



Conservation Commission – Town of Spencer

Minutes

Conservation Commission Meeting
Wednesday October 11, 2023 at 6:15 p.m.
Town Hall, McCourt Social Hall

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

<http://meet.goto.com/spencerODIS/conservation>

IN-PERSON AND REMOTE MEETING

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

Commissioners Present: Charlie Bellemer, Margaret Emerson, Mary McLaughlin,
Dennis Shiver, Shannon Housh & Warren Snow (remote)

Staff present: Lauren Vivier

Staff absent: Jane Green

2. Public Hearings/Meetings:

**a. 6:15 p.m. Continued the Public Meeting for the Notice of Intent and SW Permit
for Colin Derhammer**

Property: Charlton & Bacon Hill Road, Spencer, MA DEP#293-1040

Ms. McLaughlin asked if there were any comments regarding the Conditions. Mr. Snow wanted to know who is going to monitor, from the town's side, the project. Ms. Vivier said ODIS (Office of Development and Inspectional Services) will be the monitor. Ms. Emerson questioned if they got the proposed conditions and if they accepted them. Ms.

Vivier said she had to verify the flags for Ash Street that were not verified. Mr. Recupero would like them verified.

A motion to accept the conditions and the SW Bond as presented (Emerson/Bellemer) 4/0 passed.

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

A motion to grant the 25-ft waiver on Charlton & Bacon Hill Road (Emerson/Bellemer) 4/0 passed.

Bellemer-yes, Emerson-yes, Snow-yes, McLaughlin-yes.

b. 6:24 p.m. Continued the Public Meeting for the Notice of Intent and SW Permit for Colin Derhammer

Property: R27-1 Ash Street, Spencer, MA DEP#293-1037

Ms. McLaughlin asked if there were any comments on the conditions. Ms. Vivier has to verify the flagging.

A motion to accept the order of conditions and the SW Bond providing that the flag numbers be added to #97 (Emerson/Bellemer) 4/0 passed.

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

A motion for the 25-ft waiver for Ash Street (Emerson/Bellemer) 4/0 passed.

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

3. Other Business:

a. 111 Wilson Avenue – Request for CofC

Ms. McLaughlin read the inspection report. This was for one of the septic systems.

A motion to grant the CofC for 111 Wilson Avenue (Emerson/Bellemer) 6/0 passed.

All in favor: Housh-yes, Bellemer-yes, Emerson-yes, Snow-yes, Shiver-yes, McLaughlin-yes

b. 47 Lambs Grove (293-0514) – Request for CofC

Ms. McLaughlin read the inspection report regarding the septic. There were no concerns.

A motion to grant the CofC for 293-0514 (Emerson/Bellemer) 6/0 passed.

All in favor: Housh-yes, Bellemer-yes, Emerson-yes, Snow-yes, Shiver-yes, McLaughlin-yes

c. 47 Lambs Grove (293-0282) - Request for CofC

This was for the second septic system. There were no concerns.

A motion to grant the CofC for 111 Wilson Avenue (Emerson/Bellemer) 6/0 passed.

All in favor: Housh-yes, Bellemer-yes, Emerson-yes, Snow-yes, Shiver-yes, McLaughlin-yes

d. 230 North Spencer Road – Complaint

The property owner requested a release of the SW Bond, they should have requested a Certificate of Compliance beforehand. The next day, Ms. Vivier received a complaint about the runoff that a neighbor gets from this property. There is a shed on the property, in wetlands jurisdiction that is not on the plan. The septic was not done. Ms. Vivier said it has a stormwater permit. There were items on the plans that were not met. They already received a cease & desist. The OofC has expired. There was significant erosion and it wasn't stable. The Commission would like a Notice of Violation sent out.

4. Agent's Update:

a. Violations & Complaints:

• **4 Lamoureux Lane – Fence**

Ms. Vivier said that she went to the site today. There was no ground disturbance. It is not within the wetland's jurisdiction.

• **Knotweed Spraying**

Ms. McLaughlin read the inspection report for 88 Wire Village. There is a lot of knotweed on the property. Ms. Vivier said that the procedure to remove it is very precise. Ms. Sousa said she tried removing it in the past and it spreads. She is looking for an eradication method that will work. She would like to use an Herbicide. The Commission discussed the stem injection method using glyphosate. Ms. Sousa would be willing to apply the stem injection. Ms. Vivier said that we could grant an Administrative Approval for it. It has to be done within 30 days. Ms. Sousa would like to get started on it right away. Mr. Bellemer read that 3 milliliters of glyphosate in an eyedropper should be enough for each plant.

b. Other discussion items:

• **37 Bixby Rd**

Mr. Snow wanted to discuss several issues that have been ongoing for years. Ms. Vivier said that we sent a letter to address the unauthorized vehicles on the trail. Ms. McLaughlin said they have been dumping on the trail as well. Mr. Snow said there are pictures to show the dumping. The Commission recommended sending out a Notice of Violation.

• **Browning Pond Rd**

Mr. Bellemer said that his road is flooded again. It is coming from the Abbey. Mr. Bellemer talked to the Abbey and they said they will fix it.

6. Minutes: 9/27/23

*A motion to approve the minutes as amended (Emerson/Bellemer) 6/0 passed.
All in favor: Housh-yes, Bellemer-yes, Emerson-yes, Snow-yes, Shiver-yes, McLaughlin-yes*

7. New Applications:

- a. **18 Wilson Street – RDA – deck**
- b. **35 Point Eastalee – NOI – Septic, patio, & retaining wall**
- c. **87 Lakeshore Drive – NOI – Landscape plan** – not to scale, need dimensions
- d. **Rt. 9 to Rt. 49 to Sumner & Water St. – NOI – Road Improvements**

8. Continuances:

- a. **10 Meadow Road – waiting on DEP Commissioner variance**
- b. **U24-17 Meadow Road – waiting on DEP Commissioner variance**

9. Adjournment:

*A motion to adjourn the meeting at 7:24 p.m. (Emerson/Bellemer) 5/0 passed.
All in favor: Housh-yes, Bellemer-yes, Emerson-yes, Shiver-yes, McLaughlin-yes
(Mr. Snow was cut off at 7:13 p.m. because of another meeting at the town hall).*

Respectfully submitted by:



Jane Green, Senior Clerk
Development & Inspectional Services

Documents Reviewed at the 10/11/23 Conservation Commission Meeting

Agenda 10/11/23

Minutes 9/27/23

Charlton & Bacon Hill - Order of Conditions

R27-1 Ash Street – Order of Conditions

111 Wilson Ave -- Certificate of Compliance

47 Lambs Grove (293-0514) - Certificate of Compliance

47 Lambs Grove (293-0282) - Certificate of Compliance

230 North Spencer Road – file

4 Lamoureux Lane – photos

88 Wire Village Road – photos

