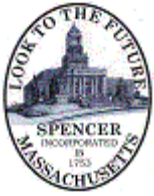


# Conservation Commission – Town of Spencer



## *Minutes*

Conservation Commission Meeting  
Wednesday, March 14, 2018 at 7:00 PM  
Town Hall, McCourt Social Hall

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The Meeting was opened at 7 p.m.

Commissioners Present: Mary McLaughlin, Margaret Emerson, James Bouley, Heidi Olivo, Charlie Bellemer

Commissioners Absent: Warren Snow

Staff present: Margaret Washburn

**Minutes Approved:** February 21, 2018 – Table to March 28, 2018

**Signed:** 18 Lamoureux Lane, Order of Conditions  
66 GH Wilson Road, Order of Conditions

**7:15 p.m. Opened the Continuation of Public Meeting for Request for Determination of Applicability for Alan Nash**

**Property: 30 GH Wilson Road, Spencer, MA**

*At the request of the applicant, the meeting has been continued to March 28, 2018.*

**7:17 p.m. Opened the Continuation of Public Hearing for Notice of Intent for ForeFront Power, LLC**

**Property: 36 Cranberry Meadow Road, Spencer, MA DEP#293-0919**

Juliet Caplinger, from TRC, presented revised plans addressing last revision comments. Ms. Washburn said the plans need to be submitted seven days prior to the meeting. Ms. Caplinger said version 6 plans showed the culvert work to be done under the Order of Conditions for Town-wide road maintenance.

Corey Brodeur, from Lenard Engineering, said he took a quick look at the plans that were emailed today, version 7. He said they still need to revise the plans to show more rip-rap on the basin side slopes. They can either extend the matting to meet the stone or vise versa. He said Basin 1 and 3 on the sheet shows both rock and matting instead of one or the other. Mr. Brodeur, Art Allen, and Ms. Washburn will get comments to Ms. Caplinger so she can submit revised plans by March 21<sup>st</sup>. *At the request of the applicant, the hearing has been continued to March 28, 2018.*

**7:47 p.m. Opened the Continuation of Public Hearing for Notice of Intent for Scott Richardson**

**Property: 72 Donnelly Road, Spencer, MA DEP#293-0917**

Mr. Richardson said he has confirmation that all conditions have been met. Ms. Washburn said at the last meeting Mr. Richardson was informed that test pits in the recharge areas needed to be done and they have not been done. She also said that filter fabric needs to be installed in the driveway stormwater recharge unit. Ms. McLaughlin said she is not opposed to the filter fabric in the driveway recharge unit being a special condition in the Order of Conditions, however, if it can be shown on the plan that would be better. Mr. Richardson will have the plans revised.

Ms. Washburn said Mr. Richardson submitted a stormwater bond estimate of \$9,935.00. Corey Brodeur reviewed it and said the driveway has not been required to be part of this Bond. He said a bond estimate of \$6,703.00 is acceptable.

Jim Hansen introduced himself. He is an eastward abutter to the property. He is concerned that the infiltrator design will not catch sediment runoff and the unit will plug up with sediment. He also questions the size of the infiltrator. The useful volume will be filled up. Mr. Richardson said it has been approved by Corey Brodeur, Professional Engineer.

*At the request of the applicant, the hearing has been continued to March 28, 2018.*

**8:17 p.m. Opened the Continuation of Public Hearing for Notice of Intent for Eric Brown**

**Property: 26 Point Eastalee Drive, Spencer, MA DEP#293-0921**

Ms. Washburn said Mr. Brown never submitted a signed continuance form. *The hearing has been continued to March 28, 2018.*

**8:22 p.m. Opened the Continuation of Public Hearing for Notice of Intent for MA Department of Conservation and Recreation**

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

Ms. Washburn asked the Commission if they want a peer review done for this project. Ms. McLaughlin thinks a peer review should be done. Ms. Emerson said it sounds pretty complicated. Ms. Washburn said flags could be reviewed and Glenn Krevosky could do a peer review for wildlife habitat impacts. The Commission was in agreement to ask Glenn Krevosky for an estimate.

*At the request of the applicant, the hearing has been continued to March 28, 2018.*

**8:34 p.m. Opened the Public Meeting for Request for Determination of Applicability for Gerald Cestaro**

**Property: 20 Laurel Lane, Spencer, MA**

*At the request of the applicant, the meeting has been continued to March 28, 2018.*

**8:35 p.m. Opened the Public Meeting for Request for Determination of Applicability for Gerald Cestaro**

**Property: 18 Laurel Lane, Spencer, MA**

*At the request of the applicant, the meeting has been continued to March 28, 2018.*

**Other Business:**

**9 Wilson Avenue:** Ms. Washburn said that John Joyce submitted a copy of a revised plan showing pervious pavers on the boat launch which was previously to be loamed and seeded. Now that Stiles Reservoir is full of water, it may not be possible to have sediment controls as shown on the plan until the next draw-down. Mr. Joyce asked about paving his section of Wilson Avenue. He was told to look at his deed and ask the assessor who owns it, speak with Steve Tyler, and file a Notice of Intent. *A motion to accept the minor change to the plan (Emerson/Bouley) passed 5/0.*

**7 Wilson Avenue Extension:** Jerry Kuntz is here to address a complaint. Ms. Washburn said on 3/6/18, Eben Butler, Highway Foreman, told her he received a complaint from Debbie Coleman of 37 Wilson Avenue. Ms. Washburn inspected the site on 3/6/18 and met Ms. Coleman and Jerry Kuntz, of Gerry Bergeron & Co., Custom Homes. Wilson Avenue extension had become extremely muddy during the work at 7 Wilson Avenue extension. Sediment entered a catch basin on Wilson Avenue as a result. According to Ms. Coleman, Brunelle Landscaping, working for Gerry Bergeron & Co., dug on her property, and directed sediment-laden runoff onto her property from Wilson Avenue Extension. Ms. Washburn took photos, and Ms. Coleman gave her 2 photos. By the time Ms. Washburn got there, Brunelle had stabilized Wilson Avenue Extension using stone tailings, but Ms. Coleman gave her a photo from 2/28/18 showing this road looking like a river of mud. Ms. Washburn told Ms. Coleman that some of the problem appeared to be a civil complaint between her and Brunelle landscaping. Mr. Kuntz indicated that they would try to satisfy Ms. Coleman's concerns. Brunelle apparently dug a ditch to divert water off Wilson Ave. Extension, and that "diversion" should be stabilized. Mr. Kuntz said Mr. Brunelle will fix the diversion with woodchips in the spring and Mr. Kuntz will let Ms. Washburn know when it's fixed.

**Lake Whittemore:** Ms. Washburn recommends the requested three-year Extension. *A motion to issue the three-year Extension (Olivo/Emerson) passed 5/0.*

**Policy Statement:** The Commission agreed on the following policy statement:  
*It is the policy of the Spencer Conservation Commission to limit shade-buffer cutting for the Riverfront Area for Perennial Streams to 100-feet from the Bank of the Perennial Stream.*

*A motion for the policy (Emerson/Olivo) passed 5/0.*

New Applications: 65 Oakland Drive, RDA  
99 Maple Street, RDA

*A motion to adjourn the meeting at 9:04 p.m. (Olivo/Emerson) passed 5/0.*

Respectfully submitted by:

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Lisa Daoust  
Development & Inspectional Services

Documents reviewed at the 3/14/18 Spencer Conservation Commission meeting:  
Agenda for the 3/14/18 meeting  
Margaret's report dated 3/14/18  
OofC for 18 Lamoureux Lane (signed)  
OofC for 66 GH Wilson Road (signed)  
Continuance form for 30 GH Wilson Road (signed)  
Revised NOI plan for 36 Cranberry Meadow Road  
Continuance form for 36 Cranberry Meadow Road (signed)  
Report from EcoTec, Inc. re: 36 Cranberry Meadow Road, dated 3/9/18  
Report from Lenard Engineering re: 36 Cranberry Meadow Road, dated 3/13/18  
Revised NOI plan for 72 Donnelly Road  
Stormwater bond estimate for 72 Donnelly Road  
Continuance form for 72 Donnelly Road (signed)  
Continuance form for 92 McCormick Road (signed)  
Continuance form for 20 Laurel Lane (signed)  
Continuance form for 18 Laurel Lane (signed)  
Letter from Dale R. Kiley, Esq., to William Ross re: drainage easement for Cranberry Meadow Road  
Email from Joanne Nissen re: Earth Day volunteer  
Complaint files for 7 Wilson Avenue extension  
Revised plan for 9 Wilson Avenue (accepted as a minor change)  
Three-year extension of OofC for Lake Whittemore herbiciding (signed)