

**Marlborough Conservation Commission**  
**Regular Meeting**  
**Marlborough Town Hall**  
**December 5, 2005**  
**7:00 p.m.**

**1. CALL TO ORDER**

Don Hautman called the meeting to order at 7:01 p.m. in the meeting room of Marlborough Town Hall.

**2. ROLL CALL**

The following Commission members were seated and voting:

Don Hautman  
Jim Montstream  
Christine Miller  
Jack Bray  
Gale Busemeyer

Also present:

Peter Hughes  
Joel Fuller  
Huber Hurlock  
John Olenick

**3. SHOW CAUSES HEARING – Natalie Olenick – 192 Hebron Road – Violation of IWWCA Regulations, Section 5**

Don Hautman read a letter dated October 13, 2005 from Peter Hughes to John Olenick explaining what the applicant needed to do to clean up the site. Peter Hughes noted that he has inspected the site and all the material has been removed.

**Motion by Gale Busemeyer to remove the cease and desist order for Natalie Olenick, 192 Hebron Rd. The motion was seconded by Jim Montstream and it was carried by a unanimous vote.**

**Motion by Jack Bray to close the show cause hearing for Natalie Olenick, 192 Hebron Rd. The motion was seconded by Jim Montstream and it was carried by a unanimous vote.**

**4. OLD BUSINESS**

4.a Application #05-23 – Huber Hurlock, applicant/Russell & Vi Schwarzmann, owner – 112 Hebron Road – Timber Harvesting

There was a site walk on Saturday, November 12<sup>th</sup> at 8:00 a.m., at which this application was approved with conditions. For good order, the motion was repeated as follows:

**Motion by Jim Montstream to approve application #05-23 - Huber Hurlock, applicant/Russell Vi Schwarzmann, owner – 112 Hebron Road with the following conditions:**

- 1) **Peter Hughes/the WEO must be informed when the timbering will be initiated and the estimated time for completion before any timbering activity may be initiated.**
- 2) **No slash in the wetlands.**
- 3) **Peter Hughes/the WEO needs to be informed when the timbering is completed. Site stabilization needs to be completed within 7 days of the completion date. Peter Hughes/the WEO needs to inform the Marlborough Conservation Commission that the timbering activities have been completed at their next meeting.**
- 4) **If the timbering activities are stopped for a consecutive 15 days after commencing the activity, Peter Hughes/the WEO must be contacted. Peter Hughes/the WEO must inspect the site to make sure that the site is sufficiently stabilized. Applicant will notify Peter Hughes/the WEO when timbering activities are resumed.**

**The motion was seconded by Gale Busemeyer and it was carried by a unanimous vote.**

4.b Application #05-25 – Eastern Development – Hebron Road – Re-subdivision of rear lot

Joel Fuller addressed the commission and explained how the drainage will be improved. He is proposing a swale stone be installed along one side of the driveway. The goal is to keep the water off the driveway, but also keep it moving in the same direction it is now. Some grade changes are necessary in some areas in order to make the swale. Mr. Fuller advised that he has not yet applied for a DOT drainage permit. Mr. Hughes said that the present design would likely not be approved by the DOT. The DOT already has issues with drainage in this area and will likely want to see drainage calculations. There was a lengthy discussion about the drainage. Mr. Fuller said that he would provide additional detail on the swale (i.e., a cross-section, the type of stone to be used, etc.).

**Motion by Gale Busemeyer to table application #05-25 – Eastern Development – Hebron Road to the January 9, 2006 meeting. The motion was seconded by Christine Miller and it was carried by a unanimous vote.**

## **5. NEW BUSINESS**

5.a Application #05-26 - Conwood Foresters, Inc., applicant/Estate of Appleton Seaverns – Phelps Rd. – Timber Harvesting

Mr. Hurlock, Forest Manager, addressed the commission and explained the application. He showed the members a map of the site, which is a 312-acre parcel. An area of approx. 125 acres will be harvested. 25 acres within the 125 acres will be entirely left alone. The area to be harvested has been divided into three main areas, the lowest area being near the Blackledge River. Mr. Hurlock pointed out the proposed landing areas. He also explained how each of the three sections will be harvested. He pointed out old roads on the property. Water bars will be installed in some areas of sharp decline near the Blackledge River. Mr. Hurlock noted that the Blackledge River is approx. 5 feet down a bank from the lower area to be harvested. The river would need to overflow and go over the berm in order to get into the wooded areas. In addition to the Blackledge River, there are floodplain areas on the site. There is no proposed activity within the floodplains. Mr. Hurlock said that he is not sure, at this point, what type of machine will be

used to harvest the trees. Some trees will be cut and left on the site while others will be taken out and sold.

**Motion by Christine Miller to schedule a special meeting for Saturday, December 17, 2005 at 8:00 a.m. with agenda item 1) site walk for application #05-26 - Conwood Foresters, Inc., applicant/Estate of Appleton Seaverns – Phelps Rd. – Timber Harvesting and agenda item 2) possible action for application #05-26. The motion was seconded by Jim Montstream and it was carried by a unanimous vote.**

**6. OTHER BUSINESS**

6.a 2006 Meeting Schedule

**Motion by Christine Miller to approve the 2006 Meeting Schedule for the Conservation Commission. The motion was seconded by Gale Busemeyer and it was carried by a unanimous vote.**

6.b Community Development Advisory Commission

Nothing to report.

6.c Sewer Project

Nothing to report.

6.d Open Space Function

Don Hautman distributed copies of the Open Space Plan. Peter Hughes showed the members several maps of areas in town, pointing out the properties that have been identified as interesting for the town to either purchase or obtain easements on. The goal is to link areas of existing open space, either town-owned or state-owned. In some instances, easements will be sought from homeowners so that existing walking trails can be extended and/or connected. Mr. Hughes noted that the Board of Selectmen is looking at forming a Trails Committee. Mr. Hughes asked the commission members to read the Open Space Plan and provide him with any feedback/comments.

6.e Town Center Area

Nothing to report.

6.f Oak Drive Drainage

Nothing to report.

## **7. APPROVAL OF MINUTES AND ACTION THEREON**

**Motion by Christine Miller to approve the minutes of the October 3, 2005 meeting with the following change: under Item 2 – Roll Call – after Christine Miller, add “not seated”. The motion was seconded by Jim Montstream and it was carried by a unanimous vote.**

**Motion by Christine Miller to approve the minutes of the November 7, 2005 meeting with the following changes: 1) page 1, Item 3, the following sentence is to be inserted at the end of the paragraph: “This item was tabled at the October 2005 meeting to the December 2005 meeting.” and 2) page 2, Item 5.a., first paragraph, delete “trouser” after corduroy and replace with “bridge” and, in the next sentence, insert “timber harvest” before “activity”. The motion was seconded by Jim Montstream and it was carried by a unanimous vote (Gale Busemeyer abstained).**

**Motion by Gale Busemeyer to approve the minutes of the November 12, 2005 site walk for application #05-23 – Huber Hurlock/Russell & Vi Schwarzmann, 112 Hebron Rd., Timber Harvesting with the following changes: 1) under the conditions of approval, insert “/the WEO” after “Peter Hughes” whenever it appears; 2) condition of approval #1, delete “needs to” before “be informed” and replace with “must”; 3) condition of approval #4, delete “before the timbering is completed” and replace with “for a consecutive 15 days after commencing the activity”, delete “needs to” after “Peter Hughes” and replace with “must” and delete “identified” after “needs to” and replace with “contacted” and in the last sentence, delete “reinitiated” and replace with “resumed” and 4) the salutation should read “Respectfully” instead of “Respectively”. The motion was seconded by Christine Miller and it was carried by a unanimous vote.**

**Motion by Jim Montstream to approve the minutes of the November 12, 2005 site walk for application #05-25 – Eastern Development, Hebron Road with the following changes: 1) delete application “05-15” and replace with “05-25” and 2) the salutation should read “Respectfully” instead of “Respectively”. The motion was seconded by Christine Miller and it was carried by a unanimous vote.**

## **8. WETLAND ENFORCEMENT OFFICIAL’S REPORT**

Nothing to report.

## **9. ADJOURNMENT**

**Motion by Jim Montstream to adjourn at 8:35 p.m. The motion was seconded by Gale Busemeyer and it was carried by a unanimous vote.**

Respectfully submitted,

Mary Sciano