

TOWN OF STURBRIDGE, MA -- CONSERVATION COMMISSION

Thursday, October 5, 2017

Approved Nov 16, 2017

Sturbridge Center Office Building, 2nd Floor

6:00 PM -- Meeting Called to Order/ Ed Goodwin (EG), Chairman

Quorum Check: Confirmed

Members Present: Ed Goodwin (EG) Chair
Steve Chidester (SC)
Dave Barnicle (DB) Vice Chair
(DB arrived at 6:30)
Steve Halterman (SH)
Paul Zapun (PZ)

Others Present: Anne Renaud-Jones, Conservation Clerk; Rebecca Gendreau, Alfred Trifone,
Howard Fife, Ed Hood, Glenn Krevosky, Amy & Aaron Smith, Robert Murphy,
Anthony Harris

Committee Updates:

CPA: no report submitted
Trails Committee: no report submitted
Lakes Advisory: no report submitted

Walk-ins None

Public Hearings

6:15 Notice of Intent: DEP #300-999; 103 Shore Road; Alfred Trifone presenting; Represented by Trifone Design: Addition of a deck and foundation repairs in the buffer zone.
Continued from September 14, 2017. Revised plan was presented showing shed moved to the front of the property as requested; oak and pine at the front are removed to allow for parking area (1 car); plan shows addition of 7 high-bush blueberry at back near shore; Deck is 5 x 11.5, only at 2nd floor level, with stone underneath; support is 2 sonotubes. Large tree at the back stays. Motion to approve revised plan (SC) 2nd (PZ) Vote: AIF 4:0 (DB not present for this vote) APPROVED

6:30 Notice of Intent: DEP #300-998; 367 New Boston Road; Lot #1R; Diverdi Builders; represented by EBT Consultants; Construction of a single family house within the buffer zone.
Continued from July 13, 2017. - Glenn Krevosky presenting; Revised plan with work limit lines presented, and indicating one large tree that will remain untouched.
- Motion (SC) to close the public hearing, approve the project as revised (plan date 9/19/17) and issue an Order of Conditions; 2nd (SH). Vote: AIF (4:0) (DB not present for this vote) APPROVED

- 6:45 Request for Determination of Applicability; 1 Harding Lane; Aaron Smith; installation of an inground pool within the buffer zone. *Continued from Sept 14, 2017.* Agent flagged Limit of Work from subdivision plan. AS has revised plan and distributed paper copies to Commission, revised plan shows pool at 38ft from wetland, which is still in the 50ft zone; pool cannot move beside the house due to setbacks; Commission requested additional consideration of options, and requested that the 50ft buffer and all other distances be marked clearly on the plan; Applicant requested continuation to October 19th.
- Commission Consensus to continue.
- 7:00 Notice of Intent: DEP #300-tbd; 12 Gardner Ave; Donald Garfield; represented by Robert Murphy; Construction of a new single family house and septic system in the buffer zone. Robert Murphy(RM) and Donald Garfield(DG) present: RM: Gardner Road property is between Maple Ave and Route 84; property drops off significantly in the back- wetland is beyond the bottom of that slope; for this plan, we placed the house as close to the street as we could- it just meets setback requirements - all work is within the 200ft bz; 100ft line goes right thru the septic; it has been approved by BOH; limit of work line pretty much follows the 50ft line; 20-30 feet all around the septic will be cleared to meet Title V requirements; large trees in lower area can be saved. Discussion was had about placement of erosion controls; suggested both wattles and silt fabric because of the slope; Well is located very close to the street: Commission requested location of trees be added to the plan, showing all trees, and indicating those trees being removed. Commission would like to visit site and walk the wetland line.... and asked that driveway be flagged for that visit...
RM: requested continuation to next meeting (October 19th.) Commission consensus to approve continuation. AIF. CONTINUED to October 19th.
- 7:15 Abbreviated Notice of Resource Area Delineation; DEP #300-1000, 130 & 140 Fiske Hill Road; Allworth LLC; represented by EBT Environmental Consultants; Confirming the extent of wetland resource areas; *Continued from September 14, 2017*, waiting for DEP file number.
Glenn Krevosky present: - EG: this hearing was continued because we did not have a DEP number yet; We have already agreed upon the Delineation. - GK: Yes, and we will still plan to look at that possible vernal pool in the spring and will document our findings.
Motion (PZ) to close the Public Hearing; 2nd (SH); Vote: AIF:
Motion (SC) to accept and approve the wetland delineation as shown; 2nd (DB); Vote: AIF.
- 7:30 Notice of Intent: DEP #300-981: 186 New Boston Road: Joseph Boutiette; represented by Green Hill Engineering; *Continued from March 2, 2017*: Driveway construction in the Riverfront Resource Area and Bordering Vegetated Wetlands, and construction of a single family home in the 200' buffer zone. Commission had been waiting for additional information addressing NHESP comments, concerns about perennial stream crossing and house location. Applicant representative has not responded to several communications.
Motion (DB) to close the Public Hearing; 2nd (PZ); Vote: AIF:
Motion (DB) to deny the project due to lack of information; 2nd (SH); Vote: AIF.

Letter Permits

- Tree Removal Application, 8 Stony Brook Dr, Elizabeth Andrews. 4 trees
– Trees were not marked for the site visit; continue to October 19th meeting
- Tree Removal Application: 28 Preserve Way; Anthony Harris. Removal of 7 trees.
Anthony Harris present: – AH: Waiting for approval letter from abutter
- Howie Fife of Opacum Land Trust (another abutter): We need to have the trees specifically identified so we can review when we visit the site – we don't anticipate a problem, but need to

see them marked; Ed Hood of Opacum Land Trust : yes, we'd like to come to the site to clarify the property line as well...

SC: Would like to see some replanting - you are removing a lot of understory- Would like to see a variety of shrubs replanted there... AH: yes, I can do those plantings. AH requested continuation to next meeting (October 19th); Commission consensus to approve continuation.

- Tree Removal Application: 13 Adams Road; Sandra Oliver; 15 trees.
- Olivers were unable to attend this meeting; - Commissioners EG & DB visited site; 13 trees are dead/dying; 2 others should be pruned instead of removed (large maple on the left and large oak on right side of the house); all trees are close to water; Commission would like a planting plan; continued to October 19th for replanting plan.

SIGNATURES Certificates of Compliance

DEP #300-911; 413+419 Main Street; Yervant Realty LLC SIGNED

DEP #300-978; 413+419 Main Street; Yervant Realty LLC SIGNED

DEP#300-466; 6 Highland Lane; O'Connell & O'Connell, P.C. *PARTIAL (aka Lot 14)* SIGNED

Correspondence

- We have received a letter from the Big Alum Lake Association stating their plan for their lake drawdown, which will start on November 1st and end on January 1st. They will do their standard 30" drawdown. Commission consensus to approve.

New Business

MACC Fall Conference (DB) will be held in Sturbridge at the Publick House on October 28th and has great offerings. Highly recommend attending if possible.

Opacum Land Trust: Discussion of beaver problems in Opacum Woods (Old Brook Circle in the Preserve) .

Howard Fife, president, Opacum Land Trust, and Ed Hood, Exec Director present:

Discussion regarding possible need for NOI filing:

- HF: proposing installation of a beaver deceiver in order to stop the increasing flooding of the trails and bridges at Opacum Woods property. Beaver dam is very large, and pond level is one foot higher than last year; DCR came onto site for annual inspection and could not access the "white trail"; We have created an alternate path as temporary workaround; OLT has discussed with Beaver Solutions of Southampton, MA; they say we do not have to lower the water in order to install the device; all work will be done by hand;

EG: would prefer a site visit before we say we require a Notice of Intent

DB: also, please confirm w contractor about working without dropping the water level

- Group decided to visit site on Tuesday 17th at 9:00am

HF: On another matter: Glenn had contacted me because he had received a complaint about debris being dumped on OLT property: Lussier /172 New Boston Road - so I went to look at it but it is not OLT property - but it may be a wetlands protection act violation because of the 40ft of riverfront on those properties - (4056)
- possible dumping into the riverfront - Comm decided to visit site on Tuesday 17th as well

Approval of minutes: September 14, 2017

-- Motion to approve as submitted (SC); 2nd (DB); Vote 3:0; (SH, PZ abstain due to absence)

Forest Cutting Plans

Fiske Hill Road, 40 acres. Spencer Solar, LLC. (133, 137, 139 Fiske Hill Road) ; map was brought up to show the property; Commission will visit the site,

Adjourn 8:00 Motion to Adjourn (SC); 2nd (SH) Vote: AIF 3:0)

Next Meeting: Thursday, October 19, 2017, beginning at 6:00pm.

A copy of tonight's meeting can be found on our Town's website or is available upon request via the Audio Department: 508.347.7267