Activities on Conservation Commission Properties

The Police Chief and the Secretary discussed permitted activities on Conservation properties. The Secretary came up with a list, which was approved by the Commission. A copy will be given to the Police Chief.

Open Space & Recreation Plan

Bill mentioned to the Commission that they should be systematically going through the Open Space and Recreation Plan, 3-4 pages at a time, during each meeting. The Commission agreed. The Secretary will have copies made and this will start in January.

Motion to adjourn the meeting was made at 8:40pm. Motion 2nd. - Motion passed. The next meeting for the Conservation Commission will be held on Monday, December 14th at 7:30pm, downstairs at the Dunstable Town Hall.

Respectfully submitted,

Cheryl A. Mann
Secretary
Dunstable Conservation Commission