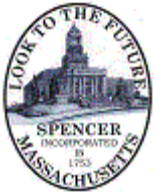


Conservation Commission – Town of Spencer

Minutes



Conservation Commission Meeting
Wednesday, July 28, 2021 at 7:00 PM
Town Hall, McCourt Social Hall

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

IN-PERSON AND REMOTE MEETING

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

**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!**

1.0 The Meeting was opened at 7:25 p.m.
Recess at 7:33 p.m. then resumed at 7:38 p.m.

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

Commissioners Absent:

Staff present: Lauren Trifone
Staff absent: Jane Green

2.0 Minutes Approved: Table Minutes to August 11, 2021

3.0 Signed: Certificate of Compliance – 57 Oakland Drive

**4.1 7:40 p.m. Continued the Public Hearing for the Notice of Intent for Christine &
Edwin Mullen**
Property: Lot 1 North Spencer Road, MA DEP#293-0987

Glenn Krevosky, the applicant's representative, said that Gillian Davies is wrapping up the report. The plans should be ready for the next meeting.

At the request of the applicant, the hearing has been continued to August 11, 2021.

4.2 7:42 p.m. Continued the Public Hearing for the Notice of Intent for Gordon Letour

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

The applicant did not attend the hearing.

At the request of the Commission, the hearing has been continued to August 11, 2021.

4.3 7:43 p.m. Continued the Public Meeting for the Request for Determination of Applicability for Alan Bianchini

Property: 101 Wilson Ave, Spencer, MA

Mr. Bianchini said they wanted to remove a tree. Ms. McLaughlin read the Ajax Tree Service report which stated a large portion of the tree is dead. The Commission would like the applicant to plant a replacement tree or shrub. Please let the office know what kind of tree or shrub by August 25, 2021.

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

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

A motion for a negative #3 determination (Snow/Perry) 5/0 passed.

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

4.4 7:50 p.m. Continued the Public Hearing for the Notice of Intent for Richard Martunas

Property: 41 Lakeshore Drive, Spencer, MA DEP#293-1017

The applicant's representative, Robert Murphy, joined the hearing. He sent PDF copies to the office. He brought revised plans to the hearing. The deck is going to remain. The trees that are going to be removed will be painted orange. The existing septic system will remain but the trees will be removed. The tank will be replaced. Ms. McLaughlin said that if they use hydraulics, they need a boom.

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

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

A motion for the Order of Conditions with special conditions (Emerson/Snow).

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

5.0 Other Business:

5.1 28 South Spencer Road - Glenn Krevosky discussed the Restoration Plan regarding Adrian William's property. The deadline to complete the work will be October 13, 2021.

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

5.2 Westland Drive - Ms. Trifone said a certified letter was sent about the debris pile and we received confirmation that it was received. Letters have been sent for about a year. The Commission decided it was time to issue a \$300 fine as well as post a sign on the property.

A motion to put up a sign and issue a fine for Westland Drive debris pile (Bellemer/Perry) 5/0 passed.

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

5.3 44 Sherman Grove - Ms. Trifone said that the owner said the water problems are worse than ever. The Commission has discussed this for many years. They have told the applicant that this is a civil matter. Ms. Emerson said that if the owner can show that it is going into the lake and where it is coming from, then that becomes a Conservation issue.

Recess at 8:41 then resume 8:43 p.m.

5.4 10 Blueberry Hill Drive - At the site visit Ms. Trifone & Ms. McLaughlin noticed it was still gullyng. They are not compliant. The Commission would like the applicant to come to a meeting and discuss what needs to be done by August 11, 2021. The Commission would like a Notice of Violation sent.

5.5 24 Oak Lane – Ms. Trifone went to the site and talked with the new owners. She told them that the wattles need to be replaced and staked down. They need to plant grass. They told Ms. Trifone they would work on that over the weekend. They would like to remove the sand. Wattles are to remain until grass has been mowed 3 times.

5.6 4 Lamoureux Lane – Michael Nardone was present to discuss the issues. At the site visit, they said there was mud washing down the driveway and depositing into the lake. The Commission wanted to know if the dock is permanent. Mr. Nardone said it has wheels. The white rock needs to be secured. Mr. Nardone plans on putting more white rock down to help secure it.

5.7 Briarcliff Lane - Jen Reil joined the meeting remotely. She wanted to know if Mr. Nardone is going to have to stop the dirt from going into the water. Ms. McLaughlin said that Mr. Nardone is going to use a silt fence to stop the dirt. Ms. Reil wanted to know if the truck shouldn't be parked near the water. The Commission said that they are allowed to park their truck in their own driveway. There was a discussion about Briarcliff Lane and how it has been washing out for a long time. They discussed getting a petition together with the residents and giving it to the highway department.

5.8 East Charlton Road – Ms. Trifone said that Kimball Moore called her. He has been sick for quite a while and has a lot of fines from the logging that he did at this address. He is no longer with that logging company. He would like to speak to the Commission about getting this cleared. He wants to get his name off the fines. The Commission said that he will have to talk to the Court about the fines. It is out of ConComs Jurisdiction.

5.9 Rt. 31 Herbicide Use – Ms. Trifone said there are dead plants on both the sides of the road. The Commission talked about who was doing it and how to stop it from happening. They think maintaining the growth through weed whacking would be a good idea. They are going to talk with the Highway Department about what should be done.

5.10 41 Oakland Drive -Request for Certificate of Compliance.

A motion to approve the Certificate of Compliance for 41 Oakland Drive (Snow/Perry)5/0 passed.

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

5.11 Hastings Road – Mr. Bellemer said that they haven't done anything about cleaning up the erosion and ditches. The Commission would like to see progress by the following week.

6.0 Agent's Report: - Ms. Trifone discussed her report throughout the meeting.

Agent's report is appended to and made part of the minutes.

7.0 New Applications: No new applications.

8.0 *A motion to adjourn the meeting at 9:42p.m. (Bellemer/Perry) passed 5/0.*

Respectfully submitted by:

Jane Green, Senior Clerk
Development & Inspectional Services

Documents reviewed at the July 28, 2021 Conservation Commission Meeting

Agenda 7/28/21

Minutes 7/14/21

Continuance form - Lot 1 North Spencer Road

Continuance form - 10 Meadow Road

RDA - 101 Wilson Ave

Order of Conditions – 41 Lakeshore Drive

Restoration Plan – 58 South Spencer Road

Certificate of Compliance – 57 Oakland Drive