

# Conservation Commission – Town of Spencer

## *Minutes*



Conservation Commission Meeting  
Wednesday, January 12, 2022 at 6:15 PM  
Town Hall, McCourt Social Hall

**Please join my meeting from your computer, tablet or smartphone.**

<https://global.gotomeeting.com/join/220141445>

**You can also dial in using your phone.**

United States: [+1 \(224\) 501-3412](tel:+12245013412)

**Access Code:** 220-141-445

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**1.0** The Meeting was opened at 6:15 p.m.

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

Commissioners Absent: Charlie Bellemer

Staff present: Lauren Trifone, Jane Green

Staff absent:

## **2.0 Public Hearing/Meetings**

### **a. 6:15 p.m. Opened the Public Hearing for the Request for Determination of Applicability for Martin Nathan**

#### **Property: 1 Nottingham Circle, Spencer, MA**

Mr. Nathan said that the tree was taken down because it would have landed on his neighbor's house. Ms. Trifone issued an Emergency Certification to take it down on November 11, 2021. The Commission requested that an RDA be filed after the fact.

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

*All in favor: Emerson-Aye, Perry-Aye, Snow-Aye, McLaughlin-Aye.*

*A motion for a negative determination (Snow/Perry) 4/0 passed.*

*All in favor: Emerson-Aye, Perry-Aye, Snow-Aye, McLaughlin-Aye.*

**b. 6:23 p.m. Opened the Public Meeting for the Request for Determination of Applicability for Sean & Cheryl Wood**

**Property: 19 Sherwood Drive, Spencer, MA**

The applicant could not attend the meeting.

*At the request of the Commission, the hearing has been continued to January 26, 2022.*

**c. 6:25 p.m. Continued the Public Hearing for the Notice of Intent for Gordon Letour**

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

Ms. Trifone spoke with Glenn Krevosky of EBT Environmental Consultants, Inc. Mr. Krevosky was asked to work on the project a few months ago. He said that the scope of the project may need more restoration in an area located across the street. The engineer for the project is no longer on this project. The Commission would like to know the status of the project at the next hearing.

*At the request of the applicant, the hearing has been continued to January 26, 2022.*

**d. 6:29 p.m. Continued the Public Hearing for the Notice of Intent for David Franca**

**Property: R35-25 Donnelly Road, Spencer, MA DEP#293-1024**

This project is being held up by the Planning Board.

*At the request of the applicant, the hearing has been continued to February 9, 2022.*

**e. 6:38 p.m. Continued the Public Hearing for the Notice of Intent for Jennifer Reil**  
**Property: Briarcliff Lane, Spencer, MA DEP#293-1028**

Scott Jordan, from EcoTec, and Jason Dubois, from D.C. Engineering, presented the revised plans. They addressed the concerns that Conservation had addressed, after having a site walk with Ms. Trifone and Bill Cundiff, the Superintendent of Utilities and Facilities. There will be no changes to the drainage pattern for the driveway. They will stabilize the slope with seed and use erosion controls. They addressed the snow storage concern that Ms. Trifone had. Ms. Trifone discussed the special conditions with the Commission.

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

*All in favor: Emerson-Aye, Perry-Aye, Snow-Aye, McLaughlin-Aye.*

*A motion to approve the OofC with special conditions (Perry/Snow) 4/0 passed.*

*All in favor: Emerson-Aye, Perry-Aye, Snow-Aye, McLaughlin-Aye.*

### **3.0 Other Business:**

- a. Chapter 61A Right of First Refusal – Laureldale Trust: Ms. Trifone said that it is a 2-acre property between two houses on Paxton Road. The entire property has 168 acres of land. The sale is for \$10,000. Ms. Trifone recommended that the Commission waive the Right of First Refusal. The Commission looked at the map of the property and discussed the location of it.

*A motion to waive the right of first refusal for Laureldale Trust (Emerson/Snow) 4/0 passed.*

*All in favor: Emerson-Aye, Perry-Aye, Snow-Aye, McLaughlin-Aye.*

- b. Extension OofC – 155 Mechanic Street  
This extension is for aquatic management at Spencer Fish & Game.

*A motion to approve the extension for 3 years (Perry/Snow) 4/0 passed.*

*All in favor: Emerson-Aye, Perry-Aye, Snow-Aye, McLaughlin-Aye.*

### **4.0 Agent's Update:**

- a. Ms. Trifone requested approval from the Commission to purchase the current Natural Heritage Map for \$25.00.

*A motion to purchase the map for \$25.00 (Perry/Snow) 4/0 passed.*

*All in favor: Emerson-Aye, Perry-Aye, Snow-Aye, McLaughlin-Aye.*

- b. Ms. McLaughlin wanted to know about the treatment at Sugden Reservoir for the cattails. Ms. Trifone is waiting to hear back about the treatment product information. She would also like a diagram of the areas to be treated.
- c. Ms. Trifone asked the Commission what the details were regarding the updated wording to the forestry bylaw. Ms. McLaughlin said that the way it was worded would not hold up in court, that is why it was revised. Last year the Moderator would not allow Ms. McLaughlin to speak and update the forestry bylaw at the town meeting.
- d. Ms. Trifone is working on packets for realtors and home buyers to inform them of wetlands and the WPA, the buffer zone, Conservation issues and permit filing.
- e. Ms. Trifone updated the RDA and NOI packets. There was an inconsistency in 2.3.2 regulations stating we require 3 copies, but it has been changed to two copies.

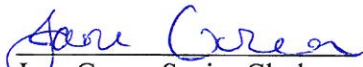
- f. Martin German would like a packet to give to residents on how to maintain lawn care. This would go out to all lake residents.

**5.0 Minutes:** 12/15/21 *A motion to approve the minutes at 7:11 p.m. (Perry/Snow) 4/0 passed.*

**6.0 New Applications:** NOI – Burncoat Pond  
RDA – 79 Wilson Avenue

**7.0** *A motion to adjourn the meeting at 7:12 p.m. (Perry/Snow) 4/0 passed.*

Respectfully submitted by:



Jane Green, Senior Clerk  
Development & Inspectional Services

**Documents reviewed at the 1/12/22 Conservation Commission Meeting**

Agenda 1/12/22

Minutes 12/15/21

DOA – 1 Nottingham Circle

Continuance form – 19 Sherwood Drive

Continuance form – 10 Meadow Road

Order of Conditions – Briarcliff Lane

Extension Order of Conditions – 155 Mechanic Street

Ms. Trifone's Updates