

# Conservation Commission – Town of Spencer

## *Minutes*



Conservation Commission Meeting  
Wednesday, June 8, 2022 at 6:15 PM  
Town Hall, McCourt Social Hall

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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SPEAKING!**

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

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

Commissioners Absent:

Staff present: Lauren Trifone, Jane Green

Staff absent:

## **2. Public Hearing/Meetings**

### **a. 6:16 p.m. Opened the Public Meeting for the Request for Determination of Applicability for William Keyes**

#### **Property: Lot 13 Bacon Hill Road, Spencer, MA**

Mr. Keyes told the Commission he wants to put stone & gravel on an old logging road. He wants to clear some brush that is not in the buffer zone. He would like to fill in the area to bring it up to grade. Ms. Trifone said that it would help stabilize the road.

*A motion to close the public meeting (Perry/Emerson) 5/0 passed.*

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

*A motion for the negative determination for Lot 13 Bacon Hill Road (Bellemer/Perry) 5/0 passed.*

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

**b. 6:22 p.m. Opened the Public Hearing for the Notice of Intent for Brett & Michelle Burt**

**Property: 47 Cranberry Meadow Road, Spencer, MA DEP#293-1038**

Glenn Krevosky of EBT Environmental Consultants, Inc., discussed the proposed plan. Mr. Burt discussed the tree removal. Ray Holmes stopped by and said that there is a process that Mr. Burt needs to go through when you remove trees near the road. Mr. Burt's surveyor recommended to stabilize the soil. He seeded it afterwards. There was a comment from DEP to monitor the plantings from time to time. Ms. Trifone said that there are a lot of wattles on the property. The pile of stumps need to remain untouched. It provides great wildlife habitat. That should be a condition. Ms. Trifone went over the conditions.

*A motion to close the public hearing (Emerson/Perry) 5/0 passed.*

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

*A motion to approve the plans for 47 Cranberry Meadow with conditions (Perry/Bellemer) 5/0 passed.*

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

**c. 6:37 p.m. Continued the Public Hearing for the Notice of Intent for Gordon Letour**

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

The office received notification to continue.

*At the request from the applicant, the hearing has continued to June 22, 2022.*

**d. 6:38 p.m. Continued the Public Hearing for the Notice of Intent for Steven Turner**  
**Property Meadow Road, Spencer, MA SW PERMIT DEP#293-1036**

Ms. Trifone said that the Peer Reviewer went out last week. Ms. Trifone received the comments and gave a copy to the Commission to read.

*At the request of the applicant, the hearing has continued to June 22, 2022.*

**3. Other Business:**

**a. 29 South Spencer Road – Release Enforcement Order**

The applicant cleared up brush by the river and did not realize they needed a permit. They were given an Enforcement Order. They hired Glenn Krevosky who designed a Restoration plan, which it is now completed and looks very good. Ms. Trifone recommended the Commission release the EO.

*A motion to release the Enforcement Order (Bellemer/Perry) 5/0 passed.  
All in favor: Perry-yes, Bellemer-yes, Emerson-yes, Snow-yes, McLaughlin- yes.*

**b. R25-4-11 Greenville Street – Release of Enforcement Order**

Ms. Trifone said that this Enforcement Order was on the deed. To get it off the deed, we need to issue a Certificate of Compliance. DEP does not recommend that anymore.

*A VOTE to issue a Certificate of Compliance (Bellemer/Perry) 4/0 passed.  
All in favor: Perry-yes, Bellemer-yes, Emerson-yes, McLaughlin- yes.  
Mr. Snow abstained from the vote.*

**c. 66 Chickering road – Request for CofC – need as-built**

We have not received the as built.

**d. 18 Laurel Lane – Request for CofC-The Septic was never done.**

*A motion to issue the CofC for work never done (Perry/Emerson) 5/0 passed.*

**e. 166 Greenville Street – Request for CofC**

The current property owner built the house in 2002. Part of the house is in the buffer zone. We do not have the plans or Order of Conditions. DEP does not have anything either. They are trying to sell their house, and this came up. DEP said to go out and make sure there are no violations. There was also another Order of Conditions for drainage that was done there. Ms. Trifone suggested that we close out both permits. The area looks great. They have a rain garden.

*A motion to approve the CofC for 166 Greenville Street 2002 OofC (Perry/Bellemer) 5/0 passed.*

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

*A motion to approve the CofC for the 166 Greenville Street for the highway Dept. (Perry/Bellemer) 5/0 passed.*

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

**4. Agent's Update:**

- **Open/new violations:** no new violations.

- a. **8 Briarcliff Lane:** At the last meeting, Ms. Trifone told the Commission the property had sold, and the new owner put the stairs back in the water. Ms. Trifone communicated with the owner and she removed the stairs.
- b. **107 Smithville Road:** They have not dropped off an RDA application. Ms. Trifone sent out a fine for \$350.00.
- c. **Browning Pond:** The owner did not show up for court and did not pay the \$100.00 fine.
- d. **Westland Drive:** For the last two years since we have sent these violations, the property owner has been deceased. The person listed as c/o was their grandson. The mother has been paying the property taxes on it. The mother has been writing the checks. Her correct address is on the property card.
- e. **113 Ash Street:** Enforcement Order. Ms. Trifone gave the Commission the restoration report. She wants to do a site visit.
- f. **Ash Street:** They received the Peer Review. They are disputing the cost.
- g. **Town Meeting:** Ms. Trifone encourages everyone to attend the meeting.

## **5. Minutes:**

*A motion to approve the 5/11/22 minutes as amended (Perry/Bellemer) 5/0 passed.  
All in favor: Perry-yes, Bellemer-yes, Emerson-yes, Snow-yes, McLaughlin- yes.*

*A motion to approve the 5/25/22 minutes as amended and shall be amended with additional information (Perry/Bellemer) 5/0 passed.  
All in favor: Perry-yes, Bellemer-yes, Emerson-yes, Snow-yes, McLaughlin- yes.*

## **6. New Applications:**

- a. 23 Lake Avenue – RDA – Septic Replacement
- b. 107 North Spencer Road – RDA – Septic Replacement
- c. 37 Jolicoeur Avenue – RDA – Tree removal
- d. 0-6 East Avenue – NOI – Septic System

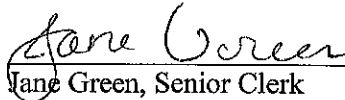
Mr. Bellemer mentioned that at the beginning of the Quarantine, somebody was looking for an extension for a septic system on North Spencer Road almost into Paxton. He would like us to look into this. They never did the work.

Mr. Perry said that 24 Briarcliff Lane put in a 5000-gallon retention basin. Mr. Perry told them to come in and file an amendment to the Order of Conditions. He suggested to them to create a catchment and clean out the drainage.

**7. Adjournment:**

*A motion to adjourn the meeting at 7:16 p.m. (Perry/Emerson) 5/0 passed.*

Respectfully submitted by:



Jane Green, Senior Clerk  
Development & Inspectional Services

**Documents reviewed at 6/8/22 Conservation Commission Meeting**

AGENDA 6/8/22

MINUTES 5/11/22 & 5/25/22

DETERMINATION OF APPLICABILITY – LOT 13 BACON HILL ROAD

ORDER OF CONDITIONS – 47 CRANBERRY MEADOW ROAD

CONTINUANCE – 10 MEADOW ROAD

CONTINUANCE – MEADOW ROAD

CERTIFICATE OF COMPLIANCE – 18 LAUREL LANE

CERTIFICATE OF COMPLIANCE – 166 GREENVILLE STREET (DRAINAGE)

CERTIFICATE OF COMPLIANCE TO RELEASE EO – R25-4-11 GREENVILLE STREET

CERTIFICATE OF COMPLIANCE - 166 GREENVILLE (SEPTIC)

