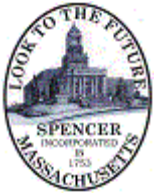


Conservation Commission – Town of Spencer

Minutes



Conservation Commission Meeting
Wednesday, October 13, 2021 at 6:00 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. The Meeting was opened at 6:00 p.m.

Commissioners Present: Charlie Bellemer, Margaret Emerson (Provisional Chair),
Robert Perry & Warren Snow

Commissioners Absent: Mary McLaughlin

Staff present: Jane Green & Lauren Trifone
Staff absent:

2. Signed: There were no items to be signed.

3.Public Hearing/Meetings

a. 6:00 p.m. Continued the Public Hearing for the Notice of Intent for Gordon Letour

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

Glenn Krevosky, from EBT Environmental Consultants, discussed
the old fill area near the dam. He talked about the plants that are in that area.

At the request of the applicant, the hearing has been continued to October 27, 2021.

b. 6:10 p.m. Continued the Public Hearing for the Notice of Intent for Christine & Edwin Mullen

Property: Lot 1 (32) North Spencer Road, Spencer, MA DEP#293-0987

Glenn Krevosky, from EBT Environmental Consultants and Zachary Gless, from Existing Grade Inc., discussed the “good” versus “fair” value and how it would impact the design of the plan. The Commission would like the peer reviewer from BSC Group to give their position on the reason for the value rating. The reviewer, Dominic Rinaldi, was in another meeting. Mr. Krevosky said the terms used for rating are subjective. Mr. Krevosky would like to see a picture/photo or definition of what is good versus what is fair example.

At the request of the applicant, the hearing has been continued to October 27, 2021.

c. 6:19 p.m. Continued the Public Hearing for the Notice of Intent for Francis White
Property: 69 West Main Street, Spencer, MA DEP#293-1022

Jean Christy, a Sr. Engineer from Tighe & Bond, discussed the changes to the plans. The Commission looked at the revised plans. They did not see any issues during the site visit.

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

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

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

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

d. 6:38 p.m. Opened the Public Meeting for the Request for Determination of Applicability for Dean & Michele Chaffe

Property: 4 Wilson Street, Spencer, MA

Dean & Michele Chaffe told the Commission that there are three maple trees too close to their house. They are concerned that the trees could fall on the house or on the garage. Roots are sticking up in the soil. The Commission members looked at the plans. The stumps will remain. Ms. Emerson read the inspection report. There are a lot of trees on the property, therefore the Commission decided they do not need to replace the trees.

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

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

A motion to approve the Determination of Applicability (Perry/Bellemer) 4/0 passed.

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

e. 6:47 p.m. Opened the Public Meeting for the Request for Determination of Applicability for Benjamin Paul Goodwin

Property: 45 Lambs Grove, Spencer, MA

Benjamin Goodwin would like to take down some white pine trees. Branches from one of

the trees went through a shed last year. Another tree took down some wires and almost hit the neighbors' home. He will be using a crane and a boom. The Commission would like eight replacement plantings. The Commission looked at the plans. Ms. Emerson read the inspection report.

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

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

A motion to approve the Determination of Applicability (Bellemer/Perry) 4/0 passed.

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

f. 7:00 p.m. Opened the Public Meeting for the Request for Determination of

Applicability for John Stone

Property: 32-47 Laurel Lane, Spencer, MA

Scott Morrison, from EcoTec, Inc., discussed the proposed plan to repave the street. The plan is to complete it in three days. There will be erosion controls near the streams. Ms. Emerson read the inspection report. Mr. Bellemer said there is a culvert under the road which outputs to Sugden Reservoir between house 20 & 22. The Commission recommended adding some rocks to slow down the flow.

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

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

A motion to approve the Determination of Applicability (Bellemer/Perry) 4/0 passed.

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

g. 7:07 p.m. Opened the Public Meeting for the Request for Determination of

Applicability for Thomas Pelletier

Property: 52 Browning Pond Road, Spencer, MA

Thomas Pelletier wants to remove a white pine. Ms. Emerson read the inspection report.

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

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

A motion to approve the Determination of Applicability (Perry/Snow) 4/0 passed.

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

h. 7:10 p.m. Opened the Public Meeting for the Request for Determination of

Applicability for Rick Simonovitch

Property: 36 Westland Drive, Spencer, MA

Ms. Trifone said that this was an emergency tree removal. She told Mr. Simonovitch that he could take down the tree because it was in danger of falling on the house. A fence was removed prior to the tree removal and the applicant would like to replace it. Ms. Emerson read the inspection report.

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

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

A motion to approve the Determination of Applicability (Snow/Bellemer) 4/0 passed.

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

i. 7:15 p.m. Opened the Public Meeting for the Request for Determination of Applicability for Laura C. Joyce
Property: 9 Wilson Avenue, Spencer, MA

Ms. Trifone said this was an after the fact retaining wall. The Commission looked at the plans. Ms. Emerson read the inspection report.

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

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

A motion to approve the Determination of Applicability (Bellemer/Perry) 4/0 passed.

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

j. 7:20 p.m. Opened the Public Hearing for the Notice of Intent for Robert Ceppi
Property: 18 Elm Street, Spencer, MA DEP#293-1025

A representative, Frank Postma (the LSP for the project) and Alex Patterson, a Wetland Specialist, joined the hearing remotely. The applicant, Robert Ceppi, explained the proposed project. They want to clean up the property and remove oil contaminated soil. It will be removed to a licensed disposal facility. Mr. Postma discussed the previous history of the site and the chemicals in the soil. There will be erosion controls and the job will take about a week to complete. There is no plan to fill the area. Ms. Emerson read the inspection report.

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

All in favor: Snow-yes, Bellemer-yes, Perry-yes, Emerson-yes

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

All in favor: Snow-yes, Bellemer-yes, Perry-yes, Emerson-yes

k. 7:38 p.m. Opened the Public Hearing for the Notice of Intent for John & Brenda Kelley

Property: 24 Briarcliff Lane, Spencer, MA DEP#293-1023

Mary Ann Dipinto, from Three Oaks Environmental, and Richard Gobi, the Septic Designer, were present. Mr. Gobi explained the proposed work. He addressed the run-off. Ms. Emerson read the inspection report. The Commission would like one of the conditions to be to keep the drainage basin clear.

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

All in favor: Snow-yes, Bellemer-yes, Perry-yes, Emerson-yes

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

All in favor: Snow-yes, Bellemer-yes, Perry-yes, Emerson-yes

l. 7:50 p.m. Opened the Public Hearing for the Notice of Intent for Kenneth & Heidi Laliberte

Property: 14 Washburn Terrace, Spencer, MA DEP#293-1026

Kenneth & Heidi Laliberte joined the hearing remotely. Jason Dubois, of DC Engineering said that it was a failed septic system. They will replace it with a tank and pump chamber. The Commission looked at the plans. Ms. Emerson read the inspection report. There will be a stockpile on site.

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

All in favor: Snow-yes, Bellemer-yes, Perry-yes, Emerson-yes

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

All in favor: Snow-yes, Bellemer-yes, Perry-yes, Emerson-yes

m. 7:57 p.m. Opened the Public Hearing for the Notice of Intent for SJC Development

Property: Wire Village Road, Spencer, MA no DEP# issued

There is no DEP# therefore the meeting needs to be continued. The Commission would like to wait until the response from DEP has been received. Ms. Emerson read the inspection report.

At the request of the applicant, the hearing has been continued to October 27, 2021.

n. 8:01 p.m. Opened the Public Hearing for the Notice of Intent for David Franca

Property: R25-35 Donnelly Road, Spencer, MA DEP#293-1024

A representative, Michael Scott an Engineer from Plan Design Collaborative, joined the Hearing remotely. The revised plans were emailed today. Ms. Trifone discussed the site visit. The Commission looked at the plans while Mr. Scott discussed the plans. We need to wait for the Peer Review to be completed.

At the request of the applicant, the hearing has been continued to November 17, 2021.

4. Other Business:

- a. **21 Rustic Lane** – Ms. Trifone did a site inspection. The work looks great.

A motion to approve the Certificate of Compliance (Perry/Snow) 4/0 passed.

- b. **7.5 Meadow Road & Wire Village Road** -Ms. Trifone said the pole was replaced and everything is growing well.

A motion to approve the Certificate of Compliance (Bellemer/Perry) 4/0 passed.

- c. **Cherry Street., Wall St., & Lloyd Dyer Dr**-Road paving, a drain and culvert. Everything looks good, vegetation is growing back.

A motion to approve the Certificate of Compliance (Perry/Bellemer) 4/0 passed.

- d. **48 East Charlton Road**-Ms. Trifone said this was a new build. Vegetation is growing back.

A motion to approve the Certificate of Compliance (Perry/Bellemer) 4/0 passed.

5. Agent's Update:

- a. **Meeting Deadlines – 2022** The Commission would like to take some more time to look at the dates.
- b. **Charlton & Bacon Hill Roads & Ash Street –** the office received new paperwork.

6. Minutes Approved:

A motion to approve the minutes of September 22, 2021 as amended (Perry/Snow) 4/0 passed.

7. New Applications:

- a. 8 Marble Road – RDA
- b. 25 Delude Avenue - RDA

A motion to adjourn the meeting at 8:51 p.m. (Perry/Snow) 4/0 passed.

Respectfully submitted by:

Jane Green, Senior Clerk
Development & Inspectional Services

Documents reviewed at the 10/13/21 Conservation Commission Meeting

Agenda – October 13, 2021

Minutes – August 22, 2021

Continuance form – 10 Meadow Road

Continuance form - Lot 1 (32) North Spencer Road

Order of Conditions - 69 West Main Street

Determination of Applicability – 4 Wilson Avenue

Determination of Applicability – 45 Lambs Grove

Determination of Applicability 32-47 Laurel Lane

Determination of Applicability - 52 Browning Pond Circle

Determination of Applicability - 36 Westland Drive

Determination of Applicability - 9 Wilson Ave

Order of Conditions - 18 Elm Street

Order of Conditions - 24 Briarcliff Lane

Order of Conditions - 14 Washburn Terrace

Continuance form - Wire Village Road

Continuance form 35-25 Donnelly Road

Certificate of Compliance - 21 Rustic Lane

Certificate of Compliance - 7.5 Meadow & Wire Village Road

Certificate of Compliance - Cherry St., Wall St. & Lloyd Dyer

Certificate of Compliance - 48 East Charlton Road

Meeting Deadlines - 2022