

DEP # 93-343 - ANRAD hearing for on Flint Road (map7, parcel 41-0), John Brownell, owner.

The hearing opened at 8:00 PM

Dave Crossman, B&C Associates, made the presentation on behalf of the owner of the property.

Owner John Brownell lives at 155 Old Ashby Rd, Ashburnham, which is a continuation of Flint Rd. Plans have been done by Ed Baucher, Townsend.

Submitted the Certified mail cards from the abutters. – Mostly Fish & Wildlife. A few abutters attended the meeting. A sheet for sign in was circulated.

The ANRAD is asking the Commission to review and modify the wetlands line. Dave Crossman thinks there will be some areas of dispute.

The wetlands line is 2700 ft. 103 flags are in place. Because of the length of the line, once the Commission is able to get out onto the site, when the snow is gone, there may be a decision to hire a consultant to clarify any areas that might be crucial to potential build plans.

The property is at the intersection of Flint Rd and 119 – on the left side of Flint road. A cart road extends through the property to a small knoll on the other side of the pond that is of interest. This might provide the only spot on the property suitable for placement of a septic system.

The knoll is surrounded by wetlands – BVW, pond and stream.

The stream is a perennial stream. As such, it is protected by the Rivers Protection Act. The stream entrance and exit to the pond is about 270 ft. from each other. It creates a clear channel in the pond. The applicant raised a question about whether the pond was protected under the River's Act. The River's Act does not give a 200 ft buffer to the pond, but the Ashby Board of Health does extend that buffer to ponds fed by perennial streams. The Commission advised the applicant to check with the Ashby BOH for further clarification.

In the spring there are two streams that empty into the pond. There is beaver activity in the area and in the pond, at times.

Dave suggested continuing the hearing to the first meeting in May (May 6<sup>th</sup>), when the Commission would have had some time to conduct a site visit.

The bridge on the cart road which crosses the stream near the pond is constructed fairly well and probably capable of holding a car. But right after the bridge the cart road is very wet. It might be determined that this is a resource area – wetland or bordering vegetative wetland(bvw) The development of the property would include an upgrade to the road for a drive for a new house. The bridge was wiped out and replaced about 4-5 years ago. There was work on the dam as recent as 3 years ago. It now shows evidence of new concrete and steel.

The brook has a natural bottom but the banks have been reconstructed with concrete in some places.

Motion made to continue the Hearing to May 6, 2015. Vote was unanimous to continue the hearing.

Hearing continued at 8:32pm