

**Town of Durham**  
**Inland Wetlands and Watercourses Agency**  
Regular Meeting Minutes  
*Monday, August 8, 2005*

**Call to Order:** The meeting was called to order at 7:45 PM by Vice-Chairman Dick Eriksen at the Durham Public Library.

**Roll Call:** Members present: Dick Eriksen, Alternates present: Trish Dynia. Others Present, Wetland Enforcement Officer Geoff Colegrove, applicants and/or their agents.

NOTE: Mr. Eriksen apologized to the applicants for any inconvenience due to the lack of a quorum. He explained that he would go through the agenda items, applicants would be able to speak, and minor issues could be addressed (i.e. scheduling site walks), but each application would have to be continued to the September meeting for further action.

**Seating of Alternates:** Trish Dynia was seated for George Zeeb.

**Approval of Agenda:** None.

**Approval of Minutes:** None

**Public Session:** Skating Committee members Dave Monroe and Mark Andrews submitted an application for improvements to the Municipal White's Farm Skating Area. Town Engineer Brian Curtis presented the field surveys, showing the existing berm and breach, as well as plans to re-establish the original berm, which had been worn away over many years by repeated flooding. The plan also calls for a concrete outlet structure with stop logs to control the water level. Mr. Curtis noted that he has a call into DEP regarding the project and expects they will need a permit as the work is very close to the state's Route 68 culvert. Mr. Eriksen scheduled a joint site walk with the Skating Pond Committee for Saturday August 20<sup>th</sup>. Members will meet on site at 9 AM.

**Mark Paturzo, Proposed Dredging & Maintenance of Pond, 16 Guire Road:** The Commission received Mr. Paturzo's revised application and map. Mr. Eriksen noted that the Commission had previously waived additional fees on this application in February. At the Commission's request, Mr. Paturzo has since consulted with Geoff Colegrove. The plan calls for the pond to be dredged and the pipes connecting the pond with Herzig Brook to be cleaned. Mr. Colegrove stated that the applicant would either remove the spoils completely from the site, or to a section of his property outside the review area. This activity should take place during a dry month. The Commission will re-review and possibly vote on the application in September.

**PJM Properties, LLC, Update on Cease and Desist Order, 21 Ozick Drive:** Fran Niland of Murphy Pools stated that his company had, "Substantially adhered to the Cease and Desist order." Mr. Colegrove concurred that the fill had been removed from the wetlands, and the area was leveled, graded and seeded; but the gravel has not been removed from the upland review area. The applicant will next appear before Planning & Zoning, and possibly Zoning Board of Appeals. He will return to the September meeting and the Wetland Commission will discuss the issues further, and possibly take some action.

**Jay Cusak, Subdivision Review and Proposed Grading within 100' of a Wetland, Pisgah Road:** Engineer Denise Lord spoke for the applicant, who wishes to conduct grading activities within 50 feet of a wetland drainage swale. This is a 2-lot subdivision with a total of 5.86 acres just east of Laurel Brook Road. The plan was sent to the Town Engineer last week and they are waiting to hear from him. The Commission will review in September.

**Beatrice, Rita and Cathy Valley, Subdivision Review with Wetlands on the Property, Old Blue Hills Road:** The applicants wish to deed a 1.7-acre portion of their 4-acre lot to a cousin who owns property adjacent to this parcel. The 1.7 acres would be incorporated into the cousin's existing parcel. There is no wetland activity planned. The Commission will review in September.

**Greenland Realty, LLC, Modification to Site Plan for Proposed Activity within 100' of a Wetland, 10 Mountain Road:** The Commission accepted the applicant's Revised Site Development Plan but deferred any discussion or action to the September meeting. In the meantime, Commission members will join the Planning & Zoning site walk scheduled for Wednesday, August 10<sup>th</sup>. Members will meet on site at 6 PM

**Greenland Realty, LLC, Proposed Activity within 100' of a Wetland for Removal of Excess materials, 10 Mountain Road:** Same as above.

**Bryant and Margo Esparo, Proposed Clearing of Trees for a Horse Pasture within Wetlands, 36 Bailey Road:** The applicant wishes to conduct selective thinning of trees within the wetland review area in order to allow more grass to grow. The Commission will conduct a site walk of the property immediately following the Skating Pond site walk on 8/20. The applicant stated that the wetlands will have been staked out and mapping revised to scale by the day of the site walk.

**Wetland Enforcement Officer's Report:** None

**Payment of Bills:** Mr. Eriksen signed and approved for payment, a bill from Trish Dynia for secretarial services in the amount of \$97.50.

**Miscellaneous:** None

**Adjournment:** The meeting was adjourned at 8:40 PM.

Respectfully submitted,

Patricia Dynia  
Recording Secretary

*Cc: Town Clerk, Midstate Regional Planning Agency*