

CONSERVATION COMMISSION MEETING

Monday, June 26, 2018 Town Hall, Room 101, 7:00 PM

Meeting Minutes

Chairman David Haines called the meeting to order at 7:05 PM. Present were Commissioners: Mike Cavatorta, John Henry, Eric Wojtowicz, Jon Clements, Sabrina Moreau and Edward Knight. 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 Con'd– DEP # 104-1035, 122 Federal St., Map 108, Lot 25.00, Proposed Expansion of Convenience Store, Vrajeshkumar Patel. The applicant was not present for the meeting. There has been no request for continuance. Abutters were never re-notified. There has been no further contact. The Commission discussed the matter and its plan issues. S. Moreau recused herself. E. Knight motioned to deny an Order of Conditions due to lack of information, J. Clements seconded. The motion passed unanimously, (5:0:1).

Request for Amended Order of Conditions– BCC#17-011 Bylaw Jurisdiction Only 90 Bardwell St., Map 268, Lot 29.07, Proposed Seasonal Mowing, Gregory Titus. The applicant was present for the meeting. D. Lamb conducted a site visit. The proposed work is for mowing twice a year, once in the beginning of September and once in October. The purpose is to keep the grasslands as they are and to prevent invasive brush from taking hold. The Commission discussed the proposal and proximity of mowing near the Resource Area. The Commission requested that the use of concrete bounds be extended to the whole property, and mowing will be restricted to once a year, between September 15th to November 15th. The Commission will require that the applicant has the markers approved prior to the first mowing, and the applicant will be able to mow to the 25ft buffer line but not within 25 feet to the wetland. The Commission also requested an updated plan which shows the placement of the permanent markers and the additional concrete bounds to mark the 50 ft. Buffer Zone. M. Cavatorta motioned to approve the amended Order of Conditions, J. Henry seconded. The motion passed unanimously, (6:0).

Notice of Intent– DEP #104-1039, 111 Daniel Shays Hwy., Map 231, Lot 57.00 Proposed Phase 2 of Housing Complex, Summer Hill Estates. Don Frydryk from Sherman & Frydryk was present representing the applicant. Associate member D. Lamb is a resident of the current complex and recused himself. D. Haines conducted the site visit. Some of the building configurations were changed in phase 2, going from 4 to 2 duplex units due to building codes being changed. The number of units remains the same. Plans were presented to the Commission. There is no proposed disturbance of the wetland in the plans. The road will have the same alignment and drainage remains the same. Buildings are close enough to satisfy the minimum for fire walls. There were no flood plain or Natural Heritage issues. The Commission discussed drainage issues for the new lots.

D. Frydryk stated that there will not be any new discharge or sheet flow. No Alternatives

Analysis was provided.

Monday, June 26, 2018 – Minutes - Page 2

E. Cross noted the silt fence is at 38 ft. and parts of the silt fence is failing. D. Frydryk was informed that he needs a waiver under our bylaw. The Commission noted that the original work was outside the 100 ft. but this filing has work inside the Buffer Zone. The commission requested that a retaining wall be placed at the 50 ft. It was noted that a foundation has already been poured. A Stop Work Order will be issued because no permit was obtained and the lot was already cleared. Abutters present in the audience confirmed recent clearing of land/cutting of trees and mentioned concerns about water in their basements. Commission recommended that their concern was passed on to Tighe & Bond as they are reviewing the project. The Commission will consider an Enforcement Order if there are continued violation. The applicant is required to restore and stabilize disturbed areas inside the 50 ft and any affected wetland areas. Slash should be removed from the buffer zone or resource areas. The Commission requested a new survey and for the applicant to prepare a new proposal. M. Cavatorta motioned to continue, with applicant's permission, until July 9th, J. Clements seconded. The motion passed unanimously, (6:0).

Discussion Items:

- Bills – The Commission voted unanimously, (6:0) to pay the bills.
- Minutes – The Commission voted unanimously, (6:0) to accept the 5/29/18 draft minutes as amended.
- Miscellaneous Matters - None
- Right of First Refusal: 290 Rockrimmon Road – The property owners are selling the whole parcel and want to remove it from Chapter 61B. The Commission agreed to postpone making a decision until July 9th in order to do further research on the property.
- New Business – M. Cavatorta presented a letter from the Tri-Lakes Committee. It covered the removal of beaver dams when blockages of culverts threaten property. Also discussed were debris issues from the hydro raking. E. Cross presented evidential photos to the Commission.
- New Business - 364 State Street, Bruce Bourgeois, BCC #17-39 - erosion issue reported by E. Knight. There are no sediment/erosion controls on site. The Commission agreed it needs to be addressed.

8:38 PM J. Clements motioned to adjourn, E. Knight seconded. The motion passed unanimously, (6:0).

NEXT MEETING Monday, July 9, 2018

10/22/2018 7:30 PM EK motions to accept, SM seconds motion, all in favor