

Kingston Conservation Commission Minutes

September 23, 2008

7:00p.m. The chairman called the meeting to order.
Present: Gary Langenbach (chairman), Marilyn Kozodoy, James Dehner, William Underhill
Staff: Brandi Gordon, Secretary

Agent Updates:

- 49R Main Street – new deadline set for October 14th
- 18 Brook Street
- 9 Smelt Pond Road – Enforcement Order deadline passed

William Underhill motioned to fine the property owner of 9 Smelt Pond Road \$300 for not complying with the Enforcement Order and issue a new deadline of October 24, 2008 subject to the chairman performing a site visit.

Marilyn Kozodoy seconded the motion.

7:03p.m. **VOTE: 4-0-0**

7:03p.m. **Sue Chamberlain and William Kavol arrived.**

Agent Updates continued:

- Smelt Pond Bogs – enforcement order for removal of fill and slash within 25' of the wetland along with seeding of all disturbed areas; staking of 25' no disturb zone by Marilyn Kozodoy and Maureen Thomas
- 8 Cedar Lane – having difficulty finding reasonably priced blueberry shrubs to mark the wetland line; deadline was September 22nd
- Silver Lake Sanctuary – cutting of trees, painted arrows on trees, newly cut trail on an old woods road, posting of signs

Other updates:

- 39 Landing Road – applicant requested site visit prior to the opening of the public hearing
- 9 Smelt Pond Road – call property owner and notify that the chairman will be performing a site visit regarding the enforcement order and whether work has been completed

7:30p.m. Continued a Public Hearing for a Notice of Intent for Wapping Road, Map 51, Lot 1

Commission requested continuation with approval of applicant to allow review consultant ample time to complete review

Sue Chamberlain motioned to continue the Public Hearing.
Marilyn Kozodoy seconded the motion.

7:32p.m. **VOTE: 6-0-0**
Continued to October 7, 2008 @ 8:45p.m.

Reviewed meeting of September 9th

Discussion regarding 39 Landing Road application and request for site visit prior to the opening of the Public Hearing

8:00p.m. Continued a Public Hearing for a Notice of Intent for 18 Shore Drive, Map 38, Lot 222

Applicant requested a continuation

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

8:00p.m. **VOTE: 6-0-0**
Continued to October 7, 2008 @ 8:00p.m.

Discussion regarding 9 Smelt Pond Road Enforcement Order

William Underhill motioned to extend the deadline until October 1, 2008.
James Dehner seconded the motion for discussion.

8:05p.m. **VOTE: 1-5-0 (Gary Langenbach, Marilyn Kozodoy, Sue Chamberlain, James Dehner, William Kavol opposed)**

James Dehner motioned to issue a \$300 fine to the property owner of 9 Smelt Pond Road subject to a site visit performed by Gary Langenbach to view any work completed per the enforcement order.

William Underhill seconded the motion.

8:10p.m. VOTE: 6-0-0

8:10p.m. Break

8:15p.m. Continued a Public Hearing for a Notice of Intent for 24 Sunset Road, Map 59, Lot 8 & 10

Present: Dr. and Mrs. Harlow, Matthew Watsky Esq., Greg Morse, Lenore White, Daniel Harlow

The chairman stated that the Commission received plans dated September 16, 2008 and revised plans dated September 22, 2008.

Matthew Watsky, Esq. stated that the applicant was in agreement to direct the roof runoff into drywells and cantilever the deck no more than 8'.

Greg Morse reviewed the revised plans with the Commission and the public.

The chairman stated that the conservation agent mentioned that one of the drywells was within the 25' no disturb buffer zone but that the commission would not make it an issue.

Sue Chamberlain motioned to close the Public Hearing.
James Dehner seconded the motion.

8:25p.m. VOTE: 6-0-0

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

William Underhill seconded the motion.

8:25p.m. VOTE: 6-0-0

Discussion regarding filing an EB Sampson Fund request for stewardship for conservation property maintenance

8:45p.m. Continued a Public Hearing for a Notice of Intent for Cole Avenue, Map 58, Lot 105

Discussion regarding Peter Fletcher's report

Marilyn Kozodoy motioned to contact Steven Kotowski of Webby Engineering and request revised plans with a new wetland line for the next public hearing. If the applicant or representative does not attend the next public hearing, the Commission will take action on the Notice of Intent. Sue Chamberlain seconded the motion.

8:55p.m. VOTE: 6-0-0

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

8:55p.m. VOTE: 6-0-0
Continued to October 21, 2008 @ 7:30p.m.

9:00p.m. Opened a Public Hearing for a Request for Determination of Applicability for 8 Riverside Drive, Map 47, Lot 10

Applicant requested a continuation

Marilyn Kozodoy motioned to continue the Public Hearing. Sue Chamberlain seconded the motion.

9:00p.m. VOTE: 6-0-0

Sue Chamberlain motioned to adjourn. Marilyn Kozodoy seconded the motion.

9:00p.m. VOTE: 6-0-0