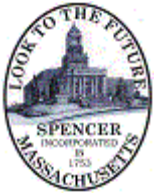


Conservation Commission – Town of Spencer

Minutes



Conservation Commission Meeting
Wednesday, August 11, 2021 at 7:00 PM
Town Hall, McCourt Social Hall

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

IN-PERSON AND REMOTE MEETING

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

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

**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 (arrived 7:05 p.m.) & Warren Snow

Commissioners Absent: Charlie Bellemer

Staff present: Lauren Trifone & Jane Green

Staff absent:

2.0 Minutes Approved: *A motion to approve the minutes of July 14, 2021 as amended (Snow/Emerson) 3/0 passed.*

A motion to approve the minutes of July 28, 2021 as amended (Snow/Emerson) 3/0 passed.

3.0 Signed: There were no items to be signed.

7:08 p.m. 4.1 Continued the Public Hearing for the Notice of Intent for Bertin Engineering

Property: Charlton & Bacon Hill Roads, Spencer, MA DEP#293-0984

The applicant's representatives T.J. Recupero and Jeremy Chapman joined the hearing. They are waiting on comments from BSC Group. They would like to continue the hearing.

At the request of the applicant, the hearing has been continued to September 8, 2021.

7:11 p.m. 4.2 Continued the Public Hearing for the Notice of Intent for Christine & Edwin Mullen

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

The applicant requested a Continuance.

At the request of the applicant, the hearing has been continued to August 28, 2021.

7:14 p.m. 4.3 Continued the Public Hearing for the Notice of Intent for Gordon Letour

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

The applicant reported to the office that they are revising the plans to show the wetlands correctly.

At the request of the applicant, the hearing has been continued to August 28, 2021.

5.0 Other Business:

5.1 10 Blueberry Hill Drive – The Commission discussed their concerns with the gullying. They talked about the problem of deviating from the Order of Conditions plan as well. Ms. Trifone had spoken with the owner and told her there were many concerns, but that the owners need to come up with a plan to resolve the gullying and stabilize the area. The Commission decided (at 7:19 p.m.) to continue discussing this at the end of the meeting. The Commission looked at the plans. There are no gutters shown on the plans or on the building. The Hostas did not help mitigate the gullying. The owner needs to find a solution for the gullying. The Commission plans to go out for another site visit.

5.2 33 Oakland Drive – Ms. McLaughlin recused herself.

As a resident, Ms. McLaughlin said that she was out on her boat and saw a deck being torn down 25 feet from the water. She emailed Ms. Trifone and let her know about the work being done without a permit. There is a building permit for this deck. ConCom signed off but did not realize the work was within 100 feet of the water. Also, the homeowner checked off that the work was more than 100 ft from the water. The deck is in ConCom's jurisdiction. Anthony Alan the contractor, joined the meeting. The plan is to hand dig for the sonotubes. The Commission would like an RDA filed for the work. A

site visit will be scheduled to inspect the erosion controls and determine if work can continue.

5.3 Hastings Road – Ms. Trifone said the plan is to get the driveway built. The applicant Richard Leveillee joined the meeting. There was a discussion about the erosion problems. Terry Parker who works with Mr. Leveillee said there are check dams and a retention pond. Mr. Leveillee said that they cleaned up the ditches. Ms. Trifone would like the hay bales cleaned up. Mr. Perry recommended a wattle up on the north side near the poles. Mr. Leveillee and Mr. Parker said they will notify us when erosion controls are replaced. ConCom will inspect prior to the driveway going in.

5.4 28 Briarcliff Lane- Jen Reil wanted to talk to the Commission about multiple problems coming from Lamoureux Lane. Ms. Reil has hired EcoTec Inc. to work on the problems. There was a discussion about her right-of-way that is blocked by haybales placed on 4 Lamoureux Lane. The Commission had asked the neighbor, Mike Nardone to put the haybales down to protect the wetlands when they were out for a site visit. Ms. Reil asked if she could remove hay bales since they are on her easement. ConCom said that she has the right to do so, but she would be going against the Commission's request. Ms. Reil told the Commission that Mr. Nardone never received a driveway permit. She went to the highway department to see if there was one. Mr. Nardone is working with the residents that live on Lamoureux Lane to come up with a resolution for the erosion. The Commission is working with the Highway Department to work on the problems with Briarcliff Lane. Gary Woodbury, a resident and member of the Board of Selectmen, joined the meeting. He is the liaison for the Highway Department. Mr. Woodbury explained the process of getting a driveway permit. He also said that folks can request a betterment and the town offers grindings. The Commission concluded that this is a civil matter.

5.5 Westland Drive – The Conservation office has not heard back from the owner of the property. Mr. Woodbury suggested a certified letter sent be by the Town Attorney.

6.0 Agent's Report: Ms. Trifone discussed her report throughout the meeting.

Agent's report is appended to and made part of the minutes.

New Applications: 23 Sherman Grove – RDA
40 South Spencer Road – Request for Certificate of Compliance

A motion to adjourn the meeting at 8:40 p.m. (Perry/Snow) passed 4/0.

Respectfully submitted by:

Jane Green, Senior Clerk
Development & Inspectional Services

Documents reviewed at the August 11, 2021 Conservation Commission Meeting

Agenda 8/11/21

Minutes 7/14/21

Continuance form Charlton & Bacon Hill Roads

Continuance form Lot 1 North Spencer Road

Continuance form 10 Meadow Road