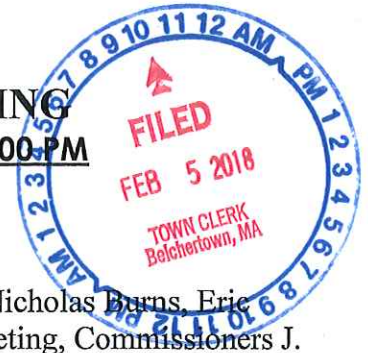


CONSERVATION COMMISSION MEETING
Monday November 13, 2017 Town Hall, Room 101, 7:00 PM

Meeting Minutes



John Henry called the meeting to order at 7:10 PM. Present were Commissioners: Nicholas Burns, Eric Wojtowicz and Mike Cavatorta. Chairman David Haines was not present for the meeting, Commissioners J. Clements, E. Knight were not present for the meeting. LeeAnne Connolly, Conservation Administrator, was present for the meeting. Conservation Clerk, Michele Nowak was present for the meeting.

- 7:10 Request for Determination – 36 Grela Terrace, tree cutting, Map 101, Lot #56.00, Sue Everden & Laurie Shannon, applicants. This meeting was not opened; no quorum. There was no discussion. E. Wojtowicz motioned to continue until Nov 27th meeting, N. Burns seconded. The motion passed unanimously. (4:0)
- 7:15 Notice of Intent – Bardwell St., house construction, DEP #104-1023, Map 268, Lot #28.00 (7), Kenneth & Joyce Douthwright, applicants. The applicants were present for the meeting. Don Frydryk from Sherman & Frydryk was present for the meeting representing the applicants. M. Cavatorta conducted the site visit. D. Frydryk stated that the proposed disturbance is outside the 50 ft. Buffer Zone. The applicant would like to mow twice a year between the 50 ft. Buffer Zone to the 25 ft. Resource Area. It was discussed that permanent markers would be placed at the 50 ft. as well as at the wetlands boundary to insure no mowing beyond the 25 ft. The Commission was informed that K. Morris originally delineated the wetland but did not take soil samples at that time. An abutter in the audience posed questions about the driveway and rock wall and vegetation near the rock wall. At this time the proposed plan has the driveway right up against the 50 ft. Buffer Zone. Should any flags need to be shifted an alternatives analysis will be needed. It was decided that a site visit should occur with the wetland scientist, Keith Morris as well as D. Haines, L. Connolly and any other Commissioner that can attend. M. Cavatorta recommended that the hearing be continued due to the question of soils and the wetland line being different than what is shown on the plan. M. Cavatorta motioned to continue, with the applicant's permission, until the Nov 27th meeting at 7:45 PM, N. Burns seconded. The motion passed unanimously (4:0).
- 7:30 Request for Determination – George Hannum St., snow mobile trail maintenance, Map 242, Lot #36.00, Lawrence Tucker, applicant. The applicant was not present for the meeting. N. Burns conducted the site visit and reported that he did not observe any concerns. A narrative was submitted to the Commission. The proposed work is to replace 1 or 2 top planks on the bridge that is going across the brook, trim the briar patch on one side and maintenance of the trail. Clearing will be only on the trail and any work will be done by hand. M. Cavatorta motioned to issue a Negative Determination, N. Burns seconded. The motion passed unanimously, (4:0).
- 7:45 Request for Determination – 19 Chauncey Walker St., tree cutting, Map 255, Lot #94.00, Douglas Walker, applicant. The applicant was present for the meeting. Both N. Burns and L. Connolly conducted site visits. The proposed work is for an addition of another garage on a house that was built in the late 80s. Bob Stover was present representing the applicant and delineated the wetlands. N. Burns verified the wetland delineation. The proposed work includes the installation of a retaining wall, grading and tree removal and the removal and placement of a boulder to shore up the end of the existing stone wall. There will be no widening of the current driveway, just a new section added leading to the new garage. Some fill will be needed for the grading. The limit of work is at the original stone wall, 40 ft. and the stone wall will not be touched. The Commission had concerns that erosion controls not being shown on the current plan. B. Stover recommended erosion controls extend from the stone wall right to the driveway. Trees were already cleared in the wetland and there were piles of debris from the clearing.

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The Commission instructed the applicant to leave as is and let it regrow and let it naturalize. The Commission requested the applicant hook the silt fence by the driveway to keep it away from the 25 ft. The Commission requested a revised plan be submitted prior to issuing a permit that shows the limit of work clearly delineated as well as erosion controls labelled. M. Cavatorta motioned to issue a Negative Determination as described, contingent on a revised plan by Bob Stover, N. Burns seconded. The motion passed unanimously, (4:0).

8:00 Notice of Intent - 87 Metacomet St., house additions & garage, DEP #104-0000, Map 104, Lot #33.00, David Fuhrmann, applicant. The applicant was present for the meeting. E. Wojtowicz conducted the site visit and noted the vast majority of the work is outside the 100 ft. but had concerns about erosion controls; the few that were there had failed. Photos were presented to the Commission showing the property and house. The proposed work is for an addition for 3 bedrooms. Some clearing has been done, by accident. The applicant did provide the Commission with a Narrative. 3 trees were cut within 50 ft. from the lake. No additional trees will be cut. DEP notified the Commission that the applicant does not have a Chapter 91 for the dock and needs to apply for one. The Commission noted that the dock needs to be shown on the plan. Applicant claimed the dock has been present since the 1950s. The Commission had concerns about the placement of the erosion controls vs. what is shown on the plan and what should be shown on the plan. The applicant requested clarity about erosion controls and the Commission provided in depth information. The Commission wants the silt fence pulled 15 to 20 ft. up towards house, does not want any stumping, wants silt fence trenched in with double staked hay bales and/or use a silt sock. Prior to start of work, L. Connolly will conduct a site visit to review erosion controls. If the applicant cannot pull the work out of the 50 ft. Buffer Zone, an Alternatives Analysis will be required. The house is 45 ft. from the bank of the water. The limit of work will change if the applicant can pull the work out of the 50 ft. Buffer Zone. The Commission requested the placement of permanent markers at 40 ft. to create an undisturbed a Buffer Zone and a revised plan to be submitted to Commission. The applicant informed the Commission that he will be hooked up to Town sewer. The Commission noted that the sewer hookup is not on the current plan and requested that Lewis & Cooke add that to the revised plan. Also, a proposed plantings list of native species to replant and reestablish wildlife habitat in the disturbed area was also requested; some suggestions were 3-5 bushes (depending on size) of low or high bush blueberries, or viburnum. L. Connolly will work with the applicant about the issue placement and type of permanent markers that will demarcate where the yard ends and where the revegetation will begin. The Commission will review the revised plan prior to issuing a permit. M. Cavatorta motioned to continue this hearing, with the applicant's permission, until the Nov. 27th meeting at 8PM, N. Burns seconded. The motion passed unanimously, (4:0)

8:27 Request for Determination – 364 State St., garage addition, Map 251, Lot #11.00, Bruce Bourgeois, applicant. The applicant was present for the meeting. E. Wojtowicz conducted the site visit. The proposed garage addition is to be built on existing lawn. There is an Intermittent Stream which has been addressed by the Commission in previous filings in the past. The applicant will be placing train cabooses on the property that will be 75 ft. from the wetland. The area has been staked. The applicant intends to make the project look like a train station. Currently the location is all field. All work is outside the 50 ft. Buffer Zone. Topography is gentle sloped. The Commission approved the use of a basic silt fence, staked and toed in, at the 55 ft. limit of work that extends from the edge of the house. Applicant stated he has a silt socks for erosion control, so will use it and informed the Commission that he will not do work when it's raining. M. Cavatorta motioned to issue a Negative Determination for the work as described, E. Wojtowicz seconded. The motion passed unanimously, (4:00).

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8:40 Notice of Intent – South Gulf Rd., house construction, DEP #104-0000, Map 206, Lot #19.12, Jackson Brothers Property Management, LLC, applicant. Neil Jackson, applicant, was present for the meeting. L. Connolly confirmed receipt of the DEP number to the Commission. J. Henry conducted the site visit. N. Jackson presented a plan that shows large boulders (2 ft.) as permanent markers every 20 feet., are shown right at the 50 ft. Buffer Zone, J. Henry stated that the silt fence needs to be fixed and shored in. The wetland shown on south side property is a ravine that is flowing heavy right now – it is an Intermittent Stream that goes over the old road. Peter Levesque did all the flagging and confirmed it's not perennial. The lot has already been cleared and the house is staked out. J. Henry had no other issues other than the silt fence being repaired in spots. E. Wojtowicz motioned to issue an Order of Conditions for the work as proposed, N. Burns seconded. The motion passed unanimously, (4:0).

8:50 Notice of Intent – Mountain View Dr., house construction, DEP #104-0000, Map 264, Lot #20.00, Dahlia Dev., LTD, applicant. Neil Jackson was present representing the applicant. J. Henry conducted the site visit. The applicant presented a plan that shows permanent markers. The limit of work is 50 ft. There is no tree clearing or cutting in the 50 ft. J. Henry noticed one missing flag and had concerns about the wetland delineation. The Commission requested a second site visit to gather soil data to confirm the wetland line. Abutters from 86 Mt. View Drive were present and voiced concerns about the extent of the wetlands on the property, and the road drainage pattern. M. Cavatorta motioned to continue the hearing, with the applicant's permission, to Nov. 27th at 8:15, N. Burns seconded. The motion passed unanimously, (4:0).

Certificate of Compliance – 150 Bardwell St., DEP #104-0983, Map 268, Lots #28.06 & #28.07, Susan & Martin Denette, applicants. L. Connolly conducted the site visit and met their chickens. The plan is recorded at Registry of Deeds and the lot is stable. L. Connolly recommended release from the Order of Conditions. N. Burns motioned to issue a Certificate of Compliance, E. Wojtowicz seconded. The motion passed unanimously, (4:0).

Discussion Items: Bills – There were no bills.

- ✦ Minutes - The Commission motioned unanimously (4:0), to approve the 10/16/17 minutes as amended.
- ✦ Miscellaneous Matters - None
- ✦ Emergency Certification – 122 Federal St., Sunoco Gas Station/Convenience Store, Release Notification. 200 gallons of gasoline leaked; they never obtained permits but are cleaning it up and the work is almost completed. An Emergency Certification was issued. M. Cavatorta motioned to ratify the Emergency Certification, E. Wojtowicz seconded. The motion passed unanimously, (4:0).
- ✦ Catherine Dr. Land Gift Deed – The Land Gift Deed will be discussed at the next meeting.
- ✦ New Business – The December meeting date discussed. The Commission agreed on December 11th and it will also be the Christmas party.
- ✦ Forest Cutting Plan- Old Enfield Rd., Quabbin Reservoir, DCR, owner. The Commission reviewed the Forest Cutting Plan.

9:20PM M. Cavatorta motioned to adjourn, E. Wojtowicz seconded. The motion passed unanimously, (4:0).

NEXT MEETING Monday, November 27, 2017