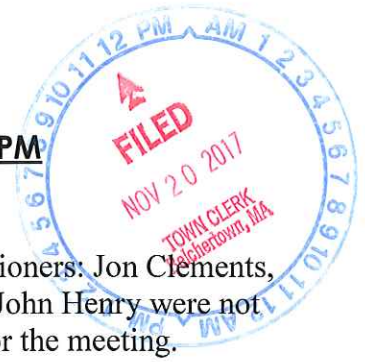


CONSERVATION COMMISSION MEETING

Monday September 11, 2017 Town Hall, Room 101, 7:00 PM

Meeting Minutes



Chairman David Haines called the meeting to order at 7:05 PM. Present were Commissioners: Jon Clements, Mike Cavatorta, Eric Wojtowicz, Nicholas Burns. Commissioners Edward Knight and John Henry were not present for the meeting. LeeAnne Connolly, Conservation Administrator, was present for the meeting. Conservation Clerk, Michele Nowak was present for the meeting. Associate member Linda Leduc was not present for the meeting.

7:15 Notice of Intent, Cont. – Old Amherst Rd., house construction, DEP #104-1018, Map 204, Lot #9.00, Keith McCormick, applicant. The applicant was not present for the meeting. Alan Weiss was present for the meeting representing the applicant. M. Cavatorta conducted the site visit. Natural Heritage comments were received and no issues were found. The concern from last meeting about a possible wet area was identified as ruts from old perc tests and not jurisdictional. Alan Weiss, the wetland consultant conducted a follow up site visit to validate the wetland line. The limit of work is 65 ft. from the wetland. Permanent markers are noted at the 50 ft. limit of work and the Buffer Zone is wooded. The Commission requested that the Order of Conditions shows the limit of work as shown on the plan and any work closer would need a new permit. M. Cavatorta motioned to issue an Order of Conditions, N. Burns seconded. The motion passed unanimously, (5:0).

7:30 Notice of Intent, Cont. – Boardman St., house construction, DEP #104-1019, Map 252, Lot #73.02 (1), Derek Vigneault, applicant. The applicant was present for the meeting. Alan Weiss was present representing the applicant. E. Knight conducted the site visit. E. Knight and A. Weiss conferred during a site visit. The Commission was notified of a small change at the bequest of the Board of Health regarding the well location which moved it further away from the catch basin and all work is shifted out of the 50 ft. Buffer Zone as well more than 10 ft. off of the road property line. A plan showing the well revision was presented to the Commission. The limit of work is 50 ft., with permanent markers and a split rail fence. The Commission specified that the split rail fence needs to be contiguous. The meadow is to remain from the fence to the wetland. The Commission was informed that it's currently mowed. The Commission instructed the applicant not to mow from the wetland boundary to the 25 ft., and mow annually in the fall between the 25 ft. and the 50 ft. Buffer Zone. A gate in the split rail fence at the 50 ft. Buffer Zone was allowed. M. Cavatorta motioned to issue an Order of Conditions as discussed, E. Wojtowicz seconded. The motion passed unanimously, (5:0).

7:45 Request for Determination – 40 Alden Ave., septic system repair, Map 279, Lot #35.00, Joseph LeCours, applicant. The applicant was not present for the meeting. Alan Weiss was present representing the applicant. J. Clements conducted the site visit. The work is over 50 ft. from the Buffer Zone. The septic system is beyond the 50 ft. but it meets Title V requirements and it's an improvement over what is currently there. The Commission discussed the proximity of the septic to the Buffer Zone. If it meets Title V it is understood that the leach field has to be 50 ft. from the Wetland; it satisfies Wetlands Protection Act and the Town's bylaws defers. J. Clements motioned to issue a Negative Determination, M. Cavatorta seconded. The motioned passed unanimously (5:0)

Certificate of Compliance – 590 Federal St., DEP #104-846, Map 105, Lot #29.00, Chad O'Rourke, applicant. L. Connolly conducted the site visit. The trees that were cleared on slope of the hill for the view in 2006/2007 has been replanted and is now well vegetated. The wetland area has been restored and an as-built plan was submitted. L. Connolly recommended a release from the Order of Conditions. J. Clements motioned to issue a Certificate of Compliance, N. Burns seconded. The motion passed unanimously, (5:0).

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Partial Certificate of Compliance – 690 South Washington St., DEP #104-996, Map 280, Lot #4.01(4B), Kenneth Maryea, applicant. L. Connolly conducted the site visit and noted the noncompliance of the split rail fence. There was only a post and a rail. The Commission discussed what was the definition and expectations of an application of a split rail fence. The Commission recommended sending a picture to the applicant showing the proper installation of a split rail fence. The owner was under the impression he could mow behind the split rail fence in the area between the 50ft. Buffer Zone and the 25 ft. Resource Area. L. Connolly recommended postponing this until the fencing issue is resolved. M. Cavatorta motioned not to issue a Partial Certificate of compliance and continue this discussion until the September 25th meeting, E. Wojtowicz seconded. The motion passed unanimously, (5:0).

Discussion Items:

- ✚ Bills – The Commission voted unanimously, (5:0), to pay the bills.
- ✚ Minutes – The Commission voted unanimously, (5:0) to approve the 8/21/17 draft minutes as amended.
- ✚ Miscellaneous Matters – There were no miscellaneous matters.
- ✚ New Business – L. Connolly informed and alerted the Commission that Arthur Delatorre , Bardwell St. Peony Commercial farm, will be coming back before the Commission. The expectation in the Order of Conditions was minimal disturbance in the Riverfront Area since Peonies required minimal maintenance and care. He bulldozed and cleared the whole lot due to the discovery that there was no topsoil and was all rock and boulders, preventing the planting of the Peonies. He also trucked in new fill. L. Connolly did confirm the presence of a silt fence. This matter will be discussed at the next meeting.
- ✚ CPA Committee Representative - L. Leduc resigned as an Associate Member, Citizen at Large for the CPC. The Selectmen will accept her resignation at tonight’s meeting. D. Haines would like someone on the Commission to be a liaison for the CPC; the role needs to be filled. Details of the position will be presented at the next meeting. E. Wojtowicz indicated interest based upon the information presented at the next meeting.
- ✚ ANR Plan – Enoch Sanford Rd., Denise Pols & Polly Prunuske, applicants. L. Connolly informed the Commission that the goal of this ANR is to transfer part of a neighbor’s property to the applicants to facilitate the establishment of a new well near the road. There will be no work in the Riverfront. Their current well is by the river but it dried out in last year’s drought. The Commission reviewed the ANR plan and a standard letter will be sent to the applicant.
- ✚ October Meeting Date – Due to Columbus Day, the Commission voted unanimously, (5:0) to have one meeting in October and agreed on October 16th .
- ✚ MACC Fall Conference – 10/28/17 – L. Connolly informed the Commission about the conferences this year and encouraged attendance.
- ✚ Forest Cutting Plan – West St., Melanie Spellman, owner. The Commission reviewed this forest cutting plan.

7:55 PM M. Cavatorta motioned to adjourn, E. Wojtowicz seconded. The motion passed unanimously, (5:0).

NEXT MEETING Monday, September 25, 2017

