



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-Selectmen's Chambers

Wednesday, February 21, 2018 @ 730PM

1.0 Preliminaries

1.1. Open Meeting- MT opened the meeting at 7:30pm.

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

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

4.3 Mandatory Referral re: 187 North End Road

JH moves to add 4.3 to the agenda. CV seconds. All in favor.

1.4 Chair's Report- MT- We missed a few meetings, but was able to keep on track of things through email.

1.5 Agent's Report- Dave Henkels was absent, had sent agents report electronically.

1.6 Review of Minutes – JH moves to approve and release the 1-3-18 minutes. CV seconded. All in favor.

2.0 Hearings and Appointments

2.1 7:45pm Request for Amended Order of Conditions DEP# 308-647

Applicant: David Crossman for Dennis Martino

Location: 7 Trophy Ave.

Project: The proposed project is for the construction of a single family driveway within the 100' buffer of a bank and within the Inner Riparian Zone of a perennial brook. The applicant is looking for an amendment to the Order of Conditions for changes made to the plan and stormwater controls.

MT opened the hearing, legal notice was read. Dave Crossman and Dennis Martino were present. Revisions were made to the plan, but there are no changes to the resource areas. Most of the changes were minor in nature and corrected typos. The changes are within the work areas. JH- are the revised plans stamped by the engineer? DC- No. DC will have a stamped copy sent to the office.

JH moves to accept the plan and issue an amended OOC contingent upon the receipt of stamped plans dated 12-14-17. JL seconded. All in favor.

2.1 8:00pm Discuss Order of Conditions DEP# 308-524

Applicant: Ken Chaplin
Location: 91 Highland – Phase III Coppersmith Way

Stan Dillis was present for Ken Chaplin. The original OOC that was issued to Phase III of Coppersmith Way was for all lots, as opposed to each lot having a NOI and OOC. Mr. Dillis would like to know how to proceed as the houses are built. Can a COC be partially released? MT- first you should file for an amendment to the OOC and then we can respond. We will look into whether or not a partial release can be conveyed.

2.3 8:15pm Continuation Request for Determination of Applicability TWB 2017-130

Applicant: Gary Shepherd

Location: 54 Main Street

Project: The proposed project is for mowing and maintenance of vegetation located within the river front area.

MT opened the meeting. Gary Shepherd was present. Conservation staff have reached out to Natural Heritage on numerous occasions. They have not given us a definitive answer to whether or not Mr. Shepherd will need to file with them. GS- would like to move on and have the board issue a decision as this point. The mowing has been completed for decades. JL- We have been continuing this since November and it is time to issue a decision. This area has historically been maintained. Natural Heritage has been reached out to on numerous occasions and have failed to respond. Mr. Shepherd is aware that there may be an obligation to Natural heritage if we proceeded and issue a determination.

JH moves to issue a Negative 2 Determination to continue mowing historically maintained area with small mowers and trimmers. CV seconded. All in favor.
CV moves to close meeting. JH seconded. All in favor.

2.4 8:30pm Continuation Request for Determination of Applicability TWB 2017-129

Applicant: Gary Shepherd

Location: 47 Main Street

Project: The proposed project is for maintaining vegetation for safe line of sight for first responders and fire apparatus entering Rt. 119, located within the buffer of a wetland.

MT opened the meeting. Gary Shephard was present. Fire Chief Boynton had written a letter to the Conservation Commission on January 8, 2018. MT read the letter into the record. Chief Boynton expressed his concern regarding the line of sight for emergency apparatus entering and exiting. Chief Boynton found that this was necessary for the safety of both the public and all emergency responders. MT- A couple of cuttings per season would not disturb the area. JL would like to add that this is pertinent for school buses to see fire apparatus coming in and out.

JH moves to issue a Negative 3 Determination for three mowing per year. JL Seconded. All in favor.
CV moves to close meeting. JL seconded. All in favor.

3.0 Work Session:

3.1 Compliance Issues

3.1.2 22 West Meadow Road – Contacted Mr. Craven in regards to NPDES permit. He is outside our jurisdiction but will need to file with Planning Board.

3.1.3 99 West Meadow Road – We have been in contact with the family and conducted a site walk. There are some areas of concern. There is more than two acres of disturbed soil. We are still investigating.

3.1.4 529 Main Street- Permit was filed for five years ago, has been expired for almost two. Natural Heritage was previously involved. Work was recently started on the bank. We received a notice from attorney that the work was emergency and applied with 310 CMR 10.06. The area did need to be taken care of, but was this appropriate? Discussion about the WPA and exemptions. Will request that homeowner proved additional information to prove their exemption.

3.2 Approve payment to MACC in the amount of \$125.00 from the WPA for John Hussy to attend Spring Conference. JH moves to approve payment. JL seconded. All in favor.

3.3 Approve payment to MACC in the amount of \$125.00 from the WPA for Jim Deroian to attend Spring Conference. JH moves to approve payment. JL seconded. All in favor.

3.4 Approve payment to MACC in the amount of \$125.00 from the WPA for Lyndsy Butler to attend Spring Conference. JH moves to approve payment. JL seconded. All in favor.

3.5 Approve payment to MACC in the amount of \$125.00 from the WPA for Karen Hill to attend Spring Conference. JH moves to approve payment. JL seconded. All in favor.

3.6 Approve payment to MACC in the amount of \$125.00 from the WPA for Amelia Gentry to attend Spring Conference. JH moves to approve payment. JL seconded. All in favor.

3.7 Approve payment to MACC in the amount of \$125.00 from the WPA for Michael Turgeon to attend Spring Conference. JH moves to approve payment. JL seconded. All in favor.

3.8 Approve 2017 Annual Report – JH moves to accept the 2017 Annual Report. JL seconded. All in favor.

3.9 Approve Christine Vitale to attend Principle and Fundamentals of Weed Science and reimbursement of \$180. JH moves to approve reimbursement to CV in the amount of \$180. JL seconded. All in favor.

3.10 Discuss meeting schedule change from 1st and 3rd to 2nd and 4th - It has been requested to move the meetings from the 1st and 3rd to the 2nd and 4th . AG moves to change meeting to the 2nd and 4th week of each month beginning March 14, 2018. JH seconded. All in favor.

4.0 Correspondence:

4.1 Letter from Chief Boynton regarding 47 Main Street – Read

4.2 Letter from Ducharme & Dillis in regards to DEP# 308-640- Letter was in regards to mitigation land from 0 Warren Road. Will talk to PB for more information.

4.3 Mandatory Referral re: 187 North End Road – Signed

5.0 Items for discussion at the next meeting

6.0 Advertisements and Conferences – MACC Annual Conference – March 3, 2018

7.0 Next meeting: March 14, 2018 at 7:30pm

8.0 Adjournment