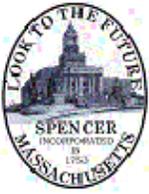


# Conservation Commission – Town of Spencer

## *Minutes*



Conservation Commission Meeting  
Wednesday, September 9, 2015 at 7:00 PM  
Town Hall, McCourt Social Hall

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The Meeting was opened at 7 p.m.

Commissioners Present: Mary McLaughlin, Dana Reed, Margaret Emerson, John Haverty, James Bouley

Commissioners Absent: Warren Snow

**Minutes Approved:** August 12, 2015 – *A motion to approve the minutes as amended (Emerson/Haverty) passed 5/0.*  
August 26, 2015 – Tabled to September 23, 2015

**Signed:** None

**7:32 p.m. Opened the Continuation of Public Hearing for Notice of Intent for Spencer Housing Authority**

**Property: 13 McDonald Street, Howe Village, Spencer, MA DEP#293-0861**

At the request of the applicant, the hearing has been continued to September 23, 2015.

**8:00 p.m. Opened the Public Meeting for Request for Determination of Applicability for Sharon Yanke**

**Property: 43 Lakeshore Drive, Spencer, MA**

Mr. Warren Monette presented the project. This project is for drainage work and landscaping. Ms. Washburn inspected on August 10th, with Warren Monette and Sharon Yanke. Water from a downspout and from surrounding uplands has been carrying sediment through the foundation. At least two cubic yards of sediment were about to engulf the furnace in the basement. Ms. Washburn had issued an emergency certificate for correcting the drainage. The drainage work has been completed to direct water away from the foundation. Ms. McLaughlin asked how close to the water the patio is. Mr. Monette said the patio is approximately 25-30 feet from the water. Mr. Monette said the wattles have been installed. He said he also installed more wattles, which are not shown on the plan.

*A motion to close the public meeting (Haverty/Reed) passed 5/0.*

*A motion for a Negative Determination (Emerson/Haverty) passed 5/0.*

## **Other Business:**

**Bixby Trail Conservation Restriction:** Mary Feeney, from Bowditch and Dewey, said they are looking for acceptance of the Conservation Restriction (CR) from the Conservation Commission. Ms. Feeney explained the revisions of the CR to the Commission. She said they are trying to obtain a building permit to start construction but can't until this restriction is accepted, signed, and recorded. *A motion to accept the Conservation Restriction (Emerson/Bouley) passed 5/0.* The Commission signed the Restriction and it was notarized. Ms. Feeney said she will scan the Restriction and email it to Margaret Washburn and Ginny Scarlet.

**Boating and fishing access to Browning Pond:** Ms. McLaughlin suggested the wording should be changed on the sign so people know they are allowed to use the pond. The sign is very misleading.

**115 Charlton Road:** Scott Jordan oversaw the restoration work required under the Enforcement Order for unauthorized alterations of resource areas. On August 31<sup>st</sup>, he asked if Ms. Washburn could lift the Enforcement Order. Ms. Washburn inspected on September 1st. There had been a "blow out" of sand from in front of and under the new stones on the Bank of the perennial stream, with the sand winding up in the stream channel. Also, there was a staked wattle in the stream, under water, which probably should come out. Ms. Washburn let Scott know about her concerns via e-mail. Scott Jordan sent this e-mail on September 1st:

"I have looked at the site and will recommend to the client the following:

1. Remove sand and wattle from stream;
2. Fill two holes/blowouts where concentrated flow has undermined the silt fence with topsoil;
3. Compact topsoil, scarify and install sod strip (at grade) at each of two blowout areas;
4. Ensure that silt fence flag is buried under placed fill and sod strip;
5. Hand seed a few bare areas where new grass has died.

Please let me know if you have any requests."

Ms. Washburn told him she thought these recommendations were fine.

**44 Buteau Road:** Ms. Washburn inspected on September 2nd. Jason Dubois and Stanley Kuchinski were there. Boulders have been removed from the wetlands. Photos were taken. The disturbed wetlands have been seeded. The conditions in the Enforcement Order have been met, and Ms. Washburn will issue a letter stating so. A copy of the letter will be sent to DEP. Jason Dubois agreed to send one more monitoring report by October 30th.

**Site visits for the 3 new applications for next meeting have been scheduled:**

72 Bacon Hill Road - grading in the buffer zone: Please meet at town hall Monday, 9/14 at 2:45, or be at the site for 3:00.

24 Holmes Street - new house, old OofC expired: Please meet at town hall Tuesday, 9/15 at 2:45, or be at the site for 3:00.

25 Point Eastalee - septic repair: Please meet at town hall Wednesday, 9/16 at 2:45, or be at the site for 3:00.

Lake Whittemore Dam repair – Spencer U&F- Please meet at the Water Department on Meadow Road Monday, 9/21 at 10:00.

New Applications:    72 Bacon Hill Road, RDA  
                              24 Holmes Street, NOI  
                              25 Point Eastalee Drive, NOI  
                              Lake Whittemore Dam, NOI

*A motion to adjourn the meeting at 8:08 p.m. (Emerson/Haverty) passed 5/0.*

Respectfully submitted by:

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Lisa Daoust, Senior Clerk  
Development & Inspectional Services

Documents reviewed at the 9/9/15 Spencer Conservation Commission meeting:

Agenda for the 9/9/15 meeting  
Margaret's report dated 9/2/15  
Minutes from the 8/12/15 and 8/26/15 meetings  
Continuance form for 13 McDonald Street (Howe Village) (signed)  
RDA file for 43 Lakeshore Drive, including Negative Determination (signed)  
Conservation Restriction for 19 Bixby Road (signed)