

CONSERVATION COMMISSION MINUTES

May 7th at 7:00pm

Houghton Building, 697 Main Street

PUBLIC HEARINGS AND APPOINTMENTS

REQUEST FOR A DETERMINATION OF APPLICABILITY (RDA); NOTICE OF INTENT (NOI), ABBREVIATED
NOTICE OF RESOURCE AREA DELINEATION (ANRAD), ORDER OF CONDITIONS (OOC)

Present: (Chair) Brian Berube, Emily Winner, Lori Stephenson, William Payne, Emily Winner, Kip McNamara and Rebecca Longvall (Conservation Administrator)

After opening the meeting, the Conservation Commission (“the Commission”) at the approval of the applicant continued the public hearings regarding the Notices of Intent for 21 Century Mill Road, Lot 3, Lot 4 and the Request for Determination for Applicability for Lot 2. After some discussion and review the commission had not received the requested supplemental information and alternative analysis. Therefore, the applicant requested a continuance until the next public meeting. Richard Davis was present to inquire about pooling water on the property.

Chair Brian made a motion to continue the public hearings regarding:

21 Century Mill Road to be held at 7:30pm at the Houghton Building on May 21st 2019. Jeff seconded; all unanimously agree.

Proposed Lot 3 to be held at 7:40pm at the Houghton Building on May 21st 2019. Emily seconded; all unanimously agree.

Proposed Lot 4 to be held at 7:50pm at the Houghton Building on May 21st 2019. Kip seconded; all unanimously agree.

RDA for Proposed Lot 2 to be held at 8:00pm at the Houghton Building on May 21st 2019. William seconded; all unanimously agree.

The Commission reviewed the drafted minutes. Chair Brian made a motion to approve the the Meeting **Minutes** as drafted and amended from April 23rd 2019. Jeff Seconded, all unanimously approve.

The Commission briefly discussed the YOP from CSX Transportation at which time the commission requested they receive a full electronic copy to review at their leisure.

The Bolton Conservation Commission voted unanimously to impose reasonable fees for the employment of an outside consultant, to be engaged by the Conservation Commission, for specific expert services deemed necessary by the commission at this public meeting on May 7th 2019 in order to come to a decision on whether the wetland replication area has been completed in compliance with the Order of Conditions referenced on the plans associated with DEP#112-620 regarding the project located at **147 LongHill Road Common Driveway**. These reasonable fees shall be the responsibility of the applicant who will be notified in writing of the consultant, the amount of fee to be charged and a request for payment of fee in its entirety. This request is pursuant to The Bolton Wetland Bylaw Chapter 233 and associated regulations 4.03 Consulting Fees.

The Bolton Conservation Commission voted unanimously to issue a Denial with the findings as drafted for the proposed project referenced under DEP#112-677 regarding the proposed construction of a Single-Family home and associated septic system within the 100foot buffer zone and 200 ft riverfront area located at **Lot 31 Nashaway Road**, Map 7.B Parcel 62.

Commission member, William is drafted a letter of support for Sudbury.

Conservation Administrator, Rebecca Longvall provided the commission with updates on Keyes Farm remediation efforts.

Commission member Emily notified the Commission and Volunteer Land Steward of a tree down across the trail from Fyfreshire to Peach Hill Road.

The Commission opened the public meeting for **670 Main Street** regarding the proposed removal of an existing garage with construction of a new garage in its place within the 100-foot buffer zone. Peter and Seth of Ducharme and Dillis were present to give a summary of the proposed project. The Commission inquired about the clean up of silt deposited at the outflow of the culvert, the extension of the existing footprint, proposed erosion controls, retaining wall, fill, temporary stockpiles, and vehicles to remain outside 50' from edge of wetland resource area. Abutter Pat Bensetler of 674 Main Street was present to share concerns regarding the wetlands and drainage.

Chair Brian made a motion to close the public hearing for 670 Main Street. Jeff seconded; all unanimously approve. The Commission will vote and issue an Order of Conditions at their next public meeting on May 21st 2019.

The Commission opened the public hearing regarding the request for determination **regarding 0 S. Bolton Road**. Steve Erickson and James Morin were present. The applicant's representative summarized the request for the commission to establish whether or not there is jurisdiction over the resource area identified. Discussing the resource area as a Potential Vernal Pool and Isolated land subject to flooding but establishing more research would need to be done to confirm. The Conservation administrator stated while on the site visit earlier that day, there was at least a second wetland resource area observed. There was a third area which would need further research. The commission requested this information be provided and the applicant stated they will be submitting an entire Notice of Intent with more detailed information but for the time being wanted to confirm the resource area shown as part of the RDA. James Morin asked if the commission could just confirm the boundary/extent of resource area as shown. The commission suggested a continuance. The applicant was agreeable.

Chair Brian made a motion to continue the public hearing until May 21st 2019 at 8:10pm. Jeff seconded; all unanimously agree.

The Commission opened the public hearing regarding the abbreviated notice of resource area delineation for **0. Berlin/Farm Road**. Seth Donohoe of Ducharme and Dillis was present. Seth gave a summary of the methods and established vegetation defining the resource area delineation. The area is currently a hayed field (proof of old pastureland present as well). Soil classification method also summarized for the commission.

Chair Brian made a motion to close the public hearing regarding the abbreviated notice of resource area delineation for 0. Berlin/Farm Road. Jeff seconded; all unanimously approve.

Chair Brian made a motion to issue an accurate order of resource area delineation for the resource areas as drafted. Emily seconded; all unanimously approve.

The Commission continued the public hearing regarding the proposed project located at **72 Hudson Road**. The applicant's representative Andrew Adams was present to provide a brief summary regarding the proposed project and extent of tree removal. The tree removal shall be limited to a total of 12 trees; consisting of 5 oaks, 4 pines and 3 trees at the southern edge of the existing foundation, as flagged and approved during the site visit of May 7th 2019.

Chair Brian made a motion to close the public hearing regarding 72 Hudson Road. Kip seconded; all unanimously approve.

Chair Brian made a motion to issue an Order of Conditions and Special Conditions as drafted for the project located at 72 Hudson Road. William seconded; all unanimously approve.

The Commission opened the public hearing regarding the proposed dry hydrant installation and fire pond creation at the property of **626 Main street**. Jack Holbrook and Frank Patterson were present to provide a brief summary of the proposed project and reasoning. The commission suggested a continuance until DEP and NHESP have issued their permit number and comments (if any). The applicant was agreeable.

Chair Brian made a motion to continue the public hearing for the notice of intent regarding 626 Main Street dry hydrant and fire pond until May 21st 2019 at 8:20pm. Emily seconded, all unanimously approve.

Chair Brian makes a motion close the Public Meeting of the Conservation Commission of May 7th 2019. Emily seconded, all unanimously approve.