



# Bolton Conservation Commission

## Meeting Minutes



<b>Date:</b>	Tuesday, September 29 <sup>th</sup> 2020
<b>Time/Location</b>	7:00 p.m. Zoom (remote participation)
<b>Commissioners Present:</b>	Chair Brian Berube, Emily Winner, William Payne, (Conservation Administrator, Rebecca Longvall)
<b>Guests:</b>	Cait Bagby, Chris MacKenzie, Jim Housekeeper, Kyle MacDonald, Scott Goddard, Paul Finger, Eileen Dixon, Bob Pace, Nicole Hayes
<b>Next Meeting:</b>	Tuesday, October 6 <sup>th</sup> 2020 7:00pm, Zoom Remote Participation

### Agenda Items

	Agenda Item	Action
1.	<p><b>Notice of Intent – Lot 3 Long Hill Road, Map 4.D Parcel 102 – construction of a single-family house, well, driveway septic system and site grading</b></p> <p>Chris MacKenzie and Jim Housekeeper (property owner) was present to provide a summary to the commission noting that the Commission recently issued a certificate of compliance for the prior project proposed at the same location as work has not been initiated. The proposed work is outside the buffer zone and adjacent upland resource area except for a portion of the septic system infrastructure with associated grading.</p> <p>DEP number 112-0692 was issued to the proposed project without comments.</p> <p>Commission member Emily inquired about stockpiling areas and the limit of work as the erosion control barrier.</p> <p>Conservation Administrator inquired about the stone wall and the property owner stated their hope is to place a gate verses building a stone wall to fill the break in the wall.</p> <p>Chair Brian opened the public hearing to public comment: Cait Bagby of 96 Long Hill Road inquired about proposed mitigation or plantings to address any potential runoff. Chris MacKenzie explained the stormwater infrastructure at the site that will assist in addressing any runoff from the driveway. The infrastructure includes two culverts, stone pits and a stone trench inside the property like and outside within the right of way as approved by the DPW director. The Conservation Administrator inquired about the typical inquiry from the commission about the total of trees proposed to be removed in the AURA over 6" dbh and suggest native plantings to makeup for the loss. Emily confirmed native vegetation is required.</p> <p>Roll call vote on motion to close: BB, EW, WP, JB unanimous, YAY</p>	<p>Chair Brian made a motion to close the public hearing regarding Lot 3 Long Hill Road Map 4.D Parcel 102 DEP# 112-0692. Jeff seconded; all unanimously agree. The commission will take a vote next meeting October 6<sup>th</sup> 2020 at 7pm regarding the order of conditions for the proposed project.</p>

<p>2. <b>Notice of Intent – Century Mill Road Map 3D Parcel 75 –</b>  <i>proposed construction of three single family homes and widen and pave an existing gravel driveway</i></p> <p>The applicant’s representative Kyle MacDonald of Goddard Consulting, LLC and property owner Scott Goddard were present. Kyle MacDonald provided a summary to the commission regarding the existing site conditions, resource areas from 2017, permitting history and prior denial issued. Kyle described some of the concerns from details in the prior denial that was issued and relayed how the new proposed project attempts to address some of these items. The first was the request to file the project as a while verses multiple filings for the same project. He noted mitigation proposed in the form of bordering land subject to flooding restoration, and use of pervious technology within the driveway, Lot 3 single family home structure has been pulled out of the resource area, lot 4 shows a retaining wall instead of grading. The Conservation Administrator noted the areas previously excavated without proper permitting in lot 2/3. The applicant’s representative went on to state the disturbance areas within jurisdiction to the commission include lot 2 relocation of the existing shed, lot 3 site preparation, grading and well placement, and lot 4 well placement. The representative also noted the table within the application that expressed the amount of disturbance within the parcel broken down by resource areas. About 17% of the buffer area on site, 2% BLSF, and riverfront area.</p> <p>The Chair inquired about the total disturbance in terms of all resource areas under the commission’s jurisdiction. The representative stated they can calculate that for the commission. The Chair also noted there has been no DEP number issued as of yet. The Conservation Administrator asked a point of clarification regarding the shed relocation. Jeff asked why the pervious material was not carried through to the single-family home structures and what material would it be. The representative stated he was unsure but stated the remaining driveway area to the single-family homes would be paved.</p> <p>The Chair opened the hearing to public comment:  Jim Geraghty of 21 Century Mill Road inquired about the extent of the driveway renovation.</p> <p>The Conservation Administrator stated that it may be a zoning inquiry but what the concerns were related to drainage, stormwater or alteration to the riverfront area. The resident stated that they would review the plans as they do have concerns. Richard Davis of Hudson Road inquired about the significant excavation carried out in 2016 without permitting or notice to the commission and noted the prior hearing process. Richard inquired whether or not the history of projects and problems impact the current project. The Conservation administrator stated that it was mentioned earlier this evening and would be part of the discussion moving forward. The Chair also stated he does consider the concerns expressed.</p>	<p>Chair Brian made a motion to continue the public hearing until October 6<sup>th</sup> 2020 at 7:15pm for the proposed project to be located at Map 3D Parcel 75. Bill seconded; all unanimously agree.</p> <p>Roll call vote to continue: BB, EW, WP, JB unanimous, YAY</p>
---	--

	Agenda Item	Action
3.	<p><b>Request for Determination of Applicability – 933 Main Street –</b>  <i>proposed landscaping repairs and improvements</i></p> <p>Paul Finger provided an informal summary during the September 3<sup>rd</sup> conservation commission meeting to see if an RDA was necessary. The conservation commission reviewed the site on September 9<sup>th</sup> 2020. The filing was necessary therefore Paul provided a brief summary again. The Conservation Commission requested the corner of the northwestern side of the property be allowed to vegetate naturally or be enhanced with native vegetation but to be left without mowing. This area is not to be maintained as lawn. Stockpiling is to be help outside of the resource area.</p> <p>Special condition: land in the existing bare area northwest corner abutting still river tributary to be no longer maintained as lawn and allowed to vegetation or be enhanced with native vegetation.</p> <p>Roll call vote on motion to close: BB, EW, WP, JB unanimous, YAY  Roll call vote on motion to issuance: BB, EW, WP, JB unanimous, YAY</p>	<p>Chair Brian made a motion to close the public hearing for the proposed work to be located at 933 Main Street. Emily seconded; all unanimously agree.</p> <p>Chair Brian made a motion to issue a Negative 3 determination with one special condition as discussed for the proposed work to be located at 933 Main Street. Jeff seconded; all unanimously agree.</p>
4.	<p><b>Request for Determination of Applicability – Bare Hill Road, Map 7.C Parcel 55 –</b>  <i>proposed single family home, septic and well</i></p> <p>Bob Pace and property owner were present to provide a summary of proposed work and the history of the previously issued negative determination associated conditions. The past determination included three special conditions. The Commission requested a site visit prior to the next meeting. The applicant was agreeable to continue the public hearing until October 6<sup>th</sup> 2020 at 7:30pm.</p> <p>Roll call vote to continue: BB, EW, WP, JB unanimous, YAY</p>	<p>Chair Brian makes a motion to continue the public hearing for the Request for Determination of Applicability until the Commissions next public meeting on October 6<sup>th</sup> 2020 at 7:30pm. Jeff seconded; all unanimously agree.</p>
5.	<p><b>Request for Determination of Applicability – 79 Nashaway Road –</b>  <i>proposed removal of vegetation, add fill to gravel, and minimal grading in the side yard of the existing single-family home.</i></p> <p>The Conservation administrator provides a summary of the submittal as there was no representative present. The commission requests a site visit and that the property owner stake out the proposed work area.</p> <p>Roll call vote on motion to close: BB, EW, WP, JB unanimous, YAY</p>	<p>Chair Brian made a motion to close the public hearing for the proposed work to be located at 79 Nashaway Road. Emily seconded; all unanimously agree.</p> <p>Commission will vote at the next public meeting on October 6<sup>th</sup> 2020.</p>

	Agenda Item	Action
6.	<p><b>Notice of Intent – 265 Sawyer Road – <i>proposed inground pool</i></b></p> <p>Matt Marro requested a continuation until the next public meeting of the conservation commission via email prior to the meeting as they are still awaiting the updated plans.</p> <p>DEP number 112-0691 has been assigned with no comments. Roll call vote on motion to continue: BB, EW, WP, JB unanimous, YAY</p>	<p>Chair Brian makes a motion to continue the public hearing for the Notice of Intent regarding 265 Sawyer Road until the Commissions next public meeting on October 6<sup>th</sup> 2020 at 7:45pm. Jeff seconded, all unanimously agree.</p>
7.	<p><b>Request for Certificate of Compliance – 460 Main Street – <i>regarding the work conditioned for repair and replacement of drain with a box culvert, repair to island and sidewalks.</i></b></p> <p>Nicole Hayes was present to represent the applicant. The conservation commission has received the updated narrative and inspection logs. The conservation administrator stated the conditions to be incorporated into the certificate of compliance as ongoing conditions;</p> <p>The commission and administrator noticed that there is a requirement under the certificate of compliance section of the order of conditions requiring the As-built with specific information related to the elevations of the inlet and outlet culvert structures. The chair inquired whether it would be available at the next meeting to then issue the COC. The applicant agreed and requested a continuation until the next conservation commission meeting.</p> <p>Roll call vote on motion to continue: BB, KM, EW, WP, LS unanimous, YAY</p>	<p>Chair Brian made a motion to continue the agenda item for 460 Main Street Request for Certificate of Compliance until the next meeting of the Conservation commission on September 29<sup>th</sup> 2020 at 8:10pm. Emily seconded; All unanimously agree.</p>
8.	<p><b>Minutes</b> – Chair Brian made a motion to approve the minutes from the public hearings dated 09/15/2020 Emily seconded; all unanimously approve. Roll Call Vote on motion: BB, EW, WP, unanimous, YAY</p>	<p>Chair Brian made a motion to accept the minutes associated with the public meeting of the Conservation Commission on September 15<sup>th</sup> 2020. Emily seconded; all unanimously approve.</p>
5.	<p><b>Volunteer Land Steward Position</b> – position open, accepting applications</p>	
6.	<p><b>Taggart Updates</b> – working toward closing</p>	

	Agenda Item	Action
7.	<b>Conservation Management and Maintenance Items:</b> Annie Moore Conservation Area vandalism being addressed by Conservation Administrator Fyfeshire Dam conservation Area will be host to a new story for the story walk next week Trail signs are being replaced and updated with the most recent map updates thanks to Bolton Trails Committee On October 27 <sup>th</sup> 2020 RSVPs are required for the Winged Euonymus removal at Rattlesnake Conservation Area. The Board of Selectmen voted in favor of the Myles Conservation Restriction Acceptance at their last meeting.	
8.	<b>Mail</b> – MACC Fall Conference	
10.	Chair Brian made a motion to close the public meeting of the Conservation Commission September 29 <sup>th</sup> 2020. Jeff seconded; all unanimously approve. Roll Call Vote on motion: BB, EW, WP, unanimous, YAY	

Approved Meeting Minutes