

**METHUEN CONSERVATION COMMISSION**  
**Minutes of Meeting – August 7, 2008**

The City of Methuen Conservation Commission held a public meeting on August 7, 2008, at 7:00 p.m. in the William Quinn Public Safety Building, Sanborn Hall. Present for this meeting were Suzanne M. Lamoureux, Chairperson, John Wilkens, Vice Chairperson, Christopher Parsons, Secretary, George Kazanjian, Financial Secretary, and Commissioner Sandra Boulay. Also present were Joseph Giarrusso, Conservation Officer and Head Clerk, Dianne A. Dewan. Commissioner Isabel Tourkantonis was absent.

**I. CALL TO ORDER:** The Chairperson called the regular meeting to order at 7:06 p.m.

**II. ACCEPTANCE OF AGENDA / AMENDMENTS (IF ANY):** A motion was made by Mr. Kazanjian; seconded by Mr. Parsons; so voted, UNANIMOUS to ACCEPT the Agenda as posted.

**III. ACCEPTANCE OF MINUTES:** 07/24/08

A motion was made by Mr. Parsons; seconded by Mr. Kazanjian; so voted UNANIMOUS to ACCEPT the minutes of 7/24/08 as written.

**IV. OLD BUSINESS:**

A. Enforcement Issues

1. NOV - # 04-005 – 146 Pleasant Valley Street - Jabour

This will be discussed at the next meeting, as the City Engineering Department has not reviewed the information submitted.

B. Certificates of Compliance/Bond Release – DEP File #219-883 – MCC File # 03-035 - Lot 1, Eagle Lane – DC Development – Meisner Brem Corporation (Con't from 07/24/08)

Ms. Lamoureux read a letter dated August 7, 2008, requesting this be continued until the next meeting to allow time for replacement of plantings that did not survive.

A motion was made by Mr. Kazanjian; seconded by Mr. Parsons; so voted, UNANIMOUS to CONTINUE this to the meeting of August 21, 2008.

C. Certificate of Compliance on Determination of Applicability – MCC File # 05-032 – 18 Bumpy Lane – Paula Boisvert Balcius

The applicant was present requesting the Certificate of Compliance.

As Mr. Giarrusso's report noted the site was stable, a motion was made by Mr. Kazanjian; seconded by Mr. Parsons; so voted, UNANIMOUS to ISSUE a Certificate of Compliance for the project.

D. Certificates of Compliance/Bond Release – DEP File #219-925 – MCC File# 04-023 – Acorn Lane (Lot 1 Wheeler Street) – Heritage Builders, Inc. – Otte & Dwyer, Inc.

Ms. Lamoureux read comments from the Conservation Officer's report and a memo dated July 31, 2008.

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Mr. Kazanjian made a motion to ISSUE Certificates of Compliance and RELEASE the bond. The motion was seconded by Mr. Parsons and voted, UNANIMOUS.

E. Orders of Conditions/Bond – DEP File #219-1060 – MCC File # 08-012 – 106 Lowell Boulevard – Ilias Sitmalidis

Mr. Wilkens made a motion to ISSUE Orders of Conditions with standard boiler plate, #4 under the local changed from one to three years, #24 to require a bond in the amount of \$1,400, #33 to read as noted on the plan and adding the following:

**Findings:**

Ilias Sitmalidis has submitted a Notice of Intent with plan by Stowers Associates, Inc. dated July 11, 2008, for a proposed 21' by 30' addition and installation of two property line fences within the Riverfront Area and Buffer Zones to jurisdictional areas associated with the Merrimack River. The proposed project has received the required variances from the Zoning Board of Appeals at their June 25, 2008 meeting. The proposed addition will be located 21' from the top of bank. It should be noted that the site has an existing building and paved parking area and the site is being maintained up to the edge of the tree line shown on the above-cited plan.

**Special Conditions:**

A. **Before work may begin**, erosion control consisting of double-staked hay bales shall be installed at the limit of work shown on the approved plan. Installation shall be inspected and approved by the Conservation Commission or its agent.

B. A copy of the foundation certification showing the location of the foundation and **cellar floor/or top of foundation elevation** shall be submitted to the Commission and approved **before** a final building permit is released. The plan shall include the location of the wetland flags and be at the same scale as the approved plan.

C. A dumpster will be used for the construction debris to prevent materials from blowing into the resource area(s) and it shall be covered at the end of each workday.

D. Limited clearing of vegetation may be allowed to install proposed fencing.

E. Prior to any field changes, a written request to include drawings shall be submitted for review and approval by the Commission and/or its agent. Should dewatering be required for the construction, the Commission shall be notified and shall approve the methods used.

V. **INSPECTOR'S REPORT:** Mr. Giarrusso updated the Commission on the progress with the proposed development of the Beas's site.

**VI. OTHER BUSINESS:**

1) Emergency Certificate # 08-007 – Lowell Street – Silverio

Mr. Giarrusso explained that the water level is up in the Merrimack River and no work could be done at this time, so here is no need for the Emergency Certificate at this time.

2) Emergency Certificate # 08-008 – Forest Lake – City of Methuen

Ms. Lamoureux read a letter dated August 7, 2008, from Frank Russo, City Engineer, requested an Emergency Certificate for work at Forest Lake to address a high bacteria level at Forest Lake.

Mr. Giarrusso elaborated on the issues at the lake and the proposed work.

A motion was made by Mr. Kazanjian; seconded by Mrs. Boulay; so voted, UNANIMOUS to ISSUE an Emergency Certificate for Forest Lake.

**VII. ADJOURN:** A motion was made by Mr. Kazanjian; seconded by Mr. Parsons; so voted, UNANIMOUS to ADJOURN the meeting at 7:23 p.m.

Respectfully submitted by:

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Dianne A. Dewan  
Head Clerk

Reviewed by:

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Christopher Parsons,  
Secretary

Approved on:

08/21/2008

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Date Approved