



Office of the

CONSERVATION COMMISSION

Town of Townsend,
272 Main Street
Townsend, Massachusetts 01469

Michael Turgeon, Chairman

Christine Vitale, Clerk

James Le Cuyer

James Deroian, Vice-Chairman

Amelia Gentry

John Hussey

Karen Hill

Minutes

Memorial Hall-Selectman's Chambers

Wednesday, May 9, 2018 @ 730PM

1.0 Preliminaries

1.1. Open Meeting- MT opened the meeting at 7:32 pm

1.2. Roll Call- Chairman, Michael Turgeon (MT), John Hussey (JH), James Le Cuyer (JL), Karen Hill (KH), Amelia Gentry(AG) and Clerk, Christine Vitale (CV). Vice-Chairman, James Deroian (JD) was absent.

1.3 Topics not reasonably anticipated by the Chair 48 hours in advance of the meeting

3.4 Sign Amended Order of Conditions for DEP#308-604 10 Boutelle Road

4.2 Mandatory Referral from ZBA – 2 Scott Road

4.3 Mandatory Referral from ZB- 250 Main Street

2.3 Ben Maguire- Student from Fitchburg State University

CV moves to add the items to the appropriate place on the agenda. JL seconded. All in favor.

1.4 Chair's Report- MT- There were three articles on the warrant associated with the board. One was for the Wild and Scenic designation of the Squannacook, transfer of money from the sale of land and acceptance of mitigation land from Warren Road, which was voted down. We will be discussing other options tonight.

1.5 Agent's Report- LB for DH- Received complaints in regards to excavation at 10 Boutelle Road.

DH and LB went to the site and did see some excavation for the installation of a stone wall that is on the approved plan. DH and Building Inspector, Richard Hanks will be visiting 59 West Meadow Rd. tomorrow.

1.6 Review of Minutes – KH moves to table approval and release of minutes. CV seconded. All in favor.

2.0 Hearings and Appointments

2.1 7:45pm Request for Determination of Applicability

Applicant: Mark Popham for Barbara Delaney

Location: 469 Main Street

Project: Proposed project is for the replacement of an existing septic system located within the ACEC and buffer of a wetland.

MT opened the meeting. Legal notice was read. Mark Popham was present for the applicant. Request is for the replacement of a septic system located within the ACEC and riverfront. There will be no regrading, just a slight increase in the elevation over the tank. This is a two tank system that will allow for less interruption near the wetland. Siltation fencing will be installed. JH suggests that straw wattles be used in addition since

they are in the riverfront area. DH had visited the site and recommended a Negative Determination. MT- this would be a Negative 2 Determination because it is in the riverfront. JH moves to issue a Negative 2 Determination with the condition that straw wattles be installed in addition to the siltation fence. KH seconded. All in favor. KH moves to close the meeting. JH seconded. All in favor,

2.2 8:00pm Continuation of Request for Amended Order of Conditions DEP#308-640

Applicant: Stan Dillis for Joseph Lopalito

Location: Warren Road

Project: Request to change acreage of land offered as mitigation

MT opened the hearing at 8:02. MT had received a letter from Veronica Kell and read it into the record. The letter addressed concerns over Article 26, which was for the conveyance of approximately 8.8 acres of mitigation land from Warren Road. MT advised VK of the appeal process to which if she had a complaint the process should have been followed. VK's letter also made a complaint regarding her request for records. MT had explained that VK hadn't formerly made a request to the Town Clerk for the records and wasn't entitled to get them immediately. There is a process in which public records are to be requested and she is not exempt from that. Stan Dillis and Joseph Lopalito were present. Since the mitigation land was not approved for acceptance at the Town Meeting they will be looking at other options. SD- a Conservation Restriction may be appropriate. JH asked Mr. Lopalito if there was anything fishy with the land or title. Mr. Lopalito stated that there is Title Insurance on the property and that a title exam was conducted and found to be without issue. JH- The Town decided that they didn't want the property so a Conservation Restriction may be the next best thing. The land does abut other conservation land. MT asked SD to get a proposal together for a Conservation Restriction.

KH moves to continue hearing to 5-23-18. JL seconded. All in favor.

2.3 8:15pm Benjamin Maguire- Student at Fitchburg State University

Benjamin Maguire is a student at Fitchburg State University and is working on a project for a Conservation course that he is taking. He is here tonight to ask some questions in reference to this project. He is looking at options in how to expand areas of conservation land for the migration of various species. The project that he is currently involved in is located at Willard Brook. He asks how a concerned citizen would start such a project. MT spoke in detail about the different agencies that are involved and advised him to reach out to local Conservation Commissions, Watersheds as well as state endangered species programs and agencies.

3.0 Work Session:

3.1 Compliance Issues

3.1.2 59 West Meadow Rd- Site visit will be conducted 5-10 with Agent and Building Inspector

3.2 Approve payment to Karen Hill in the amount of \$59.00 for attendance of Mobile Mapping Course at UNH – JH moves to approve payment to KH in the amount of \$59.00 for her participation in Mobile Mapping. JL seconded. All in favor.

3.3 Approve payment to MACC in the amount of \$55 from the WPA account for Lyndsy Butler's participation in Unit 104 webinar- JH moves to approve payment to MACC in the amount of \$55 for LB participation in Unit 104 Webinar. KH seconded. All in favor.

3.4 Sign Amended Order of Conditions for DEP#308-604 10 Boutelle Road- MT recuses himself. JL moves to sign Amended OOC for DEP#308-604 10 Boutelle Road. AG seconded. All in favor.

4.0 Correspondence:

4.1 Mandatory Referral from ZBA in regards to Renewal of Accessory Apartment Special Permit for 101 Warren Road – No comment

4.2 Mandatory Referral from ZBA – 2 Scott Road - Will need to file if work conducted is in our jurisdiction.

4.3 Mandatory Referral from ZB- 250 Main Street- Will need to file if work conducted is in our jurisdiction.

5.0 Items for discussion at the next meeting – 59 West Meadow Road, Revisions to Bylaw regulations

6.0 Advertisements and Conferences

7.0 Next meeting: May 23, 2018 at 7:30pm

8.0 Adjournment – JL moves to adjourn at 9:00pm. AG seconded. All in favor.