

**CONSERVATION COMMISSION  
AUGUST 13, 2002  
MINUTES**

**7:00 PM** The meeting was called to order by Chairman Corwin.  
Present were Auman, Clements, Corwin, Morrison, O'Connor and Owen.  
Absent was Chace.

**Public Hearing – Hollingsworth and Vose Co. – Townsend Road – Pump House**

Clerk O'Connor read the public hearing notice to consider the Notice of Intent submitted by Hollingsworth and Vose, Co. for construction of fire pump and pump house on Assessors' Lot 103/2.

Robert Pine (Pine and Swallow, Inc.) made the presentation.

H & V's insurance company required an upgrade of the fire protection system. The new pump house will be located at the edge of the pond. There will be no impact to the wetland. 26 cubic yards of fill will be required to raise the level of the pump above the 100 year flood level. An equal amount will be removed from within the flood zone boundary to compensate.

The Commission walked the site on Saturday.

Member Morrison moved to close the hearing. The motion was seconded and passed unanimously.

**Order of Conditions Written**

**Pittenger – 23 Radio Road - 169-834**

Member Morrison moved significance, regular and special conditions for the retaining wall for Brian Pittenger at 23 Radio Road, DEP # 169-834. The motions were seconded and passed unanimously. The OOC is on file in the Commission office.

**Choate – North Street – 169-835**

Vice chairman Owen moved significance, regular and special conditions for a new house, well and septic system on Parcel A, North Street, DEP # 169-835. The motions were seconded and passed unanimously. The OOC is on file in the Commission office.

**Fletcher – 90 Ridgewood Road – 169-832**

Member Morrison moved significance, regular and special conditions for Alan Fletcher to construct a new deck, walkways and patios at 90 Ridgewood Road, DEP # 169-832. The motions were seconded and passed unanimously.

**7:20 PM Request for Determination – Pine – Hollis Street**

Clerk O'Connor read the public notice to consider the Request for Determination submitted by Robert and Rebecca Pine for the removal of invasive vegetation on Hollis Street on Assessors' Lot 112/108.

Mr. and Mrs. Pine were present. Mr. Pine reported that David Black studied the wetland and said that over time the wetland has degraded and any removal of invasive vegetation would help, especially around the vernal pool. It will be done by brushhog in the winter and by hand in the summer. In two to three years, he will mow it once a year. His long-term intent is to bring in native species and restore the wetland.

Member Morrison moved a negative determination #5 that the removal of invasive plants is allowed per the Town of Groton Wetlands Protection Bylaw. No Notice of Intent is required.

The motion was seconded and passed unanimously.

**7:34 PM Request for Determination – Groton Conservation Trust – Bates Land**

Member O'Connor read the public notice to consider the Request for Determination submitted by the Groton Conservation Trust for repairs to a bridge on the Bates Land on Old Ayer Road.

The Commission walked the site on Saturday.

Clerk O'Connor moved to issue a negative determination #3. The motion was seconded and passed unanimously.

**Use of William's Barn**

Member Clements reported that there was a couple who wanted to get married in the William's Barn and hold a square dance. The money donated could go toward the restoration of the barn.

Town Counsel will be asked if this is an appropriate use of Conservation Land. Jean Kitchen will be asked about what type of insurance is needed for the building. The Building Inspector would also have to make a ruling on the activities allowed in the barn.

**7:50 PM Public Hearing (con't) ANRAD – Gibbet Hill Orchard – Farmers Row**

Clerk O'Connor read the public hearing continuation notice.

Don Yonika and Larry Beals were present.

Mr. Yonika reported that when the Commission looked at the wetland on Saturday.

Mr. Yonika requested a continuation of the hearing to allow for another site walk. There is one more area to look at.

Member Morrison moved to continue the hearing to August 27. The motion was seconded and passed unanimously.

**Change in Plan for West Groton Water Supply District – DEP # 169-745**

The Commission received a request for a change in plan for the wetland crossing for the driveway for the West Groton Water Supply District on Assessors' Lots 202/204-79/12. The proposed concrete headwall with 2, 18" pipes will be changed to a flared end section with 2, 18" pipes as per the plans and letter dated August 6, 2002.

Vice chairman Owen moved to accept the change from Ross Associates. The motion was seconded and passed unanimously.

**Letter from Building Inspector – 4 Valley Road**

The Commission received a letter from Michael Tusino, the Building Inspector, concerning work at 4 Valley Road near a stream, without a permit.

A letter will be sent to the owners informing them that any work within 100 feet of a wetland requires the filing for a permit from the Commission.

**8:00 PM Public Hearing – Meeting Way Corp – Lot 1 Wharton Row**

Clerk O'Connor read the public hearing notice to consider the Notice of Intent submitted by Meeting Way Corp. for the construction of a house on Lot 1 Wharton Row on Assessors' Lot 211 Parcel 50.

Don Yonika and Larry Beals were present. Also present were Mary Allen, owner of the land, and Judith and Ronald Palmer.

Mr. Yonika explained that there would be some grading for the house within 100 ft of the wetland. The septic system is outside the buffer zone but some grading is within the 100 ft buffer.

Member Auman said the bylaw does not allow grading for the septic system in the buffer zone.

Member Morrison asked if there was a town sewer hookup would the grading be similar.

Mr. Beals said yes.

Mr. Yonika said they would grade for the house and then do the other things.

Member Clements repeated that it was not in compliance with the bylaw.

Chairman Corwin said the Commission will have to decide what to set the limit at. If it was for a septic system alone, it would not be allowed.

Member Morrison moved to close the hearing. The motion was seconded and passed unanimously.

**8:20 PM Public Hearing – Meeting Way Corp. – Lot 2 Wharton Row**

Clerk O'Connor read the public hearing notice to consider the Notice of Intent submitted by Meeting Way Corp. for the construction of a house on Lot 2 Wharton Row on Assessors' Lot 211 Parcel 50.

Mr. Yonika reported that the situation for Lot 2 was the same as Lot 1. The septic system will be placed in an area that was previously graded for the yard.

Clerk O'Connor moved to close the hearing. The motion was seconded and passed unanimously.

**8:25 PM Public Hearing – Keyspan – Gasline on Townsend Road**

Member O'Connor read the public hearing notice to consider the Notice of Intent submitted by Keyspan Energy Delivery to install an eight inch plastic natural gas line on Townsend Road from West Groton Center to Gate B at Hollingsworth and Vose Co.

Brian Butler from Oxbow Associates, represented the applicant. Mark Kish, the contractor, was also in attendance. The complete description of the project is in file in the Commission office. Member Morrison moved to close the hearing.

The motion was seconded and passed unanimously.

### **8:35 PM Public Hearing – Groton Water Department – Baddacook Pond**

Member O'Connor read the public hearing notice to consider the Notice of Intent submitted by the Groton Water Department to replace/upgrade ¾" copper water service serving three dwellings to an new 2" pvc plastic water service to service four homes and the installation of a new hydrant for fire protection.

Thomas Orcutt, Water Department Superintendent, made the presentation.

The members had walked the site on Saturday.

Member Morrison moved to close the hearing. The motion was seconded and passed unanimously.

### **Minutes**

Clerk O'Connor moved to accept the minutes of June 25, 2002 as written. The motion was seconded and passed unanimously.

Clerk O'Connor moved to accept the minutes of the special meeting of July 16, 2002 as written. The motion was seconded and passed unanimously.

### **Signs**

The members will think about what Conservation properties need signs and discuss the matter at the next meeting.

### **Regulations**

Chairman Corwin reported that she will work on the Regulations for the Bylaw.

### **Comments to Planning Board**

#### **Brooks Orchard Concept Plan**

CC would like additional information on the impact to the resource area. CC would like to see a minimum of disturbance in the buffer zone since this is an area of important habitat and looks forwards to receiving the NOI. CC is pleased that less than 10% if the site will be developed.

#### **Shaws Supermarket Site Plan**

CC looks forward to receiving the NOI but now there is insufficient detail for what will be disturbed and not disturbed. The plan does not comply with the bylaw. There is concern for the buffer zone of two ponds. There are numerous vernal pools (certified and uncertified) on this site that have salamander and frog habitat.

#### **Whip-o-Will Lane Definitive Subdivision Plan**

The plan does not comply with the bylaw. There is concern for the buffer zone of two ponds and the numerous vernal pools (certified and uncertified) on the Rocky Hill site that have salamander and frog habitat. There is great concern with for going into a pristine and undisturbed area. The CC is looking forward to receiving the NOI.

#### **Lawrence Academy Site Plan**

There is alleged potential of at least one vernal pool on the site. The CC is looking forward to receiving NOI and Stormwater Management Plan.

### **9:00 PM – Discussion - Deerhaven**

David Moulton, developer, and Russell Wilson, engineer, were present to discuss the change in plan for the Deerhaven Subdivision removal of loam piles. The piles will be moved about 100 ft from the pond and then it will be loamed and seeded and stabilized.

Member Morrison moved to accept the change in plan. The motion was seconded and passed unanimously.

**9:15 PM COC – Dietl – 291 Townsend Road – 169-776**

The members inspected the site on Saturday. Member Morrison moved to issue a Certificate of Compliance to Janet Dietl for DEP # 169-776 for 291 Townsend Road.

The motion was seconded and passed unanimously.

**Sign for Flavell Crossing**

Attorney Collins saw the sign in the CC office that was made for Flavell Crossing and asked for permission to contact the same sign maker and have an additional board made that stated “Donated by Robert J. Lacombe”.

The members said it would be all right.

9:25 PM With no further business the meeting was adjourned.

Respectfully submitted,

Elizabeth A. Montgomery  
Conservation Assistant