

Kingston Conservation Commission Minutes

December 18, 2007

7:00p.m. The chairman called the meeting to order.
Present: Gary Langenbach (chairman), Marilyn Kozodoy, Sue Chamberlain, William Whitehill
Staff: Maureen Thomas, Conservation Agent and Brandi Gordon, Secretary

Discussion regarding:

- the Open Space Committee's application to the Community Preservation Committee to purchase 7 River Street and ask in the support letter that they ask Jerry Powell at 6 River Street to place a conservation restriction in place of the current deed restriction

Marilyn Kozodoy motioned to issue a letter of support to the Open Space Committee for the purchase 7 River Street to be called the Marshall Joyce Wildlife Sanctuary.

Sue Chamberlain seconded the motion.

7:10p.m. **VOTE: 4-0-0**

Discussion regarding the Jones River Watershed Association Conservation Partnership Grant application to purchase the Holmes property on Landing Road and along the Jones River

Sue Chamberlain motioned to issue a letter of support to the Jones River Watershed Association for the Conservation Partnership Grant application to purchase the Holmes property on Landing Road and along the Jones River.

Marilyn Kozodoy seconded the motion.

7:15p.m. **VOTE: 4-0-0**

7:15p.m. Continued a Public Hearing for a Notice of Intent for 22 Wapping Road, Map 45, Lot 115

Present: Ken Anthony

The applicant re-presented the project to new Commission member William Whitehill to allow him to vote on the project.

Maureen Thomas reviewed special conditions with the Commission and the applicant.

Sue Chamberlain motioned to close the Public Hearing.

Marilyn Kozodoy seconded the motion.

7:34p.m. VOTE: 4-0-0

Sue Chamberlain motioned to issue Orders of Conditions with special conditions.

Marilyn Kozodoy seconded the motion.

7:34p.m. VOTE: 4-0-0

7:35p.m. Continued a Public Hearing for a Request for Determination of Applicability for 41 Winter Street, Map 10, Lot 59

Present: Leo Laliberte

The chairman asked the applicant when the chicken barn was dismantled.

Leo Laliberte stated that the barn finished collapsing approximately two years ago and then he removed the debris.

The applicant re-presented the project to new Commission member William Whitehill to allow him to vote on the project.

7:37p.m. James Dehner arrived.

The chairman stated that there was too much proposed activity to be permitted under a Request for Determination of Applicability.

Maureen Thomas stated that the lot was previously disturbed.

The chairman asked the applicant where materials would be stockpiled.

Leo Laliberte stated that the materials would be removed from the site.

James Dehner stated that some of the materials and equipment were not suitable to be located ten feet from the wetlands.

Leo Laliberte stated that he was cleaning up the property and disposing of some of the materials and equipment.

Discussion regarding a Request for Determination of Applicability versus a Notice of Intent

The chairman reviewed what was seen on the site visit for those members that were unable to attend.

Marilyn Kozodoy motioned to close the Public Hearing.

James Dehner seconded the motion.

7:55p.m. VOTE: 5-0-0

Marilyn Kozodoy motioned to issue a Positive Determination of Applicability.

James Dehner seconded the motion.

7:55p.m. VOTE: 5-0-0

7:55p.m. Opened a Public Hearing for an Abbreviated Notice of Resource Area Delineation (ANRAD) for in the vicinity of Exit 8 (Smiths Lane) interchange on Route 3

Present: Lloyd Geisenger, Kara Brewton, David PiCard

Lloyd Geisenger stated that the Board of Selectmen would not be taking action on the request for a waiver until the Conservation Commission had the opportunity to meet and discuss the letter that had been issued.

David PiCard presented the ANRAD to the Commission. He gave an overview of the study area.

Maureen Thomas stated that the Commission could have the wetlands reviewed by an outside consultant and referred to Massachusetts General Laws Chapter 44 Section 53G.

Sue Chamberlain motioned to request the applicant to submit \$3500.00 to review the resource area delineations by an outside consultant under Massachusetts General Laws Chapter 44 Section 53G.

Marilyn Kozodoy seconded the motion.

8:15p.m. VOTE: 5-0-0

Lloyd Geisenger stated that he was anticipating an appeal of the environmental permits and was hopeful to move thru the process as expeditiously as possible.

Discussion regarding the process for hiring an outside consultant

James Dehner motioned to continue the Public Hearing.

Marilyn Kozodoy seconded the motion.

8:25p.m. VOTE: 5-0-0

Continued to February 5, 2008

Discussion regarding the memo sent to the Board of Selectmen on December 17, 2007 regarding the 40-R Phase 1 Waiver request
Sue Chamberlain motioned to support the memo of December 17, 2007 as written.

James Dehner seconded the motion.

8:35p.m. VOTE: 5-0-0

Reviewed the minutes of November 6, 2007

James Dehner motioned to accept the minutes of November 6, 2007 as corrected.

Marilyn Kozodoy seconded the motion.

8:40p.m. VOTE: 5-0-0

James Dehner motioned to adjourn.

Marilyn Kozodoy seconded the motion.

8:45p.m. VOTE: 5-0-0