

MINUTES OF THE TYNGSBOROUGH CONSERVATION COMMISSION MEETING

July 25, 2006

Present

JK: Jeffery Kablik, Chairperson
CH: Cynthia Hanna, Vice Chair
JZ: Jeanne Zarba
FZ: Frank Zarba

RS: Robert Sherburne
LG: Lucy Gertz
HJ: Henry Jungmann
LC: Lori Capone, Director

7:00 Meeting opened by Jeffrey Kablik, Chairperson.

7:02 Thomas Campbell – 434 Dunstable Road – Notice of Intent: (Map 15, Parcel 61) (Continued from 6/27 and 7/11/06) Proposed 30' x 32' addition and 10'x10' deck within the 100' buffer zone and riverfront area. Jeffrey Hannaford of Norse Design Services represented the applicant who was also present. The project meets the local regulations. Alternatives considered include moving the addition to the right side of the house but his would require more excavation, would required cutting trees in a previously undisturbed area, and would require changing the layout of the existing house. The applicant is proposing to install a 2-foot wide stone trench to infiltrate driveway runoff and install gutters and roof drain to infiltrate the additional roof runoff. JK requested LC discuss the requirements for redevelopment in the riverfront area. JK expressed his concerns regarding maintaining the existing grades. Mr. Hannaford suggested requiring spot grades be staked in the field to maintain the existing elevations. JK opened the discussed up to the rest of the Commission. JK asked for abutter questions. There were none.

FZ: Motion to close the hearing

RS: 2nd

Unanimous 6-0

JZ: Motion to issue an Order of Conditions per plan revised July 17, 2006 with the condition that spot grades will be provided to ensure existing topography is maintained.

FZ: 2nd

Unanimous 6-0

7:10 (7:25) Michael Kourkoulakos – 1 DeMauro Drive - Notice of Intent: (Map 27, Parcel 37A, Lot 2) (continued from 7/11/06) *After the Fact* filing for removal of trees. Work within the buffer zone. LG recused herself from this hearing as she is an abutter. Michael Kourkoulakos addressed the Commission. Mr. Kourkoulakos stated he has cleared up the slash within the buffer zone by hand, as requested, but large logs are still present that could not be removed by hand. Mr. Kourkoulakos showed the Commission updated pictures and presented a proposed planting restoration plan. JK welcomed any abutters to view the photos. Mr. Kourkoulakos has installed silt fence to protect the resource area from erosion until the area is stabilized. Mr. Kourkoulakos planned on planting blueberry and/or cranberry bushes within 30 feet of the resource area with 4-5 sugar maple within the buffer zone to replace the thirteen 2-3" caliper trees, four 4-6" caliper trees and two large pine trees removed. JK said he visited the site and agreed that

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only small trees were taken within the 30-foot no disturb zone and requested 8 sugar maples be planted.

FZ: Motion to close the hearing

JZ 2nd

Unanimous 5-0

JZ: Motion to issue an Order of Conditions per discussion requiring the planting of blueberry and/or cranberry bushes be planted within the disturbed 30-foot area as well as eight sugar maples within the buffer zone.

HJ: 2nd

Unanimous 5-0

* LG rejoined the Commission *

7:15 (7:42) Edward Casey – 8 Joco Drive - Notice of Intent: (Map 22, Parcel 40) (continued from 7/11/06) Proposed 22' x 28' garage and family room addition within the buffer zone. JK recused himself from this hearing as he lives within the subdivision. There was no representative for this hearing. LC stated the Commission was just waiting on a DEP number which has been issued with no comments. HJ asked for abutter comments. There were none.

JZ: Motion to close the hearing

RS: 2nd

Unanimous 5-0

JZ: Motion to issue an Order of Conditions per plan dated June 21, 2006 with the condition that: 1) the existing turnaround area shall be removed, and 2) Erosion controls shall be installed as directed by the Conservation Director.

FZ: 2nd

Unanimous 5-0

Other Business:

❖ David Koziol addressed the Commission regarding 121 Sherburne Avenue to request an insignificant change to provide access to the site through an old logging road. Mr. Koziol explained this would require removing a few small trees and a 12 foot cut to get equipment in due to the steepness of the site. Mr. Koziol stated erosion controls would be installed per the Director's recommendation and the original forest mat would be replaced once the work is complete. All work is to be performed in August or September. JK asked about future maintenance of the septic system. Mr. Koziol stated this could be accomplished by parking the vehicles on the existing driveway and using a hose.

HJ: Motion to approve the proposed changes to 121 Sherburne Avenue as a Director's Determination.

FZ: 2nd

Unanimous 6-0

- ❖ Allen Curseaden of 47 River Road addressed the Commission requesting an Emergency Permit to fix an erosion problem at his house due to the flooding which is compromising his house. Mr. Curseaden noted that the boat ramps area was washed out and offered to place some rock there to stabilize the area. Mr. Curseaden proposes to place 2-3-foot boulders along the shoreline, roughly 65 linear feet, and place riprap behind it. All work will be accomplished from the top of the bank. HJ questioned the size of the boulders, the current, and the contour of the river bottom. Mr. Curseaden stated that the riverbed is relatively flat in that area as he once had a beach area and he would be using the same size boulders as his neighbor did a number of years back. Mr. Curseaden showed the Commission photos and a sketch of proposed activities. JK questioned whether the Commission would be setting a precedence. Mr. Curseaden explained that the Building Inspector has declared that his house is in jeopardy.

FZ: Motion to issue an Emergency Permit for 47 River Road per plan and discussion.

RS: 2nd

Motion Carried 5-0 (HJ has excused himself momentarily)

- ❖ **Director's Determination** for the Tyngsborough Highway Department for drainage on Redgate Road. Work shall consist of the installation of deep sump catch basins and connections to the existing drainage system in order to alleviate icing problems.

HJ: Motion to approve the Director's Determination for the Tyngsborough Highway Department on Redgate Road.

JZ: 2nd

Unanimous

- ❖ **Director's Determination** for 354 Westford Road. Work shall consist of the placement of a 10' x 16' screen house on cement blocks located a minimum of 30 feet from the wetland resource area. There shall be no ground disturbance.

HJ: Motion to approve the Director's Determination for 354 Westford Road.

JZ: 2nd

Unanimous

- ❖ **Sherburne Estates** – There was discussion regarding when to mow the Sherburne Estates wildlife field. LG urged the Commission to schedule the mowing after the first frost to allow everything to finish their cycles. There was much discussion.

HJ: Motion to authorize Kenny Times to mow the field any time after September 1st, as late as possible.

LG: 2nd

Motion Carried 5-0 (RS abstained)

- ❖ **LG: Motion** to approve the minutes of June 13, 2006

JZ: 2nd

Unanimous

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- ❖ Members signed the following DEP forms: 68 Mascuppic Trail, Whitetail Estates Subdivision, 104 Coburn Road, 21 Diaz Drive, 2 Upton Drive, 47 River Road, 8 Joco Drive, 1 Demauro Drive, 434 Dunstable Road, 20 Jasper Lane, and 2 Nevada Road

JZ: Motion to adjourn

HJ: 2nd

Unanimous

Meeting adjourned at 8:50

Respectfully submitted by Lori Capone, Conservation Director