

# Conservation Commission – Town of Spencer

## *Minutes*



Conservation Commission Meeting  
Wednesday, July 8, 2015 at 7:00 PM  
Town Hall, McCourt Social Hall

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The Meeting was opened at 7:00 p.m.

Commissioners Present: Dana Reed, Margaret Emerson, Warren Snow, John Haverty

Commissioners Absent: Mary McLaughlin, James Bouley

Staff present: Margaret Washburn

**Minutes:** June 10, 2015 – Tabled to July 22, 2015  
June 24, 2015 – Tabled to July 22, 2015

**Signed:** 97 Meadow Road, Order of Conditions  
80 Donnelly Road, Order of Conditions  
19 Bixby Road, letter of approval

**7:17 p.m. Opened the Continuation of Public Hearing for Notice of Intent for Burncoat Pond Watershed District**

**Property: Burncoat Pond, Spencer, MA DEP#293-0852**

Ms. Karen Comeau, from BPWD, said due to budget issues the District wants to hold off until next year. The District wants a pond management plan created. Matt Hickler will be coming on July 27<sup>th</sup> to help create the pond management plan. Tom and Ron from Mass Audubon will be helping with the management plan. Ms. Comeau said that next month the herbiciding in Leicester will start, including the five-acre test plot.

*At the request of the applicant, the hearing has been continued to April 27, 2016.*

**7:30 p.m. Opened the Continuation of Public Hearing for Notice of Intent for Town of Spencer, Utilities and Facilities**

**Property: 3 Lakeview Drive, Spencer, MA DEP#293-0849**

The hearing has been continued to July 22, 2015.

**7:31 p.m. Opened the Continuation of Public Hearing for Notice of Intent for Town of Spencer, Highway Department**

**Property: 127 Ash Street, Spencer, MA DEP#293-0851**

The hearing has been continued to July 22, 2015.

**7:33 p.m. Opened the Public Hearing for Notice of Intent for Anthony Bonaventura  
Property: Point Eastalee Drive, Spencer, MA DEP#293-0858**

Vito Colonna said that the owner is looking to build a single-family home on Lot 4, Point Eastalee Drive. There is a perennial stream on the site that drains across the street. The site is wooded and is currently undisturbed. The house will be outside the riverfront area. Ms. Washburn asked how close the machines will be to the riverfront area. Mr. Colonna said approximately six feet. He said there is a note on the plan regarding the boom. Mr. Colonna said once this Order of Conditions is issued, they will request a Certificate of Compliance for the old Order of Conditions. Mr. Reed read the inspection report from the site visit on July 7<sup>th</sup>. Ms. Washburn said they must call five business days prior to starting work for an inspection of the boom and sediment controls.

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

*A motion to accept plan as submitted (Emerson/Snow) passed 4/0.*

**7:46 p.m. Opened the Public Meeting for Request for Determination of Applicability  
for Donald Gaudette**

**Property: 117 Wilson Avenue, Spencer, MA**

Richard Gobi presented the plan. They are replacing the septic tanks. The new tanks are going in the same exact area as the old tanks. Ms. Washburn asked Mr. Gobi to make a note on the plan that he will use a minimum six-inch wattle. Mr. Gobi said there should not be any stockpiling, but if there is the piles will be contained. Mr. Reed read the inspection report from the site visit on June 30<sup>th</sup>. Ms. Washburn said they must call five business days prior to starting work for an inspection of the sediment controls.

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

*A motion for a Negative Determination (Snow/Haverty) passed 4/0.*

**7:58 p.m. Opened the Public Meeting for Request for Determination of Applicability  
for Thomas Runyon**

**Property: 76 Chickering Road, Spencer, MA**

Tom Runyon said a new well is being installed. He has received a permit from the Board of Health. The contractor will dig a 4'x4' pit that is 2' deep for tailings. The well will be 105' from Stiles Reservoir. There will be a line of sediment controls around the well and a second set of hay bales for the trench from the well to the house.

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

*A motion for a Negative Determination (Haverty/Emerson) passed 4/0.*

## **Other Business:**

**51 Thompson Pond Road:** Ms. Washburn said she inspected. She had no issues. Kevin Quinn wrote a letter stating the project was done according to the plan. *A motion to issue a Certificate of Compliance (Snow/Emerson) passed 4/0.*

**0 Woodbine Terrace:** Ms. Emerson said at the site inspection, they inspected the new wall and the ruts have been smoothed out of the sand beach. The Commission will discuss the boat launch at the next meeting. Julian Votruba was at the site inspection and he said he will submit a plan by August 15<sup>th</sup>.

**12 Bellevue Drive:** Ms. Washburn said she received a complaint from Peter Donohue, of 10 Bellevue Drive, about the dock at 12 Bellevue Drive. He had said the dock is flimsy and made of pepsi bottles and astro turf. Mr. Donohue said it's a navigation hazard and needs reflectors on the side. Ms. Washburn will issue a letter to Fred and Martha Brunelle asking them to please consider removing the dock.

**Depot Trail:** Mr. Shemeth said that Steve Tyler doesn't have the time to prepare the RFP for the Depot Trail. Mr. Shemeth needs someone else to write the specifications. Mr. Tyler asked Ms. Washburn what Mr. Shemeth can budget for an engineer to write the specifications. Mr. Shemeth said there is \$1,920.10 available. Ms. Washburn said that Dick O'Brien will be here for a meeting on July 22<sup>nd</sup> at 6 p.m. Mr. Haverty, Mr. Snow and Mr. Reed will attend that meeting. Mr. Shemeth will email Mr. O'Brien this week and will cc Ms. Washburn and Mr. Tyler.

**74 Donnelly Road:** Ms. Washburn said that Steve Tyler told her on 6/30/15 that 1.5 acres of trees had been clear-cut without a Stormwater Permit. Ms. Washburn took photographs on 6/30/15. Glenn Krevosky e-mailed some documents showing an approximation of where clear cutting occurred relative to the wetland resource areas. Ms. Washburn told Mr. Heffernan that we will be looking for the limits of the clear-cutting to be shown on the NOI site plans. Glenn K. has requested an informal discussion with the commission on 7/22/15.

**Stiles Reservoir:** Mr. Reed said he would like to send a letter from the Commission to Bonnie Mitchner and the other volunteers, thanking them for all their help with the wildlife rescue. Mr. Reed will email Ms. Washburn the contact information for those involved. Ms. Washburn will send a letter on the Commission's behalf.

New Applications: None

*A motion to adjourn the meeting at 8:44 p.m. (Emerson/Haverty) passed 4/0.*

Respectfully submitted by:

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Lisa Daoust, Senior Clerk  
Development & Inspectional Services

Documents reviewed at the 7/8/15 Spencer Conservation Commission meeting:

Agenda for the 7/8/15 meeting

Margaret's report dated 7/8/15

Letter to Jared Otte approving the 6/30/15 draft of the Conservation Restriction for 19 Bixby Road (signed)

Continuance form for Burncoat Pond aquatic vegetation control NOI (signed)

E-mail from Karen Comeau dated 6/22/15

Revised estimate from Beals & Thomas for the third party review of the Burncoat Pond aquatic vegetation control NOI

Certificate of Compliance for 51 Thompson Pond Road (signed)

Certificate of Compliance for 80 Donnelly Road (signed)

Order of Conditions for 97 Meadow Road (signed)

Photographs taken by Peter Donohue of a raft in Lake Whittemore

Photographs taken by Margaret Washburn at 74 Donnelly Road on 6/30/15

Letter from Aquatic Control Technology dated 6/24/15 re: notification of herbicide treatment for Lake Whittemore

RDA file for 76 Chickering Road including Negative Determination (not signed)

RDA file for 117 Wilson Avenue, including Negative Determination (not signed)

Continuance forms for 3 Lakeview Drive NOI and 127 Ash Street NOI (signed)

NOI file for Point Eastalee Drive (Bonaventura)

E-mails from Margaret Washburn, Steven Tyler and Bill Shemeth re: Depot Trail