



Office of the

CONSERVATION COMMISSION

Town of Townsend,
272 Main Street
Townsend, Massachusetts 01469

Michael Turgeon, Chairman

Christine Vitale, Clerk

James Le Cuyer

Amelia Gentry

James Deroian, Vice-Chairman

John Hussey

Karen Hill

Minutes

Memorial Hall-Selectman's Chambers

Wednesday, July 25, 2018 at 730PM

1.0 Preliminaries

1.1. **Open Meeting-** MT opened meeting at 7:33pm

1.2. **Roll Call-** Chairman, Michael Turgeon (MT), John Hussey (JH), James Le Cuyer (JL), Karen Hill (KH), 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**

3.3 *Sign Certificate of Compliance for DEP#308-402 1 Aries Lane*

JH moves to add item to the agenda. KH seconded. All in favor.

1.4 **Chair's Report-** MT- issues will be discussed throughout the agenda.

1.5 **Agent's Report-** Dave Henkels (DH) was absent. Agent's report was sent electronically.

1.6 **Review of Minutes-** JH moves to approve and release the 7-11-18 minutes with the noted changes.

KH seconded. KH- Yes, JH- Yes, JL- Yes. MT and CV abstain.

2.0 Hearings and Appointments

2.1 7:45pm **Notice of Intent DEP 308#-660**

Applicant: Tim Beauchman for Steven & Lisa Dediego

Location: 114 Mason Road

Project: Addition to existing single family dwelling and replacement septic system located within the buffer of a wetland, the ACEC and NHESP.

MT opened the hearing. Legal notice was read. Tim Beauchemin and Steven Dediego were present. Project is for an addition to an existing single family home and replacement of septic system located within the buffer of a wetland. Multiple site walks had been conducted. NHESP stated that they were exempt from having to file and that the project would not have any adverse effects. Natural Heritage and DEP standards were met for the septic replacement. KH- There are trees on site that are rotting and need to come down. TB- There are four trees that need to be removed. DH has commented in agents report that he would like a pre-construction meeting prior to the start of work. Straw wattles will be installed. DEP has not commented or issued a filing number as of today.

KH moves to continue to 8-8-18 at 7:45pm. CV seconded. All in favor.

2.2 8:00pm **Continuation of Notice of Intent DEP#308-**

Applicant: Stan Dillis for Gary Shepherd

Location: 177 Lunenburg Road

Wednesday, July 25, 2018

Project: The proposed project is for the restoration of a wetland and buffer zone areas.
The project is located within the ACEC

MT opened the hearing. Stan Dillis was present. DEP has not commented or issued a filing number as of today. SD had some aerial photos of the site. A forestry permit was issued in 2007. The plan recommended clear cutting the area. SD had added suggestions made by DH. MT- Can you discuss the grading? SD- DEP would like to connect the wetland to the culvert. JH- There should be a 3% pitch so the water will go where to needs to go. MT- What is the proposal for plantings? SD- They would like to restore it to a meadow. KH suggests that the restoration plantings be placed along the wetland as there will be a 35' No Disturb and mowing cannot occur in that area.

JH moves to continue to 8-8-18 at 8pm. KH seconded. All in favor.

2.3 8:15pm Request for Determination of Applicability TWB# 2018-140

Applicant: Paula Woodman

Location: 453 Main Street

Project: The proposed project is for the installation of an above ground pool and deck located within the riverfront area.

MT opened the meeting and read legal notice. Paula Woodman was present. Project is for the installation of an above ground pool and deck located approximately 180' from the riverfront area. DH and KH had visited the site. Straw wattles will be installed prior to construction and installation. DH suggests a Negative 2 Determination.

KH moves to issue a Negative 2 Determination with a condition that wattles be installed. JH seconded. All in favor.

KH moves to close the meeting. JL second. All in favor.

2.4 8:30pm Continuation of Request to Amend Order of Conditions for DEP#308-640

Applicant: Stan Dillis for Joseph Lopilato

Location: Warren Road

Project: Request to change acreage of land offered as mitigation

Stan Dillis and Joseph LoPilato were present. There were a few revisions made to the restriction. All revisions were sent to town counsel. Town counsel advised that the Conservation Commission accept the restriction and pass along for acceptance by the Board of Selectmen.

KH moves to approve amendment to OOC for DEP#308-640 issued on 2-15-2017, special condition #46, to include the Conservation Restriction for 45 Warren Road. CV seconded. All in favor.

JL moves to change the date on restriction from 5-11-18 to July 25, 2018. CV seconded. All in favor.

KH moves to close the hearing. JH seconded. All in favor.

2.5 8:45pm Request for Determination of Applicability TWB#2018-141

Applicant: Stephen & Theresa Ryan

Location: 1 Aries Lane

Project: The proposed project is for the replacement of a failing septic system located within the buffer of a wetland.

MT opened the meeting and legal notice was read. Applicant Steven and Theresa Ryan were present as well as Kevin Ritchie from Civil Solutions. The project is for the replacement of a failing septic system located within the buffer of a wetland. DH had conducted a site visit. There is no alternative for the replacement. JH- Will it be gravity fed? KR- Yes. They are approximately 67' from the wetland. Silt fencing and wattles will be installed.

JH moves to issue a Negative 3 Determination. KH seconded. All in favor.

KH moves to close the meeting. CV seconded. All in favor.

3.0 Work Session:

Wednesday, July 25, 2018

3.1 Compliance Issues

3.1.2 59 West Meadow Road- A 2 week extension was requested and granted for filing a NOI.

3.1.3 40 Scales Lane – Complaint was received regarding the filling of a wetland. Visit of site was conducted after granted permission by attorney who had issued a Notice of Intent to Convert. Office file for 40 Scales Lane has plan from the 1989 proposal of the golf course. The plan depicts a wetland on the parcel. Fill was placed over the area on the site where the wetland was depicted on the plan. Fill was associated with recent activity including tree removal and grading. Pipes had been installed in the area of the wetland and water was flowing from them. The parcel is in Chapter 61B and did not have a forestry permit. Derick Fors (DF), Manager for the Golf Course was representing the owner, who lives out of state. DF stated that the parcel was used by the neighboring property. King Farm abuts the property and is in the process of purchasing the property. They have been allowed to use the property until the sale is final. MT- The wetland on the property has been filled and a Cease and Desist was sent out. JH- When did the work on the property begin? DF- possibly in June. MT- A wetland scientist will need to visit the site to evaluate and determine where the wetland is. Nothing on the property can be done until they file a Notice of Intent. Brett King (BK) was present, he is in the process of purchasing the parcel. BK- stated that there is an old well on his property that was overflowing. Pipes were installed to pump out the well and to divert the water. He currently has his equipment parked on the parcel. MT- you will need to move the equipment, cease any work and file a Notice of Intent. The Commission would like to see a filing within the next month.

KH moves for a 5 minute recess at 9:45

Meeting commences at 9:50

3.2 Sign Certificate of Compliance for DEP #308-627 14 Scott Road – KH moves to approve COC for DEP#308-627. CV seconded. All in favor.

3.3 Sign Certificate of Compliance for DEP#308-402 1 Aries Lane – KH moves to approve COC for DEP#402. CV seconded. All in favor.

4.0 Correspondence:

4.1 ANR from Planning Board in regards to 95 Clement Road- reviewed

4.2 Chapter 61 Referral- Scales Lane – Not interested

4.3 Mandatory Referral from Zoning Board- 99 Clement Road – Will need to file if in jurisdiction.

4.4 Mandatory Referral from Zoning Board – 168 Lunenburg Road – No comment

5.0 Items for discussion at the next meeting -Squannacook River Cleanup, 59 West Meadow Road, update on 40 Scales Lane.

6.0 Advertisements and Conferences

7.0 Next meeting: August 8, 2018 at 7:30pm

8.0 Adjournment – JL moves to adjourn at 9:55 pm. JH seconded. All in favor.

