

Conservation Commission – Town of Spencer

Minutes



Conservation Commission Meeting
Wednesday, May 11, 2011, at 7:00 PM
Town Hall, McCourt Social Hall

The Meeting was opened at 7:12 p.m.

Commissioners Present: Ernie Grimes (Chairman), Mary McLaughlin, Ram Moennsad, Dana Reed

Commissioners Absent: Judy Lochner, Warren Snow

Staff present: Ginny Scarlet

Minutes Approved: April 27, 2011 – *A motion to approve the minutes as amended (Moennsad/McLaughlin) passed 4/0.*

Other Business:

91 Meadow Road: The O'Clair's are in non-compliance. The Order of Conditions states that Mr. O'Clair must complete all the changes (remove shed, finish deck, finish retaining wall, create compensatory storage hollow, etc.) by April 1, 2011, more than a month ago, or meet with the Commission to talk. Ms. Scarlet called and told Mr. O'Clair he better come in. The O'Clair's said the project has not been completed due to financial reasons. Ms. Scarlet suggested that she do an inspection, see if there are any changes that make it necessary to not let them have more time and Ms. Scarlet will report back to the Commission. Ms. Scarlet told them they have to get the shed off the property. They do not have a wetlands permit to have the shed. Mr. Grimes remembers from the last meeting with the O'Clair's that they had agreed to remove the shed. Ms. Scarlet will call the O'Clair's next week to schedule a site visit. The Commission will consider a new deadline based on her report.

2 Howe Road & 118 Charlton Road: Mr. Jankowski, the new owner of 2 Howe Road, has requested a partial Certificate of Compliance. The Terry's finished all the work for their Enforcement Order. The only Order of Condition requirement for 2 Howe Road is for the vegetation to grow. Ms. Scarlet said because of zoning setback problems the Terry's bought a sliver of land from the 118 Charlton Road lot, which has its own Order of Conditions. The Terry's then sold 2 Howe Road. The new owner has asked for a partial Certificate of Compliance to cover just the transferred sliver of land so that what he owns has no remaining Order. Ms. Scarlet believes that is feasible. The sliver of land

wasn't disturbed much; the wetland line curves away from the bottom of the slope below that spot and now there will be no work done there. It's approximately 400 square feet and Ms. Scarlet has a copy of the recorded plan showing where that particular piece is. That plan can be attached to the partial Certificate of Compliance and recorded with it. *A motion to issue a partial Certificate of Compliance (Reed/Moennsad) passed 4/0.*

Signed: 75 Jolicoeur Avenue, Order of Conditions
Conservation Commission Regulations

30 Meadow Road: A Certificate of Compliance was requested for the abandoned project. Ms. Scarlet checked the plans and did a site visit. She took a photo. The project was never done. Ms. Scarlet recommends a Certificate of Compliance. *A motion to issue a Certificate of Compliance (McLaughlin/Moennsad) passed 4/0.* Commission signed the Certificate.

31 Oakland Drive: Ms. Karen Anderson is the property owner. Ms. Scarlet said a permanent dock was carried away by the ice. The concrete foundations for the dock remain sticking up where boats can hit them. Ms. Scarlet took photos and showed the Commission. Ms. McLaughlin was worried that she was within 300 feet of this address, which would make Ms. McLaughlin an abutter. Ms. Scarlet said she did not think so based on looking at the GIS maps. Ms. Scarlet has given Ms. Anderson an Emergency Certification to get rid of the dock foundation. *A motion to ratify the Emergency Certificate (Moennsad/Reed) passed 4/0.*

7 Point Eastalee Drive: A Certificate of Compliance was requested. Ms. Scarlet took photos to show the Commission. Ms. Scarlet recommends that the Commission issue the Certificate of Compliance. *A motion to issue a Certificate of Compliance (Reed/Moennsad) passed 4/0.* Commission signed the Certificate.

Sherry Land beaver problem: Someone came in and said there is a problem of raised water due to the beavers. Ms. Scarlet explained the Wetlands Protection Act and told the property owner he could not remove the beaver or the dam. He would have to hire a professional and then obtain a beaver permit.

Muzzy Clean Up: Ms. McLaughlin said she will be there from 9am to 11 am. The Highway Department is lending rakes and will put up cones.

CC Website: Ms. Scarlet said that Ms. Lochner does not want her phone number or draft minutes on the Website. Ms. Scarlet recommended no phone numbers or addresses for any of the Commission members or staff. Maybe an emergency phone number for when the office is closed (e.g. police station dispatcher). Ms. Scarlet said the Web host/designer is going to meet with our department heads and wants input. Ms. Scarlet has written up thoughts.

Sewer Pump Station: The sewer pump station on Meadow Road is going to be replaced. Town Meeting approved the money 5/5. To finish designing the project, a test boring for ground water level is needed. Sewer is not a utility exemption from the Wetlands Protection Act.

New Applications: None

A motion to adjourn the meeting at 8:00 p.m. (Moennsad/McLaughlin) passed 4/0.

Respectfully submitted by:

Lisa Daoust, Clerk
Development & Inspectional Services

DOCUMENTS USED: May 11, 2011

- Annotated Agenda, Conservation Commission Meeting, Wednesday, May 11, 2011
- Draft Minutes, Conservation Commission Meeting, Wednesday, April 27, 2011
- Emergency Certification for 31 Oakland Drive; Property Owner, Karen Anderson, issued 5/9/11
- 4 Photographs taken at 31 Oakland Drive by Ginny Scarlet, dated 5/9/11
- Certificate of Compliance for 7 Point Eastalee Drive; Property Owner Mercie Vinton, issued 5/9/11
- 3 Photographs of 7 Point Eastalee Drive, taken 5/9/11 by Ginny Scarlet
- Inspection Report by Ginny Scarlet re 7 Point Eastalee Drive, dated 5/9/11
- Spencer Conservation Commission Rules and Regulations adopted April 27, 2011, signed copy.
- Certificate of Compliance for 30 Meadow Road, issued to Bill McGuirk 5/11/2011.
- Order of Conditions for 75 Jolicoeur Avenue issued to Michael Archambeault 5/12/11.
- PARTIAL Certificate of Compliance issued to Jay Jankauskas for DEP File # 293-0704, pertaining to 444 square feet of land transferred to his land at 2 Howe Road.
- Order of Conditions for 91 Meadow Road, issued to Donald O'Clair 4/14/10.