



Conservation Commission – Town of Spencer

Minutes

Conservation Commission Meeting
Wednesday, April 12, 2023 at 6:15 p.m.
Town Hall, McCourt Social Hall

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

IN-PERSON AND REMOTE MEETING

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

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PLEASE MUTE CELL PHONES AND ELECTRONIC DEVICES. IF ATTENDING REMOTELY, PLEASE REMAIN ON MUTE AT ALL TIMES, EXCEPT WHEN SPEAKING!

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

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

Commissioners Absent: Shannon Thibault

Staff present: Lauren Vivier,

Staff absent: Jane Green

2. Public Hearings/Meetings:

a. 6:15 p.m. Opened the Public Hearing for the Notice of Intent for Paul Haughey Property: 302 Main Street, Spencer, MA DEP#293-1053

Kevin McGarry, Project Manager for Fuss & O'Neil, discussed the proposed

plans for David Prouty High School. He discussed a few changes to the Notice of Intent. He said that they plan to upgrade to a synthetic turf field, and there will no longer be an upper parking lot.

April Doroski, a Wetland Scientist for Fuss & O'Neil, performed a wetland delineation in November of 2022. She said that she identified two BVW's (Bordering Vegetated Wetlands) and one intermittent stream. She discussed some of the plants that she observed in that location. Mr. McGarry discussed the proposed work in buffer zone. The plan is to maintain the same drainage patterns. There will be erosion controls. They plan to improve the stormwater recharge. This is peer reviewed by BSC Group, through the Planning Board.

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

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

A motion to issue the Order of Conditions with conditions (Emerson/Snow) 4/0 passed.

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

b. 6:39 p.m Opened the Public Meeting for the Request for Determination of Applicability for Michael McTigue

Property: 43 Oakland Drive, Spencer, MA

Mr. McTigue removed a tree without a permit. Ms. Emerson read the inspection report. Mr. McTigue would like to dig a trench and add gravel to help with stormwater. He would like to extend the stairs. He wants to add a cantilever a-frame over the door. He would like to add pavers for a rear patio. The Commission requested tree replacement. (Ms. McLaughlin recused herself, Ms. Emerson stepped in as chair)

A motion to close the public meeting (Snow/Bellemer) 3/0 passed.

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

A motion to approve the RDA (Snow/Bellemer) 3/0 passed.

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

c. 6:50 p.m. Opened the Public Meeting for the Request for Determination of Applicability for Penny Barrell

Property: 26 Laurel Lane, Spencer, MA

Penny said that they added a platform down by the water without a permit. Ms. McLaughlin read the inspection report. The Commission discussed the platform.

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

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

A motion to approve the RDA (Snow/Emerson) 4/0 passed.

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

All in favor to waive the fine: Emerson-yes, Bellemer-yes, Snow-yes, McLaughlin-yes

d. 7:00 p.m. Opened the Public Hearing for the Notice of Intent for Gordon Letour
Property: 10 Meadow Road, Spencer, MA DEP#293-1007

Glenn Krevosky, of EBT Environmental Consultants, Inc., said that the Engineers are

revising the calculations. Mr. Krevosky reviewed some of the comments from Matt Burne of BSC Group. Mr. Krevosky would like to continue to another month.

At the request from the applicant, the hearing has been continued to May 10, 2023

e. 7: p.m. Opened the Public Hearing for the Notice of Intent for Gordon Letour Property; U24-17 Meadow Road, Spencer, MA DEP#293-1052

Mr. Krevosky requested a continuance to May 10, 2028.

At the request from the applicant, the hearing has been continued to May 10, 2023

3. Other Business:

a. 17 Laurel Lane – Request for CofC:

Ms. Vivier said that the dirt pile was gone, and they completed the work with the bricks. The site looked clean. The Commission agreed to close out the Order of Conditions.

A motion to grant the CofC (Snow/Emerson) 4/0 passed.

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

b. 21 Lakeshore Drive- Admin Approval (RDA to follow):

Ms. Viver said that there was a pine tree that dropped branches on the house. They went out to inspect. They noticed some other trees that looked in bad condition. The owner wants to re-do the patio as well. There are a lot of trees on the property. The Tree removal will be part of an RDA application.

c. Discussion: Adopt/modify “Tree Removal Policy” and review associated Guidance documents/forms

Mr. Vivier updated the Commission on the policy and forms. The Commission would like to review this some more.

d. Board Organization/Designation:

Ms. Vivier will be taking Parental leave in a few months and wants to make sure the members can help cover while she is out. Ms. McLaughlin & Ms. Emerson said they will help during this time.

4. Agent Update:

a. Violations & Complaints:

Ms. Vivier has not heard responses back from the letters that she has sent regarding some violations.

Ms. Vivier was wondering if anyone knew what was going on at Sibley. She noticed a lot of vegetation removal. The Commission wasn't sure. Ms. Vivier will contact Jan Parke to see if she knows what's going on.

5. General Board Discussion:

Ms. Vivier said that since it is tick season, she wants the members to know that she has tick spray in the office, if anyone needs some prior to site visits. The Master Plan Advisory Survey is still open. Ms. Vivier encourages the Commission to fill it out and pass it on to anyone they know. Town Clean-up Day is April 29, 2023. The Town Meeting is on May 4, 2023. Ms. Vivier put up a Conservation Board that the high school interns worked on. She suggested the members check it out. Mr. Bellemer wanted to know what was going on at Hastings Road. Ms. Vivier said that she drove by and there was digging going on for a detention pond.

6. New Applications:

- a. **23 Pine Acres- NOI-Septic**
- b. **5 Nottingham Circle – RDA – Tree Removal**

7. Minutes: 3/22/23

A motion to approve the 3/22/23 minutes as amended (Emerson/Snow) 4/0 passed.

8. Continuances:

- a. **Charlton & Bacon Hill Roads – 4/26/23**
- b. **Ash Street – 4/26/23**
- c. **68 Browning Pond Road – 5/24/23**
- d. **52 Browning Pond Road – 6/28/23**

9. Adjournment:

A motion to adjourn the public hearing at 7:52 p.m. (Emerson/Bellemer) 4/0 passed.

Respectfully submitted by:

Jane Green, Senior Clerk
Development & Inspectional Services

DOCUMENTS REVIEWED AT 4/12/23 CONSERVATION COMMISSION MEETING

AGENDA 4/12/23

MINUTES 3/22/23

ORDER OF CONDITIONS – 302 MAIN STREET

DETERMINATION OF APPLICABILITY – 43 OAKLAND DRIVE

CERTIFICATE OF COMPLIANCE – 26 LAUREL LANE

CONTINUANCE – 10 MEADOW ROAD

CONTINUANCE – U24-17 MEADOW ROAD

ADMINISTRATIVE APPROVAL – 21 LAKESHORE DRIVE