

**Town of Leicester Conservation Commission
Meeting Minutes
February 10, 2021**

[Note: This meeting was held remotely using GoToMeeting]

MEMBERS PRESENT: JoAnn Schold (Vice-Chair), Dawn Marttila, Ashlyn Coyle, James Cooper

MEMBERS ABSENT: Stephen Parretti (Chair)

STAFF PRESENT: Michelle Buck, Town Planner; Brooke Hammond, Department Assistant

MEETING TIME: 6:30 pm

AGENDA:

1	Certificate of Compliance, cont. <ul style="list-style-type: none">a) 88 Huntoon Memorial Highway (DEP # 197-0395), Applicant: ECO Holdings, sewer line and replication
2	Approval of Minutes <ul style="list-style-type: none">a) December 16, 2020a) January 13, 2021
3	Board Discussion/Miscellaneous <ul style="list-style-type: none">a) Forestry Plan (6 Brickyard)b) Follow Up (1039 Stafford, 15 Bond, 83 Charlton, 57 Fairview, 82 Baldwin, 59 Burncoat, 565 Pine, 0 & 31 Chapel, Oak Bluff)c) Miscellaneous Project Updates/Site Inspection Updatesd) Correspondence/Other New Businesse) Future Meeting Dates

Ms. Schold called the meeting to order at 6:35 PM.

Certificate of Compliance: 88 Huntoon Memorial Highway (DEP# 197-0395) Applicant: ECO Holdings, LLC

Applicant Scott Fenton and Glenn Krevosky of EBT Environmental Consultants, Inc. are present.

Mr. Krevosky says Coyle Engineering was the engineer for this project in 2005, where Mr. Krevosky was briefly involved with the location of the crossing and the replication. There was no as-built on the property. Mr. Krevosky and Mr. Coyle looked at sewer line crossing, stating the armoring of the crossing was intact. The length and width of the replication area is taped off and consistent with the requirements. Replication is 100 percent wetland plants. The specific plants are listed in Mr. Krevosky's report. The two 18" pipes were clear, and the flow was continuous.

Ms. Schold asks if it is a partial release. Mr. Krevosky says it is a full release. Proposed sewer line crossing with replication is completed. Ms. Schold says the application form lists the sewer line on the adjacent parcel still remains subject to the Order of Conditions. Mr. Fenton says at the time the Order of Condition was issued it was one parcel but was later subdivided. Mr. Fenton thought it would be a partial release, but was told by Mr. Krevosky this would be a full request for Order of Conditions because it includes the whole wetland area.

Ms. Schold states on Mr. Krevosky's letter dated January 16, it says 75% of the surface of the replacement area would be reestablished within two growing seasons. Mr. Krevosky explains that this is a standard, and says on his revised letter dated January 27 it states 100% of the

surface area is covered in indigenous wetland plants. Ms. Schold says it is confusing whether the Commission is approving a partial or a full release. Mr. Krevosky said there was an error made on the application, and that “full request” should be checked as opposed to “partial” on the form.

Motion: Ms. Schold moved to approve the Certificate of Compliance for 88 Huntoon (DEP# 197-0395)

Second: Ms. Marttila

Discussion: Ms. Coyle abstains from voting as the engineer Bill Coyle is her brother-in-law. Mr. Krevosky says he will send in a corrected form with the “full release” box checked.

Roll-Call Vote: (3-0-1)

Forestry Plan: 6 Brickyard Road

The forester, Mr. Kruger, is present. Ms. Schold asks if the plan has been approved by DCR. Mr. Kruger said he received verbal approval over text. Ms. Schold says there needs to be official approval from DCR before they can start the project. The Commission discusses their concerns, but no comments were sent to DCR. Ms. Schold asks Mr. Kruger to put signage up on a tree when work starts in case there is neighborhood concern.

Conservation Complaints:

1039 Stafford St

Site Visit on February 10 by Commission. Ms. Marttila states Ms. Schold and Ms. Coyle visited the site that morning, but it was difficult to see the extent of the tree cutting because of the snow cover. There were a few trees in the river, and some tree stumps within 200 ft. of the rivers edge.

Bruce Webb, a wetland specialist hired by the property owner, explains that the cutting did not take place directly adjacent to river. The tree trunks by the river had been cut over a year prior to the complaint. Mr. Webb and his client plan to replant 12 trees along the tree line on the property.

Ms. Marttila says when she and Mr. Parretti visited the site in August 2020 there were trees on the slope beside the river. She asks if the Commission can visit again once there is no snow on the ground. Ms. Schold asks that a restoration plan is submitted before April.

15 Bond Street: No update.

83 Charlton St: No update.

57 Fairview Dr

Property owner Ray Gaulin is present. Mr. Gaulin attended the December meeting where Mr. Parretti said he was going to reach out to Mr. Gaulin after the meeting. Mr. Gaulin says he never received a response after the meeting. Ms. Schold visited the site and found he was working within 100 feet of the lakeside. Ms. Schold says an RDA should be submitted to let the Commission know of work being done within the buffer zone of any lake or wetland. Mr. Gaulin says he dug up some of his lawn, then put a fence and some stone down to keep water from running down the street and flooding his lawn and driveway. Ms. Buck reminds Mr. Gaulin that a Cease & Desist and an Enforcement Order were sent. Mr. Gaulin says he tried to rectify the issue at the December meeting but was overlooked. Ms. Buck says he should have submitted a restoration plan after receiving two letters from the Commission. The Commission requests a site

visit to give Mr. Gaulin comments to give him an idea how to move forward. Continued to next meeting.

[Note: Site visit scheduled for 3/1/2021 at 10 AM]

82 Baldwin

Glenn Krevosky looked at the site but no update, enforcement order sent but no update.

59 Burncoat: Continued to next meeting.

565 Pine St

Ms. Coyle, Ms. Marttila, and Mr. Parretti visited the site. There were complaints of equipment in the water. Ms. Marttila says there is ongoing construction, but no equipment in the water and the beach was finished. She explains there is 10' of allowed frontage on the beach which the complainant may not have known. The developer of the subdivision said no rocks were moved from the water. There were no visible violations according to the Commission.

0/31 Chapel St

Continue to next meeting, no continuances beyond that.

Motion: Ms. Schold moved to set a deadline for March 10, 2021 for the final continuance for this complaint.

Second: Ms. Marttila

Discussion: None.

Roll-Call Vote: (4-0-0)

Oak Bluff

Fencing was all in place, no erosion into retention pond. No findings from the Commission.

Miscellaneous Projects and Site Inspections:

2 New Complaints:

Pine Street Leicester/102 Chickering Rd Spencer

[Note: house in Spencer and wetland replication in Leicester on Pine St]

Jan Parke of 207 Greenville Street, Leicester has a complaint about an access road being put in next to the replication area (DEP# 197-0642). The owners use the road for waterfront access, and two stone breakwaters were put in the water below the high-water line. Recent activity includes heavy machinery in the water crushing stones. Ms. Coyle visited the site and reported the equipment is not in the water. Continued to next meeting.

1323 Main Street:

Ms. Coyle explains the findings of the site visit. The Commission is going to wait until there is less snow cover to see if there are any conservation violations. Ms. Marttila says the supposed new road that was constructed was already existing. Ms. Schold says no retaining wall was built in wetlands, and the owner has building permits for everything. Official findings will be reported after the next site visit.

New Projects:

Planning Board received an application for outdoor marijuana cultivation farm for 124 Green Street (public hearing date March 16, 2021). All application plans are posted online. Fenced in

4.5 acre growing area with Town Meadow Brook on the east side of the property. No wetland delineation was submitted by the applicant.

Minutes

Ms. Schold was not in attendance at the December 16, 2020 meeting. Ms. Marttila says Ms. Schold can vote to approve the December 16th minutes if she has reviewed them.

December 16, 2020

Motion: Ms. Schold moves approve the December 16, 2020 minutes.

Second: Mr. Cooper

Discussion: None

Roll-Call Vote: (4-0-0)

January 13, 2021

Motion: Ms. Marttila moves to approve the January 16, 2021 minutes.

Second: Ms. Coyle

Discussion: None

Roll-Call Vote: (4-0-0)

Future Meeting Dates:

- March 10, 2021
- April 14, 2021

Adjourn

Motion: Ms. Marrtila moves to adjourn.

Second: Ms. Coyle

Discussion: None

Roll-Call Vote: (4-0-0)

Meeting adjourned at 8:16 PM.

Respectfully Submitted,
Brooke Hammond, Department Assistant

Documents included in meeting packet:

- Agenda
- Request for Certificate of Compliance DEP# 197-0395
- Environmental Consultant's Report for 88 Huntoon – dated: 1/27/2021
- Coyle Engineering Memo – dated: 1/31/2021
- December 16, 2020 minutes
- January 13, 2021 minutes
- Forest Cutting Plan, 6 Brickyard – dated 1/20/2021

- Conservation complaint database
- Letter from DIS Office to 57 Fairview/Ray Gaulin – dated: 1/20/2021
- Enforcement order – dated: 11/30/2020
- Email from 59 Burncoat/Richard Gorman – dated: 1/20/2021
- Letter from Existing Grade, Inc – dated: 1/13/2021