CONSERVATION COMMISSION MEETING
Monday, April 9, 2018 Town Hall, Room 101, 7:05 PM

Meeting Minutes

Chairman David Haines called the meeting to order at 7:05 PM. Present were Commissioners: Mike Cavatorta, John Henry, Jon Clements, Sabrina Moreau, Edward Knight and Eric Wojtowicz. Conservation Administrator Erica Cross was present for the meeting. Conservation Clerk, Michele Nowak, was present for the meeting. Associate member David Lamb was present for the meeting.

7:05 Notice of Intent Cont’d – DEP # 104-1035, 122 Federal St., Map 108, Lot 25.00 Proposed Expansion of Convenience Store, Vrajeshkumar Patel. S. Moreau recused herself from the meeting. Peter LaBarbera was present representing the applicant. J. Henry and E. Wojtowicz conducted the site visit. The proposed work is to expand the building by 142 sq. ft. Mr. LaBarbera did discuss plans for gravel vs. asphalt. The Commission and Agent had concerns about the the wetland boundary, lack of flags, plan details and scaling listed, and the berm. Also discussed were the comments from Tighe & Bond, test pits, and the lack of an Alternatives Analysis and questions about erosion controls and drainage. Also discussed were areas are possibly delineated as Riverfront Area. It was confirmed that DEP reviewed the Stormwater plan. Questions about the limit of work within 25 - 50 ft Buffer Zone. An issue of abutters not being noticed properly came up; a conflict of time was revealed; Mr. LaBarbera altered the legal notice that he sent to the abutters. The Commission had concerns about the status of this meeting in light of this revelation. This hearing will need to be continued until an abutters notification is properly issued. Mr. LaBarbera will restart the process next meeting. He wanted to survey the wetland delineation himself. The Commission requested a signed and stamped survey completed by a licensed professional as per protocol. J. Clements motioned to continue this hearing until May, with the applicant’s permission, E Knight seconded. The motion passed unanimously, (6:0).

7:30 Notice of Intent – DEP #104-000, Lot 11 Lamson Ave., Map 228, Lot 23.11 Proposed Single Family Home & Septic, Deepwoods Real Estate Development, LLC. Alan Weiss present representing the applicant. The buyer of the property was present for the meeting. D. Haines and E. Cross conducted separate site visits. The Commission was informed that the leach field was done by Bill Sieruta, the well is in the buffer zone but nothing else is. The Commission was informed about the history of the property and its wetland delineation. The wetland Flag #3 that was requested by D. Haines to add has been confirmed as completed. The Commission had questions about the well location and some missing information on the current plan. D. Haines will coordinate with A. Weiss to conduct another site visit. M. Cavatorta motioned to continue to April 23rd with the applicant’s permission, E. Knight seconded. The motion passed unanimously, (7:0).

7:52 Notice of Intent Cont’d – DEP # 104-1036 To Be Continued to April 23, 2018 Meeting 87 Metacomet St., Map 104, Lot 33.00, Proposed Water Ski Course, David Fuhrman. M. Cavatorta motioned to continue, with the applicant’s permission until April 23rd, E.
Wojtowicz seconded. There was no discussion on this matter. The motion passed unanimously, (7:0).

7:53 Notice of Intent – DEP #104-000, 56 Gold St., Map 207, Lot 23.00, Proposed Single Family Home & Septic Repair, Dan Waskiewicz. Alan Weiss was present representing the applicant. J. Clements and S. Moreau conducted the site visit. This is a house rebuild. The Commission was informed that the Board of Health requested an alternatives study. The proposed work is to tear down the old house, and build a new one with a new septic system. The intent is to try to get the septic out of the Buffer Zone completely. The only work in the Buffer Zone will be the razing of the structures. Two of the flags (5 & 6) have to be moved. The Commission asked for a revised plan and A. Weiss asked for a continuance to May 15th to revise the plan. J. Clements motioned to continue the hearing, with the applicant’s permission, M. Cavatorta seconded. During discussion on the motion, A. Weiss agreed to continue to April 23rd due to Town Meeting on the 14th. The motion passed unanimously, (7:0).

8:12 Notice of Intent – DEP #104-000, Lot 1 Sargent St., Map 237, Lot 108 Proposed Single Family Home, Well & Septic, LJ Development, L.L.C. D. Haines conducted the site visit with Mark Jackson. Don Frydryk from Sherman & Frydryk requested via email a continuance to April 23rd. J. Clements motioned to continue the hearing, with the applicant’s permission, S. Moreau seconded. There was no discussion on this hearing. The motion passed unanimously, (7:0).

Discussion Items:
- Bills – The Commission voted unanimously, (7:0) to pay the bills.
- Minutes – Continue to next meeting.
- Miscellaneous Matters - None
- Enforcement Orders: Allen Street Gravel Pit – James Hayward. Sediment has made it into Jabish Brook. The Enforcement Order will allow remediation and to temporarily stabilize the area. The property owner has to submit a restoration plan to fix the wetland and will include plans permanent stabilization. The plan will be submitted by April 20th. E. Cross shared with the Commission all the requirements of the Enforcement Order. D. Haines conducted a site visit. He spoke with Chris Lorenzo from DPW about the lower swale and had some recommendations. E. Knight motioned to ratify the Enforcement Order, M. Cavatorta seconded. The motion passed unanimously, (7:0)
- Certificates of Compliance: 40 Front St, Partial Certificates for DEP #104-666 & 104-583. E. Cross informed the Commission of the status of the properties. M. Cavatorta motioned to issue Certificates of Compliance for both, J. Henry seconded. The motion passed unanimously, (7:0) to issue Certificates of Compliance.
- Right of First Refusal – 110 Munsell St. Chapter 61, out of forestry. E. Knight recused himself. J. Clements motioned to send a letter recommending to the Selectman to not exercise their Right of First Refusal, M. Cavatorta seconded. The motion passed unanimously, (7:0).
- Intern Program Update/Approval – E. Cross informed the Commission of 2 applicants. The Commission discussed $200-300 stipend each for hiring both applicants J. Clements motioned to approve $300 per intern, M. Cavatorta seconded. The motion passed
unanimously (7:0).

- Mader Town Forest Update – E. Cross informed the Commission that the Selectmen approved the Conservation Restriction, CPA has voted to support it and the Selectmen approved it to go on a warrant for the Town Meeting. The final copy is going to DCS this week. No action required by the Commission.

- New Business - None

- Conflict of Interest Forms – Anyone who has not done theirs is reminded to do so.

8:42PM J. Clements motioned to adjourn, E Knight seconded. The motion passed unanimously (7:0).

NEXT MEETING Monday, April 23, 2018