

**TOWN OF LEICESTER
CONSERVATION COMMISSION
Minutes for
June 18th, 2008**

Meeting opened at 7:30 pm. Members present were Stephan Parretti, JoAnn Schold, Mary Ellen Brosnihan and Adam Menard. Members not present: Glenda Williamson.

NOTICE OF INTENT *continued from May 21, 2008*

Applicant: Vartan Development Corp
Location: 190 Main Street
Request: proposed parking lot improvements
Rep: Coyle Engineering

Mr. Coyle representing, this is a continued hearing. Mr. Coyle gave a brief description of the plans. (plans may be viewed at the Town Hall) The commission discussed some changes that they would like to see made to the plan, one showing where roof drains will be installed and where they will discharge, and also where the grease trap will be located. Discussion of erosion control being done in phases. No questions from the public, no other comments from the commission. Ms. Schold motioned to accept the NOI and to take 21 days to draft Orders of Conditions; Ms. Brosnihan seconded, motion passed.

NOTICE OF INTENT

Applicant: Congregation Melech Yisrael
Location: 231 Main Street Cherry Valley, MA
Request: removal of structure at back of building
Rep: Joel R. Jetty Construction

Mr. Joel Jetty representing. Mr. Jette presented the plans and gave a description of proposed work. (plans may be viewed at the Town Hall) There is approximately 18' from the back of the building to the brook. He would like to set the staging with 2 legs on the ground, and 2 legs in the brook. The structure in back (organ housing) is approximately 10'x15'. They would like to start this work in August. Mr. Jette stated the work should be done in less than a week. The commission has some concerns with the close proximity of the brook and debris falling into it. Discussion of using a tarp to cover the brook so that debris would not fall directly in. The staging is 6' wide and 14' long, a tarp will be wrapped around to "cocoon" the area to prevent debris from falling into the brook. In the Orders of Conditions it will ask for a site inspection and approval of staging and tarp prior to construction. No comment from the public, no other questions or concerns from the commission. Ms. Brosnihan motioned to accept the NOI and to take 21 days to draft Orders of Conditions. Ms. Schold seconded, motion passed.

NOTICE OF INTENT

Applicant: Victor Taylor
Location: Lot 1 Hammond Street
Request: construction single family home
Rep: EBT Environmental Consultants, Inc

Mr. Coyle is filling in for EBT. This is an old project which had a superceding Order of Conditions issued by DEP. LCC had issued Orders for this, but an abutter had appealed to DEP. Since issuance, the superceding Order has expired and the applicant would like to file a new NOI to complete the project. The roadway and well were completed, the replication area was started but not completed and the elevations were incorrect at the time. DEP could issue an enforcement order to have the applicant complete the project, or the applicant can file a new NOI with local concom. The house has not been built, the replication needs to be completed and will be overlooked by Mr. Krevosky. Once replication is complete, they will move forward with the septic and the house. The commission asked if the project and plans were the same as when originally filed. Mr. Coyle explained that the Title 5 requirements have changed and so the septic design has changed, but other than that it is the same. The commission would like to continue this until July to ensure that the plans have not changed and to revisit the site, and to research the appeal.

NOTICE OF INTENT

Applicant: Frederick & Sandra Laflash
Location: 7 Sandy Circle Lot 12
Request: construction single family home & grading w/in buffer zone
Rep: EBT Environmental Consultants, Inc

NOTICE OF INTENT

Applicant : Frederick & Sandra Laflash
Location: 17 Maighan's Way Lot 30
Request: construction single family home & grading w/in buffer zone
Rep: EBT Environmental Consultants, Inc

The recording of the hearings for the above two filings was inaudible. The hearing for Lot 12, & Sandy Circle was continued to the meeting for July 16th; the hearing for Lot 30, 17 Maighan's Way resulted in accepting the NOI and taking 21 days to draft Orders of Conditions.

CERTIFICATE OF COMPLIANCE

197-435 50 Redfield Rd

A site visit was made and there were concerns with the banking. The applicant explained that the area of the lot which is in Leicester, the remaining being in Worcester, was only the front right corner of the property and that the area there is stable. Discussion. Ms. Brosnihan motioned to grant the Cert. of Compliance for 50 Redfield Rd, Ms. Schold seconded.

DISCUSSION/OPENFORUM/COMPLAINTS

Shelter Ridge Rd

The homeowner would like to do some yard work w/in the wetlands. Dept Asst has been in contact with the homeowner and given him the paperwork needed to file an RDA. They have submitted an application, but did not run a legal ad. There is a drainage easement on this property where the homeowner would like to place a pipe and bury it. Discussion. Mr. Coyle explained that this "ditch" is for drainage of abutting roads and properties and that placing a pipe and burying it is really not an option without taking a serious look at everything involved. At this time Mr. Opaki was advised not to do any yard work without properly filing the RDA, including running a legal ad; and as far as the easement not to do anything and that any plans he has for it would require engineering and town approval.

A Mr. Clint Galvin presented himself to the commission along with a study he conducting of invasive plants in Leicester. He will be working out at Burncoat Park and will present his findings to the commission.

EXTENSION OF ORDERS OF CONDITIONS

197-404 1439 Main Street

Ms. Schold excused herself due to conflict of interest. Applicant for 1439 Main Street would like an extension for the Orders of Conditions that were issued in August 2005. Ms. Brosnihan motioned that we extend the Orders for three years, Mr. Menard seconded, motion passed.

Orders were issued for 197-484 #6 Lot 13 Sandy Circle, and for 197-485 #16 Lot 15 Maighans Way. Certificate of Compliance was issued for 197-468 6 King Terrace.

Discussion of drawdown at Rochdale Pond. A letter was sent to Stafford Industries who is in charge of the damn there. Many neighbors have called with concerns of the low water level. We will continue to monitor the situation and ask for paperwork to be filed after the fact. We have spoken with DEP who agrees that an NOI should be filed for any drawdowns.

Ms. Schold motioned to close the public hearing at 9:30pm, Ms. Brosnihan seconded. Motion passed. Meeting closed at 9:30pm.