

Conservation Commission – Town of Spencer



Minutes

IN-PERSON AND REMOTE MEETING

Conservation Commission Meeting
Wednesday, June 9, 2021 at 7:00 PM
Town Hall, McCourt Social Hall

If remote, please join the meeting from your computer, tablet or smartphone.

<https://www.gotomeet.me/tmiller4/conservation>

IN ORDER TO CALL IN, PLEASE CALL: 1-571-317-3122 AND USE ACCESS
CODE: 454-205-589

TO LISTEN TO THE MEETING ONLY GO TO SCATV.ORG

**PLEASE MUTE PHONES & TV'S AT ALL TIMES EXCEPT WHEN
SPEAKING!**

1.0 The Meeting was opened at 7:00 p.m.

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

Commissioners Absent: Charlie Bellemer

Staff present: Jane Green

Staff absent:

2.0 7:02 pm. Minutes Approved: *A motion to approve the May 26, 2021 minutes as amended (Perry/Emerson) 4/0 passed with a roll call vote: Perry-yes, Emerson-yes, McLaughlin-yes, Snow-yes.*

3.0 Signed: There were no items to be signed.

4.0 Public Hearing/Meetings

4.1 7:07 p.m. Continued the Public Hearing for the Notice of Intent for Christine & Edwin Mullen

Property: Lot 1 North Spencer Road, Spencer, MA DEP#293-0987

At the request from the applicant, the hearing has been continued to June 23, 2021.

4.2 7:09 p.m. Continued the Public Hearing for the Notice of Intent for Gordon Letour

Property: 10 Meadow Road, Spencer, MA DEP#293-1007

At the request from the applicant, the hearing has been continued to June 23, 2021.

4.3 7:10 p.m. Continued the Public Meeting for the Request for Determination of Applicability for Wayne St. Germain

Property: 40 Wilson Street, Spencer, MA

Wayne St. Germain joined the meeting along with the homeowner John Lacroix. Mr. St. Germain said that Mr. Lacroix will dig the footings by hand. The Commission would like staked wattles to prevent erosion.

A motion to close the public meeting (Emerson/Perry) 4/0 passed.

A motion for a negative #3 Determination with stipulations (Emerson/Snow) 4/0 passed.

All in favor: Emerson-yes, Snow-yes, Perry-yes, McLaughlin-yes.

4.4 7:18 p.m. Opened the Public Hearing for the Notice of Intent for Patrick Daly

Property: 18 Briarcliff Lane, Spencer, MA DEP#293-1014

The representative Brian Hill, from Land Planning, joined the hearing. They are looking to add a small addition to their house. They would like to cut down three trees. There will not be any digging and the stumps will remain. The Commission looked at the plans. They would like to remove the retaining wall. Mr. Snow wanted to know if they were going to replace any trees. One of the Commission's requirements is to replace a tree when one is cut down in a jurisdictional area. Since it is a small area, they do not have to replace all of them. The Commission has a list of trees they will share with the applicant.

A motion to close the public hearing (Snow/Perry) 4/0 passed.

All in favor: Emerson-yes, Snow-yes, Perry-yes, McLaughlin-yes.

A motion to approve the Order of Conditions with stipulations (Snow/Perry) 4/0 passed.

All in favor: Snow-yes, Perry-yes, Emerson-yes, McLaughlin-yes.

4.5 7:31 p.m. Opened the Public Hearing for the Notice of Intent for Adrian Eugene Williams

Property: 28 South Spencer Road, Spencer, MA no DEP# has been issued.

The applicant was not present. There is no DEP number. Mr. Snow wanted to know about the Notice of Violation. They cleared brush right down to the river. There is gullying. The Commission wants a letter sent that states that there was clearing done in the waterfront and fill put in the resource area.

At the request of the Commission, the hearing will be continued to June 23, 2021.

5.0 Other Business

5.1 Dock Discussion – The Commission discussed researching docks. Mr. Perry said there is guidance in the state for great ponds and for harbormaster rules. He said we could check with other ConComs to see what requirements they have if any. Mr. Perry said that the Commission should tread lightly on this because this is the harbormasters area of expertise. Ms. Emerson suggested guidance documents on our website.

5.2 Bixby Trail Discussion- Common Ground Land Trust was going to talk to the owners about the debris, rubbish and vandalism. Ms. McLaughlin is going to send an email to Jan Parke and ask her if this was rectified.

5.3 10 Blueberry Hill Drive - Ms. McLaughlin read the inspection report. There is gulying. Months ago, Mr. Russell told the owner what needed to be done. They need to stabilize the area. The Commission would like a letter sent to the owner that states they need to rectify the gulying by August 11, 2021.

5.4 79 Westland Drive -There is debris in the wetlands. Mr. Russell sent enforcement and Notice of Violation letters. The office has not received anything back from the owner. The Commission would like a letter sent informing the owners they need to provide a restoration plan by June 23, 2021.

5.5 7 Sycamore Avenue – Inspection A few of the members went out and inspected. Ms. McLaughlin read the inspection report. Everything looked good. The applicant requested a Certificate of Compliance.

A motion to issue the Certificate of Compliance for 7 Sycamore Ave (Perry/Emerson) 4/0 passed.

5.6 Lot 3 North Spencer Road – Erosion controls are deteriorated. There is water gulying in the wetlands. There was a discussion about who owns the property. The Commission would like to send a Notice of Violation letter to the owner. The erosion controls need to be replaced and stabilized. There was a discussion about the driveway and if it is shared or not. It is a mess.

24 Oak Lane – Wattles are in and the sod is close to dead. The Commission would like a letter sent to the owner that requires them to take care of the sod or replace it.

Donnelly Cross Road Bridge -A few members went back to inspect again. It has grown in good. Mr. Perry said that there are some potential changes to the bridge. There is a swale that they want to re-direct because it is on someone's property.

2 East Avenue – There is a tree near the water that needs to come down. Mr. Bellemer checked it out. The Commission needs to talk to Mr. Bellemer about his site visit.

New Applications: 64 Chickering Road - RDA

A motion to adjourn the meeting at 8:33p.m. (Perry/Emerson) 4/0 passed.

Respectfully submitted by:


Jane Green, Senior Clerk
Development & Inspectional Services

Documents reviewed at the June 9, 2021 Conservation Commission Meeting

Minutes 5/26/21

Agenda 6/9/21

Continuance form- Lot 1 North Spencer Road

Continuance form -10 Meadow Road

RDA -40 Wilson Street

Order of Conditions- 18 Briarcliff Lane

Continuance form- 28 South Spencer Road

10 Blueberry Hill -Inspection report/photo

Westland Drive- photos

7 Sycamore Ave – Inspection Report/photos

Lot 3 North Spencer Road – Photos

24 Oak Lane- photos

Donnelly Cross Road Bridge - photos