

**Hampden Conservation Commission
September 13, 2004
Regular Meeting**

MINUTES

Members present: Richard Gouvan, Mike Gerrard, Bonnie Geromini,
Kim Desmarais, and Phil Grant

Members absent: Assoc. Member Joe Savoie,

7:07pm Meeting called to order.

7:10pm Russ Morton was requesting that the commission fill in the bond release date for the bond letter to his insurance company. Russ was told that we would look up the date (not during the meeting) and mail the form back to his residence.

7:20pm open the Scantic Meadows subdivision (continuation) Mr. Speight hand delivered a written request requesting that the meeting be continued to a future date as they were not prepared to go ahead at this time. Mr. Speight stated that his attorney (Fratar) will notify the Planning Board of the proposed changes to the previously approved plans by them. Motion by Kim Desmarais to continue this hearing until October 14th at 7:00pm, Motion seconded by Dick Gouvan, All in favor.

7:30 Pm Mr. Russ Cable was present to review his NOI for lot 5 South Road. Kim Desmarais was designated acting Chair by Mike Gerrard, as Chairman Mike Gerrard recused himself from the board and left the table as he is an abutter to Mr. Cable's property. Peter Levesque from Pioneer Environmental presented the plans, the Commission had concerns regarding the wetlands and resource areas that could be impacted, discussion regarding the existing cart path and the wetlands and close proximity a spring that could be impacted. Discussions regarding the hiring of Tighe and Bond to review the proposed site for the commission, Phil Grant stated that it seemed overkill and that it seemed more like a CYA (cover you ass), and the due diligence seemed unnecessary. Motion by Bonnie Geromini to hire T & B, seconded by Dick Gouvan, All in favor with the exception of Phil Grant who opposed it. Hearing continued to October 12, 2004.

8:50 Mike Gerrard resumed the Chair and joined the Commission. Enforcement order for Phil and Karla Grant for their property at 13 South Road. Phil Grant denied that he, his wife or anyone else had cut brush after the Enforcement Order was issued last year. Even after being told by the Chair Mike Gerrard that he personally witnessed Karla cutting brush Phil continued to deny it. Phil's made a comment of "why are you bothering me" when asked again to allow the board access to the site. Phil stated that Mike Gerrard would not be allowed on-site his property. Phil also stated again that they had not cut anymore brush and had been continuing to maintain it. Chair brought up that the stream behind this property was a FEMA flood zone and also subject to the regulations regarding it. Phil was unaware of this and only mentioned the 25' no disturb Town Wetland bylaw. Motion by Kim Desmarais to continue this hearing until next meeting 10/12/04, seconded

by Bonnie Geromini, all in favor. **NOTE: (Phil Grant failed to recuse himself from the hearing and to leave the table where he had been seated as a member of the Commission.**

9:25 Continuation of the Mr. and Mrs. Miraslaw Dryktaz for the Request for Determination on their property on Mountain Road. Motion By Kim Desmarais to issue a negative determination, Motion seconded by Dick Gouvan, All in favor. Notes for determination requirements are that there shall be placed permanent markers along the back of the property every 50' indicating the 25' no-disturb buffer zone by the wetlands. Motion by Kim Desmarais to close the hearing, seconded by Bonnie, all in favor.

9:35pm Open the hearing for Mr. Don Talbot of 36 Carmody Road, regarding his Request for Determination for a Title V septic system repair. No issues from the Commission, silt fence to be installed prior to start of construction and to remain until soil is stabilized. Mr. Talbot will notify the Commission when the silt fence is installed so it can be inspected. Motion by Kim Desmarais issue a negative determination, seconded by Dick Gouvan, all in favor. Motion by Kim Desmarais to close the hearing, seconded by Bonnie Geromini, all in favor,

9:40pm Mr. and Mrs. LaFond/Jericho Builders Abbreviated NOI for 71 Allencrest Drive. The plans were presented and there were no issues brought up, Commission requested that the 25' buffer zone be marked as the limit of work and silt fence would also be installed as per the plans. Motion By Kim Desmarais to close the hearing. Seconded by Dick Gouvan, all in favor.

9:55pm Review minutes of August 26th meeting, Motion by Bonnie Geromini to approve as written, motion seconded by Kim Desmarais, all in favor.

10:10pm review and discussion regarding the Emergency Order of Conditions issued by Mike Gerrard to stabilize the area adjacent to the fire. Motion by Bonnie Geromini to ratify the orders, seconded by Dick Gouvan, all in favor.

Motion by Bonnie Geromini to close the meeting at 10:15pm, seconded by Dick Gouvan, all in favor.

Motion by Dick Gouvan to close the meeting at 7:25, seconded by Bonnie Geromini, all in favor.