

**MINUTES**  
**CONSERVATION COMMISSION**  
**LAND USE MEETING ROOM**  
**October 21, 2019**

**OPENING:** The regular scheduled meeting of the Conservation Commission opened at 7:00 p.m. Attendance is as follows:

Christopher Pratt, Chairman	Present
Dave MacWilliams, Commissioner	Present
Mehmet Mizanoglu, Commissioner	Present
Brian Drenen, Commissioner	Present
Brian Pranka, Commissioner	Present
Jerry Patria, Commissioner	Present
Maryssa Cook-Obregon	Present
Dennis Clark, Coordinator	Present

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7:00 Chairman Pratt opened the meeting at 7:00 p.m.

*The Conservation Commission members welcomed the newest appointed member Maryssa Cook-Obregon. Chairman Pratt thanked the Selectboard for her appointment.*

**MINUTES**

Commissioner Drenen made a motion to accept the minutes of October 7, 2019. Commissioner MacWilliams seconded the motion. None opposed, the motion passed unanimously.

**PUBLIC HEARINGS**

Mr. John Balesky, Representing Property Owner

**7:15 RDA 1 Two States Avenue** Chairman Pratt opened the continuation of the public hearing. Chairman Pratt, Commissioners MacWilliams and Patria, and Coordinator Clark conducted a site visit at the location on October 19<sup>th</sup>. A revised plan was presented that still had most of the activity within the 50' buffer. Some of the trees marked are very healthy and the Commissioners agreed that they would not support the removal of some of the trees near the lakeshore. A solution to the issue would be to move the deck outside of the buffer zone. Some of the trees could be removed, and others could be vista pruned. Mr. Mike Orszulam, 36 Grove Street, commented that the removal of some of the marked trees could create erosion. The Commissioners agreed that if the deck were moved outside of the 50' buffer and the trees were left standing that the activity could be approved under a RDA, but if the property owners insist on the removal of all the trees marked it could require a Notice of Intent instead of a Request for Determination. Commissioner Patria made a motion to approve continuing the public hearing until the next scheduled meeting on November 4<sup>th</sup>. Commissioner Drenen seconded the motion. None opposed, the motion passed unanimously.

Mr. Ryan Nelson, R. Levesque & Associates

**NOI 13 North Pond DEP #292-0363** Chairman Pratt opened the continuation of the public hearing. Mr. Levesque met on site with members of the Conservation Commission on October 19<sup>th</sup>. Mr. Nelson presented a detailed construction sequencing plan. The Conservation Commission members remain concerned with debris entering the lake during the construction and suggested

pilings be inserted before any disturbance begins. Access to the parcel, which has a very steep grade to the lake, could be made through the neighboring property. It was also suggested that the property owner/applicant attend the next meeting so all parties involved have a clear understanding of what will be required to proceed with the project. Commissioner Mizanoglu made a motion to approve a continuation of the public hearing until November 4<sup>th</sup>. Commissioner Pranka seconded the motion. None opposed, the motion passed unanimously.

## ATTENDANCE

Mr. Ryan Nelson, R. Levesque & Associates

Mr. Mike Jacquier, Property Owner

**68 Will Palmer Road – Enforcement Order** An Enforcement Order was issued on October 3<sup>rd</sup> for excavation in a jurisdictional Bordering Vegetated Wetlands and Bank area. Coordinator Clark contacted Mr. Jacquier who agreed to a meeting on site. Mr. Jacquier stated that he was not aware of regulations relative to the violation, and is willing to do whatever is required to rectify the issue. Mr. Nelson presented a delineation plan of the 8,811 square feet of disturbance which includes an intermittent stream. Erosion control is already in place, and the disturbed area will be restored to its natural state. However, there may be timing considerations relative to planting due to the season. Mr. Nelson will submit a restoration plan for the property for the next scheduled meeting on November 4<sup>th</sup>.

## DISCUSSION/REVIEW/ACTION ITEMS

**North Pond Sign** Chairman Pratt noted that the North Pond dedication ceremony is scheduled for October 24<sup>th</sup>, and everyone is invited.

**11 Nicholson Hill Road DEP #292-0357 Request for a Certificate of Compliance** Coordinator Clark conducted a site visit at the location and presented pictures of the wetland and buffer areas. Chairman Pratt made a motion to approve the Certificate of Compliance and release the bond. Commissioner Drenen seconded the motion. None opposed, the motion passed unanimously.

**28 Castle Street DEP #292-0364 Request for a Certificate of Compliance** Coordinator Clark conducted a site visit at the location and noted that the construction has been completed in accordance with the Order of Conditions. Commissioner Mizanoglu made a motion to approve the Certificate of Compliance and release the bond. Commissioner MacWilliams seconded the motion. None opposed, the motion passed unanimously.

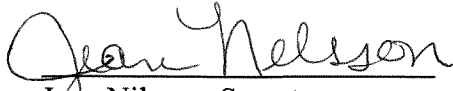
**158 Berkshire Avenue** Chairman Pratt noted that there is still one vessel on the shore and was informed that the boat does not belong to the property owner. As it is late in the season the Conservation Commission members agreed to issue a letter to the property owner stating that a fine of \$25.00 per vessel per day will begin starting May 18<sup>th</sup> of 2020 for any vessels at the location that do not have an authorized LPP sticker.

**141 Congamond Road** Coordinator Clark presented pictures at the location that showed the docks have been removed from the water and are now on deck area.

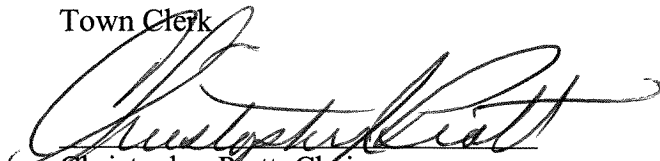
**Alum Treatment Funding** The Conservation Commission received a copy of a letter sent from the office of the Select Board to Lt. Governor Karyn Polito in support of the budget amendment #1172 as presented by Representative Nicholas Boldyga in the amount of \$800,000.00 for the lake treatment that is desperately needed.

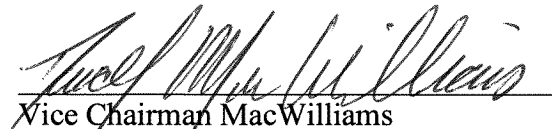
**The next meeting of the Conservation Commission is scheduled for November 4, 2019**

Respectfully submitted,

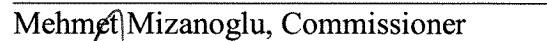
  
Jean Nilsson, Secretary  
cc:

Select Board  
Town Clerk

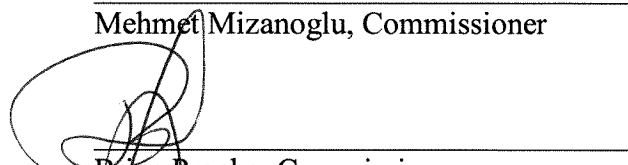
  
Christopher Pratt, Chairman


  
Vice Chairman MacWilliams

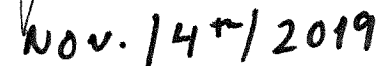
  
Jerry Patria, Commissioner

  
Mehmet Mizanoglu, Commissioner

  
Brian Drenen, Commissioner

  
Brian Pranka, Commissioner

  
Maryssa Cook-Obregon

  
Nov. 14<sup>th</sup> / 2019  
Date