

# Kingston Conservation Commission Minutes

## April 15, 2008

- 7:02p.m.** The chairman called the meeting to order.  
**Present:** Gary Langenbach (Chairman), Marilyn Kozodoy, Sue Chamberlain, William Underhill, James Dehner, William Whitehill  
**Staff:** Maureen Thomas, Conservation Agent and Brandi Gordon, Secretary
- 7:11p.m.** Informal Meeting - Howlands Lane, Leigh Road, Curtis Avenue, and Shore Drive, Map 38, 39 and 48  
**Present:** Roger Alcott, Paul Basler
- Roger Alcott stated that the invert elevation on the pipes was an issue. He stated that the pipes going in and out of the wetlands were not proposed to change. He stated that lowering the inverts of the catch basins would allow greater separation.
- James Dehner asked if it would change anything like runoff or drainage.
- Roger Alcott stated no and explained.
- Maureen Thomas asked why they would choose an 8" lid.
- Roger Alcott stated that it depends on the supplier and MBO Precast has 8" tops.
- James Dehner motioned to approve the changes as presented. Sue Chamberlain seconded the motion.**
- Marilyn Kozodoy asked who would supervise the project.
- Roger Alcott stated that Weston Sampson would supervise the project.
- 7:25p.m. VOTE: 6-0-0**
- 7:30p.m.** Continued a Public Hearing for a Notice of Intent for Cole Avenue, Map 58, Lot 105

Letter submitted from Webby Engineering on behalf of their client to request a continuation of the Public Hearing.

**7:30p.m. William Kavol arrived.**

Webby Engineering had submitted plans and requested that the commission perform a site walk to verify the wetland line.

Discussion

Sue Chamberlain motioned to continue the Public Hearing.

William Underhill seconded the motion.

**7:40p.m.**

**VOTE: 7-0-0**

**Continued to May 20, 2008 @ 8:00p.m.**

Agent Updates:

- Peter Fletcher – able to do work for Tall Timbers Bog to determine whether it was constructed from a wetland or an upland
- Howlands Lane, Leigh Road, Curtis Avenue, and Shore Drive – dewatering plan was submitted that does not comply to the Orders of Conditions

Marilyn Kozodoy motioned for the Orders of Conditions to be followed or the project will not be allowed to begin.

Sue Chamberlain seconded the motion.

**7:45p.m.**

**VOTE: 7-0-0**

**7:45p.m.**

Continued a Public Hearing for a Notice of Intent for 187 Summer Street, Map 20, Lot 3

The applicant requested a continuation of the Public Hearing.

Marilyn Kozodoy motioned to continue the Public Hearing.

Sue Chamberlain seconded the motion.

**7:45p.m.**

**VOTE: 7-0-0**

**Continued to May 20, 2008 @ 8:15p.m.**

**7:45p.m.**

Opened a Public Hearing for a Request for Determination of Applicability for 187 Summer Street, Map 20, Lot 3

**Present:** Robert Kraus, Esq. and Kevin Belmont

Robert Kraus presented the proposed sewer connection project to the Commission.

Maureen Thomas asked if there would be any need for dewatering.

Rob Kraus stated that it had not been addressed to them that there would be any need for dewatering.

James Dehner motioned to issue a Negative Determination of Applicability with conditions.

William Underhill seconded the motion.

**7:56p.m. VOTE: 7-0-0**

James Dehner motioned to close the Public Hearing.

William Underhill seconded the motion.

**7:56p.m. VOTE: 7-0-0**

Agent Updates:

- 83 Howlands Lane – site visit
- 49 R Main Street – meeting with Bob Gray
- 8 Cedar Lane – enforcement order

Sue Chamberlain motioned to issue an enforcement order to the property owner of 8 Cedar Lane.

Marilyn Kozodoy seconded the motion.

**8:06p.m. VOTE: 7-0-0**

Agent Updates:

- 71 Country Club Way – fill, erosion controls
- Landing Road – received letter for Holmes Conservation Restriction
- Crops for Cranberries – water withdrawal permit
- Sampson Park Deck & Pier completed
- 18 Shore Drive – meeting with CZM
- Rushing Rivers – Pine Brook Restoration Plan
- Kingston Intermediate School rain gardens – 4/26/08 @ 8:30a.m.
- Cranberry Watershed Preserve – theft on property

**8:15p.m. Opened a Public Hearing for a Request for Deviation / Amendment for 20 Evergreen Street, Map 35, Lot 28**

**Present:** Dana Junior, Chris Peshin

Dana Junior reviewed some of the history of the property with the Commission.

Discussion regarding the septic system

The chairman stated that the limit of work was at 55' from the wetland and was now at the 25' line.

Dana Junior stated that he wanted to use an eight bedroom septic system whether or not the system was approved to be shared.

Discussion regarding the driveway and stormwater runoff

James Dehner stated that the applicant would need better controls in place for the stormwater runoff.

Marilyn Kozodoy stated that there would not be a need for fertilizers by naturalizing the area.

Discussion regarding setbacks, trash removal and the possibility of a deck

Marilyn Kozodoy motioned to continue the Public Hearing.  
James Dehner seconded the motion.

**8:50p.m.**

**VOTE: 7-0-0**

**Continued to 5/6/2008 @ 8:00p.m.**

**8:56p.m.**

Opened a Public Hearing for a Request for Determination of Applicability for 5 Allerton Street, Map 48, Lot 27

**Present:** Anthony Stanne

Anthony Stanne presented the project to the Commission.

Maureen Thomas asked if any dewatering would be necessary.

Anthony Stanne didn't believe that there would be a need for dewatering, but would contact the Conservation Agent if there was a need for dewatering.

Maureen Thomas stated that a silt fence should be installed where the driveway turns to prevent dirt from reaching East Avenue.

James Dehner motioned to issue a Negative Determination of Applicability with conditions.

William Underhill seconded the motion.

**9:04p.m.**

**VOTE: 7-0-0**

James Dehner motioned to close the Public Hearing.

William Underhill seconded the motion.

**9:04p.m.**

**VOTE: 7-0-0**

**9:05p.m.** Opened a Public Hearing for a Notice of Intent for 37 East Avenue, Map 49, Lot 114 & 115

**Present:** Kevin Grady

Kevin Grady presented the project to the Commission and the Public.

Discussion regarding the top of the slope

Maureen Thomas stated that Kevin Grady believed that the location of the velocity zone does not change the location of the top of the coastal bank.

Discussion regarding the height of the proposed wall and existing walls

The chairman asked what the elevation of the concrete pad was.

Kevin Grady stated that the elevation of the concrete pad was 11.3'.

Discussion regarding requesting CZM to come out to the site

Marilyn Kozodoy motioned to continue the Public Hearing.  
William Underhill seconded the motion.

**9:40p.m.**

**VOTE: 7-0-0**

**Continued to 5/6/2008 @ 7:45p.m.**

Discussion regarding the theft of scrap metal on Cranberry Watershed Preserve and submitting a letter to the Board of Selectmen with pictures attached and carbon copied to the Conservation Land Review Committee

James Dehner motioned to adjourn.  
Marilyn Kozodoy seconded the motion.

**9:55p.m.**

**VOTE: 7-0-0**