

**CONSERVATION COMMISSION  
AMENDED AGENDA  
JANUARY 6, 2010**

- 7:15 Request for Determination - 4 Sandalwood Road by L & J. Weiner (010)  
*R. Wilson & Associates:* proposed upgrade of an existing sewage disposal system within the 100' buffer zone and 200' riverfront area.
- 7:30 Request for Determination - 21 Henley Road - L. Campelia (020)  
*Oxbow Associates:* proposed upgrade of an existing septic system within 100' of a wetland.
- 7:40 Notice of Intent - 152 Nagog Hill Road - J. Stein (030)  
Proposed removal of dead trees and landscaping within 100' of a wetland.

Enforcement Order - 4 Huckleberry Lane

MINUTES

December 16            comments rec'd by TM, TM, FP, PL            signature

**CONSERVATION COMMISSION  
MINUTES  
JANUARY 6, 2010**

**COMMISSIONERS PRESENT:** Terry Maitland, Janet Adachi, William Froberg, Fran Portante, Toros Maksoudian, Tom Arnold

**CONSERVATION ADMINISTRATOR:** Tom Tidman

**ASSOCIATE MEMBER:** Toni Hershey

**RECORDING SECRETARY:** Tom Tidman, Terry Maitland & Janet Adachi

**VISITORS:** Russ Wilson, Brian Butler, Josh Stein, Laura Zucker

7:15 Request for Determination - 4 Sandalwood Road - L & J. Weiner (010)

Russ Wilson from R. Wilson & Associates presented proposed plans dated 12/22/2009 for upgrade of an existing sewage disposal system within the 100' buffer zone and 200' riverfront area. Amendments to the plan were done based on Board of Health requirements. The new septic tank will be 1,500 gallons at a raised elevation; the proposed leaching field will be a minimum of six-feet above groundwater due to the site being in Groundwater Protection Zone 3. The proposed system design meets the standards for a four-bedroom house. The 12/22/09 amended plans have been resubmitted to the Health Department and are still pending approval. Coles Brook (perennial stream) is located along the south side of the property. All contaminated materials from the old leach field area will be removed from the site and replaced with Title V approved sand; the old septic tank will be crushed and backfilled on site.

7:25 Mr. Maitland closed the meeting

Determination of Applicability - 4 Sandalwood Road

Ms. Portante moved that the Commission find the work to be within its jurisdiction but will not alter the area subject to protection under the Wetlands Protection Act (-3); Ms. Adachi 2<sup>nd</sup>, unanimous.

7:28 Proposed Enforcement Order - 4 Huckleberry Lane

Mr. Maitland updated the Commission regarding the events to date leading up to a letter to be sent to the owner of 4 Huckleberry Lane, Mark Munson. The letter will outline the Commission's position, and include a chronology, a draft Enforcement Order and the memo from Patrick Garner about the wetlands delineation.

Ms. Adachi moved that the Commission send the correspondence as described; Mr. Arnold 2<sup>nd</sup>, unanimous.

7:40 Request for Determination - 21 Henley Road - L. Campelia (020)

Brian Butler from Oxbow Associates presented proposed plans for the upgrade of an existing septic system within 100' of a wetland. The system, originally installed in the 1960s, was in failure and needed immediate replacement; Mr. Tidman visited the site on 11/25/2009 to review the isolated wetland and the failed system. The resource area is an isolated wetland not large enough to be considered under the jurisdiction of the Wetlands Protection Act, but qualifies under the Bylaw. Mr. Tidman approved the work on an emergency basis. The system is essentially fully installed and the work should be complete this week; loaming and seeding will occur in the spring of 2010. The finished grade elevation will be four feet above the existing grade. The system design plans were approved by the Board of Health prior to commencement of work.

7:53 Mr. Maitland closed the meeting.

7:55 Determination of Applicability - 21 Henley Road

Mr. Froberg moved that the Commission find the work to be within its jurisdiction but will not alter the area subject to protection under the Wetlands Protection Act (-3); Ms. Portante 2<sup>nd</sup>, unanimous.

7:56 Notice of Intent - 152 Nagog Hill Road - J. Stein (030)

Josh Stein presented proposed plans for the removal of dead trees and landscaping within 100' of a wetland. His landscaping project started with the removal of many dead Ash trees along the property line near the existing drainage ditch. The house was constructed in 1974 with the lawn extending to the edge of the drainage ditch (wetland resource area); little or no topsoil was placed in the rear lawn area after the house construction, therefore grass will not grow well. A deck was added in 1990. Mr. Stein plans to establish a rear lawn area with introduced topsoil, install a retaining wall, possibly boulders, create a division between lawn and wetlands; enhance the wetland buffer with indigenous wet-species (see Attachment A included within the NOI)' and remove and control the invasive species. Mr. Stein is especially concerned about Yellow Archangel, an invasive ground cover that is difficult to control simply by pulling; he proposes to smother with mulch or apply a glyphosate formulation for wetlands. He would like to do the plantings either in early June or later in September. He would do much of the work himself. He is knowledgeable about plants, including native plants, because his mother (Sara Stein) was a serious gardener, as well as a writer who wrote Noah's Garden, which espouses more natural, environmentally-friendly gardening.

Upon query by Mr. Arnold, Mr. Stein said that he would agree to a condition requiring no phosphates.

Upon agreement with Mr. Stein, the Commission continued the hearing till 2/3, 7:15 PM to allow the Commission to conduct a site inspection and allow more

time to review the planting plan. If thereafter Commissioners see a need to conduct a site visit after the snow melts, the Commission will schedule one.

MINUTES

Ms. Protante moved that the Commission to accept the minutes of December 16, 2009; Mr. Froberg 2<sup>nd</sup>, unanimous.

8:25 Meeting adjourned.



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Terry Maitland,  
Chair

TT:JA:TM:ahr.concom.minutes.2010.010610