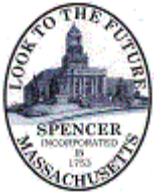


Conservation Commission – Town of Spencer



Minutes

Conservation Commission Meeting
Wednesday, May 8, 2019 at 7:00 PM
Town Hall, McCourt Social Hall

The Meeting was opened at

Commissioners Present: Charlie Bellemer, Margaret Emerson, Mary McLaughlin, Robert Perry, Warren Snow

Commissioners Absent:

Staff present: Jane Green

Staff absent: Margaret Washburn

Minutes Approved: April 24, 2019

Signed: Order of Conditions – 19 Jolicoeur Avenue – Robert Fallon

7:15 p.m. Continuation of the Public Hearing to request to Amend the Order of Conditions for CDW Consultants, Inc.

Property: 92 McCormick Road, Spencer, MA DEP#293-0922

Brian Miller of CDW Consultants and Crosby Martin of McConnell Enterprises, Inc. were present. Mr. Miller clarified the construction sequence and added it to the plan. DCR had a recommendation to put heavy steel plates around all the trees. Mr. Snow wanted to know if the recommendations were on the plans. Mr. Miller said that they did not have time to add them. Ms. McLaughlin suggested that the recommendations be put in as special conditions. Ms. Emerson asked Mr. Martin if there was a plan for the steel plating. Mr. Crosby said there wasn't a detailed plan. The plate will have rubber material under it. The goal is to protect the trees. Mr. Bellemer suggested that they look at each tree after it blooms to make sure they are healthy. He is concerned with the root system. Mr. Martin said the trees are red oak. Ms. Emerson said that if it keeps raining, the soil is going to remain saturated and a tree can come down very easily. Ms. McLaughlin said that the plates should help it. Mr. Martin discussed how there will be six trees with strain on them to even the load. Ms. McLaughlin wanted to know when they were going to begin the project. Mr. Martin would like to do the clearing now and wait until August, when camp is over, to continue the project.

The proposed conditions are as follows:

- *Provide protection of the trees by wrapping the rubber cushion inside the plating.
- * Piles of woodchips can be no higher than 3 inches from the existing soil.
- *Any wood that can't be chipped on the work side will be brought to the staging side and chipped there.

A motion to close the hearing (Snow/Emerson) 5/0 passed.

A motion to approve the plans with special conditions (Snow/Perry) 5/0 passed.

7:30 p.m. Opened the Public Hearing for the Notice of Intent for Spencer Fish & Game Club

Property: 155 Mechanic Street, Spencer, MA DEP#293-0959

Ms. McLaughlin discussed the inspection and read the report. The members looked at the photos. Lauren Sullivan and Jeff Castellani were present. Mr. Castellani said they did surveys of the vegetation and sediment. Their goal is to maintain open water by using some mechanical method and some herbicides.

The proposed conditions are as follows:

- *Two areas of Buttonbush will remain.

A motion to close the hearing (Emerson/Perry) 5/0 passed.

A motion to approve the plans with special conditions (Snow/Perry) 5/0 passed.

7:37 p.m. Opened the Public Hearing for the Notice of Intent for David Cataldo

Property: 21 Sherwood Drive, Spencer MA DEP#293-0962 SW Permit

At the request of the applicant, the hearing has been continued to May 22, 2019.

7:40 p.m. Opened the Public Meeting for the request for Determination of Applicability for Bradley Porter

Property: 54 Brooks Pond Road, Spencer, MA

Bradley Porter was present. Ms. McLaughlin read the report. There is a depression that Mr. Porter wants to fill in. Mr. Bellemer wanted to know if it fills with water. Mr. Porter said it does not fill with water. The Commission members discussed the skunk cabbage. There was discussion about wetlands. The Commission would like to wait to have Ms. Washburn evaluate this, she is a wetlands specialist.

CONTINUE TO MAY 22, 2019

Other Business:

1 Washburn Drive: Albert Starr was not present regarding the Violation. Ms. McLaughlin read Ms. Washburn's report. The Commission discussed the Enforcement Order. There should be no more dumping of brush. Mimi Crowther, representing Brooks Pond Conservation Association, was present and interested to know how this problem will be resolved. There is a lot of run-off and sediment was going into Brooks Pond. The

Commission is going to ask Mr. Starr to do the riprap. The work needs to be done by June 26, 2019 in regards to the Enforcement Order.

106 Clark Road: Request for CofC.

A motion to issue a Certificate of Compliance (Snow/Perry) 5/0 passed.

Luther Hill Park: Marty German came to discuss adding sand to the beach at Luther Hill Park on June 1, 2019. A tractor and a York rake will be used. They will be putting hydraulic booms, 20-ft off the water, along the length of the beach. People have been donating sand every year. Mr. German said that there are a couple of projects that they will be working on. They are removing a bathhouse from 1966 that is falling apart. There is a road next to the bathhouse in which they will add a berm, to stop the water from washing out. They will be putting another berm near the bicycle rack. There will be a new playground on the left side of the handicap ramp. They will be using some of the donated sand for these projects. Ms. McLaughlin wanted to know what was going to happen, if you keep adding sand every year to the beach. Is there something that is going to keep it from going into the water? Mr. German said that they were closed for six years. Last year they had 3 loads and this year there will be 4 loads of sand. Mr. Bellemer wanted to know how much is in a load. A load is 15 yards. The Bond family donates some of the sand. Mr. German stated that it could be raked back. He could consult with Solitude Lake Management for suggestions. The Commission likes the idea of raking the sand away from the water. Mr. Perry suggested a geo screen underneath, to be put in during the fall season when the water level is dropped. Mr. German said, "I want to preserve the beach so the kids can have fun, that's my motto!"

No Disturb/No Build Zones Policy Statement: Mr. Perry said, "I live in a world of regulations. I do not think it is a good policy the way it is written." Mr. Perry said that most towns tie it into their bylaws and with their town Attorney. The Commission discussed this and decided to research this further.

A vote to not sign the No Disturb/No Build Zones Policy Statement.

Lot 2 Marble Road: Enforcement Order-James Hill.

A motion to ratify the Enforcement Order (Bellemer/Perry) 5/0 passed.

86 Wilson Street: Notice of Violation-Joseph & Diana Ford. A revised letter came in today from Scott Morrison from EcoTec, Inc. The Commission discussed the revised letter. The Commission recommends the soil piles be graded back from the stream. EcoTec has to sign off on this work. Let the Commission know when the work is done.

New Applications: 48 Paxton Road, RDA
10 Bellevue Drive, RDA

A motion to adjourn the meeting at 8:40 p.m. (Perry/Bellemer) passed 5/0.

Respectfully submitted by:

Jane Green, Senior Clerk
Development & Inspectional Services

Documents reviewed at the 5/8/19 Spencer Conservation Commission meeting

Agenda for 5/8/19

Margaret's report dated 5/8/19

Minutes 4/24/19

Letter from Brian Miller of CDW Consultants dated 5/7/19 Camp Marshall

Stream map of 1 Washburn Drive

Spencer Conservation Commission No Disturb/No Build Policy

Vista Pruning Protocol from Scott Morrison at 66 G.H.Wilson Road

Revised letter dated 4/25/19 from Scott Morrison at 86 Wilson Street

OofC at 19 Jolicoeur Ave from Robert Fallon

Amended OofC file for 92 McCormick Road

NOI file for 155 Mechanic Street

Continuance form for 21 Sherwood Drive (signed)

RDA file for 54 Brooks Pond Road

No Disturb/No Build Zones Policy Statement

1 Washburn Drive file – Violation

Continuance form for 54 Brooks Pond Road (signed)

86 Wilson Street file - Violation