



Conservation Commission – Town of Spencer

Minutes

Conservation Commission Meeting
Wednesday April 26, 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.

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

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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, Margaret Emerson, Shannon Thibault & Warren Snow (remote)

Commissioners Absent: Mary McLaughlin

Staff present: Lauren Vivier, Jane Green

2. Public Hearings/Meetings:

a. 6:16 p.m. Opened the Public Hearing for the Notice of Intent for Jeremy Paz-Sirvas

Property: 23 Pine Acres, Spencer, MA DEP#293-1054

Mark Farrell, from Green Hill Engineering, discussed the septic repair upgrade for an

existing cottage. Mr. Farrell said the property is in the riparian zone, but it was in existence prior to the Rivers Protection Act. The proposed plan is to put the septic far away from the brook, up against the property, and away from the pond. The cesspool will be abandoned and there will be a raised leach field away from the lake. There will be a designated stockpile. Ms. Vivier would like there to be two DEP signs posted. One sign should be posted by the road and one sign should be posted by the lake.

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

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

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

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

b. 6:27 p.m. Opened the Public Meeting for the Request for Determination of Applicability for Christopher Larson

Property: 5 Nottingham Circle, Spencer, MA

Christopher Larson said that they wanted to remove eleven dead trees near the pond. Ms. Emerson read the inspection report. The Commission recommended 50% replacement (six trees). Mr. Larson would like to replace some of them with a Korean Lilac. Ms. Thibault recused herself.

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

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

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

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

c. 6:35 p.m. Continued the Public Hearing for the Notice of Intent and SW Permit for Colin Derhammer

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

The applicant notified the office that they would like to continue to May 10, 2023.

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

d. 6:36 p.m. Continued the Public Hearing for the Notice of Intent and SW Permit for Colin Derhammer

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

The applicant notified the office that they would like to continue to May 10, 2023.

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

3. Other Business:

- a. **26 Laurel Lane – Request for CofC:** Ms. Vivier said that this was for work that was never done.

A motion to issue the Certificate of Compliance (Bellemer/Thibault) 4/0 passed.

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

- b. **Candlewood Drive Unit 8R – Request for CofC:** Ms. Vivier said that this was for a request for one unit within the sub-division. She recommended to release a partial for that one unit. The members did not see any signs of erosion when they went on the site walk.

A motion to issue the partial Certificate of Compliance (Bellemer/Thibault) 4/0 passed.

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

- c. **10 Meadow Road & U24-17 Meadow Road – Request to continue to May 24, 2023**

4. Agent's Update:

- a. **Hastings Road:** Ms. Vivier spoke with the property owner last week. She sent all the photos that Mr. Bellemer took to the highway department. The contractor came in on Monday and told Ms. Vivier that straw bales are on back order. Ms. Vivier told him that they need to clean up the trench, replace the bales, dig out the silt and trim the grass that's growing. It needs to be maintained all season. She told him to get extra bales and maintain them. It is the responsibility of the property owner to maintain erosion. Mr. Bellemer suggested putting a trench at the end of the driveway to act like a settling basin. Ms. Vivier said that if at the end of the project the stormwater is not performing, they need to submit new plans.
- b. **54 R Jones Road:** Carl Leinonen called Ms. Vivier regarding the letter she sent. The piles of dirt they observed were a peat moss mix used for planting. He will put some wattles around the piles until they use them.
- c. **Westland Drive:** Ms. Vivier said that we have not received anything back from all the letters/fines we have sent. It looks like someone is maintaining it. They are scheduled for court next month.

5. General Board Discussion:

- a. **Town Clean-up Day:** Saturday, April 27, 2023 at 9:00 a.m.
- b. **Town Meeting:** Thursday, May 4, 2023 at 7 p.m.
- c. **Election Day:** Tuesday, May 9, 2023 from 7-7 p.m.
- d. **Master Plan Community Visioning Workshop:** May 17, 2023 from 5-7p.m
at Spencer Fish & Game

6. New Applications

- a. **21 Lakeshore Drive – RDA- Tree removal**
- b. **11 Jolicoeur Ave – RDA – Tree removal**
- c. **87 Lakeshore Drive – RDA – Dock replacement**
- d. **181 Ash Street – RDA – Single-family home, septic**

7. Minutes: 4/12/23

*A motion to accept the 4/12/23 minutes as amended (Bellemere/Thibault) 4/0 passed.
All in favor: Thibault-yes, Bellemere-yes, Snow-yes, Emerson*

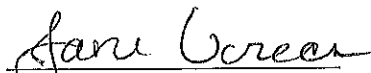
8. Continuances:

- a. **10 Meadow Road – 5/10/23**
- b. **U24-17 Meadow Road – 5/10/23**
- c. **68 Browning Pond Road – 5/24/23**
- d. **52 Browning Pond Road – 6/28/23**

9. Adjournment:

A motion to adjourn the meeting at 7:09 p.m. (Bellemere/Thibault) 4/0 passed.

Respectfully submitted by:


Jane Green, Senior Clerk

Development & Inspectional Services

DOCUMENTS REVIEWED AT 4/26/23 CONSERVATION COMMISSION MEETING

AGENDA 4/26/23

MINUTES 4/12/23

22 PINES ACRES – ORDER OF CONDITIONS

5 NOTTINGHAM CIRCLE- DETERMINATION OF APPLICABILITY

CHARLTON & BACON HILL ROAD - CONTINUANCE

R27-1 ASH STREET - CONTINUANCE

26 LAUREL LANE – CERTIFICATE OF COMPLIANCE

CANDLEWOOD DRIVE UNIT 8R – CERTIFICATE OF COMPLIANCE

