

Leicester Conservation Commission

MEETING MINUTES 5/12/2021

Members Present: Steve Parretti (Chair), JoAnn Schold (Vice-Chair), Dawn Marrtilla, Ashlyn Coyle

Members Absent: James Cooper

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

TIME: 6:30 PM

ORDER OF BUSINESS

1.	Request for Certificate of Compliance a) 14 Mulberry St (Mulberry Solar) (DEP# 197-0636) Applicant: Devin Howe.
2.	Request for Determination of Applicability a) 289 Pine St (RDA2021-06), Applicant: Elbert Clark. (outdoor deck construction within 100' of wetland)
3.	Notice of Intent a) 0 Chapel St (DEP# TBD), Applicant Armory Street LLC. (office building construction in riverfront area) b) 31 Chapel St (DEP# TBD), Applicant: Armory Street LLC. (warehouse construction partially in flood plain)
4.	Board Discussion/Miscellaneous a) Emergency Certification Ratification: <ul style="list-style-type: none">Leicester School Department, 147 Paxton (oil leak)Leicester Highway Department, Charles/River Streets (beaver removal) b) Common Ground Land Trust – Invasive Species Management c) Complaint: 385 Main St, Jan's Package Store d) Follow Up (1039 Stafford, 15 Bond, 83 Charlton, 57 Fairview, 82 Baldwin, 59 Burncoat Ln, 1323 Main) e) Approval of Minutes <ul style="list-style-type: none">March 10, 2021 f) Miscellaneous Project Updates/Site Inspection Updates g) Correspondence/Other New Business h) Future Meeting Dates

Mr. Parretti opened the meeting at 6:01 pm.

Request for Certificate of Compliance

a) 14 Mulberry St (Mulberry Solar) (DEP# 197-0636) Applicant: Devin Howe.

Ms. Buck says an inspection for this site is necessary; at the inspection last summer the plantings had not fully grown in. The Commission agrees that a site visit is necessary before issuing the CoC. A site visit is scheduled for May 15, 2021 at 9 am. Hearing continued to June 16th meeting.

[Note: The RDA hearing for 289 Pine Street was held later in the meeting.]

Noticea of Intent

a) 0 Chapel St (DEP# TBD), Applicant: Armory Street LLC

Mr. Parretti explains that without a DEP number the Commission cannot issue a decision on the Notice of Intent. A site visit is scheduled for May 15, 2021 at 9:45 am. Hearing continued to the June 16th meeting.

b) 31 Chapel St (DEP# TBD), Applicant: Armory Street LLC

Mr. Parretti explains that without a DEP number the Commission cannot issue a decision on the Notice of Intent. A site visit is scheduled for May 15, 2021 at 9:45 am. Hearing continued to the June 16th meeting.

Board Discussion/Miscellaneous

Emergency Certification Ratification:

147 Paxton Street (Leicester Elementary School), Oil leak.

Ms. Marrtila and Ms. Coyle visited the site.

Mr. Morgan from HETI, who is supervising the cleanup at the school, says they are digging a trench to remove the contaminated soil. Some oil got into a drainage channel, and Mr. Morgan and his team are containing the oil and changing booms and pads as needed. Although the drainage channel drains towards Sargent Pond, no oil has been detected in the lake. Soil and water samples will continue to be tested, which Mr. Morgan says he will share with the Commission when results are available. Ms. Coyle asks if HETI has been in contact with DEP. Mr. Morgan says he have been in contact and that DEP will be doing an eco-evaluation after the cleanup is finished.

Motion: Ms. Schold moves to ratify the Emergency Certification.

Second: Ms. Marrtila

Discussion: None

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

Charles/River St, beaver removal. Leicester Highway Dept.

Mr. Parretti explains this is an ongoing issue; The Highway Department opened the dam to agitate the beavers towards the non-lethal traps.

Motion: Ms. Schold moves to ratify the Emergency Certification.

Second: Ms. Marrtila

Discussion: None.

Roll-Call Vote: 4-0-0

Common Ground Land Trust – Invasive Species Management

Jan Parke, president of Common Ground Land Trust, asks the Commission what form should be filed in order to do invasive species management on two properties in town. Mr. Parretti says due

to the use of chemicals that two NOI's should be filed and specifies that all work to be done should be detailed on the NOI application as well.

Complaints and Follow-Ups

Jan's Package Store.

Ms. Coyle visited the site and found trash in the brook and on the bank. She asked the manager of the store to clean up the existing trash. Ms. Coyle recommends a follow-up visit be done. Ms. Parke says that street has existing drainage problems that are exacerbated by the trash in the brook. Mr. Parretti plans to reach out to the Highway Dept. about the existing drainage problems and to the owner of Jan's package about the trash.

1323 Main St

A site visit by Ms. Coyle on May 12 showed no wetland violations on site. Complaint resolved.

15 Bond St

Ms. Hammond will reach out to the property owner.

82 Baldwin St

Ms. Hammond will get in touch with the property owner to confirm someone was hired to inspect the site.

83 Charlton St

Mr. Ismail hired Art Allen. Update to follow at next meeting.

57 Fairview Dr

Mr. Gorman filed an RDA to be heard at the June meeting.

59 Burncoat Ln

Mr. Gorman hired Mr. Dubois and Mr. Allen who plan to submit an NOI to be heard at the June meeting.

1039 Stafford St

Ms. Hammond will schedule a site visit for 1039 Stafford St.

Minute Approval

Motion: Ms. Schold approve minutes from March 10, 2021.

Second: Ms. Coyle

Discussion: None

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

Request for Determination of Applicability

289 Pine St (RDA2021-06), Applicant: Elbert Clark.

Mr. Clark is looking to build a deck on his property about 65 feet from the wetland buffer. He will be digging all the holes for the posts and pouring the concrete by hand. He plans to have the building inspector look at the holes before pouring the cement. Ms. Schold asks that wattles be placed after the last proposed post between the deck construction and the wetland.

Motion: Ms. Schold moves to approve the RDA with a negative 3 determination.

Second: Ms. Marrtila

Discussion: Condition about wattles will be included in the decision.

Roll-Call Vote: 4-0-0

Miscellaneous:

Page 93 of the meeting packet is a Preliminary Subdivision plan proposed at 651 Main Street. The Planning Board hearing is scheduled for May 18, 2021 at 7 pm.

Burncoat Park meeting May 20, 2021. The wetland report and flagging have been finished.

The erosion control measures at 4 Oak Bluff Lane have been installed per the request of the Conservation Commission.

Future Meeting Dates:

- June 16, 2021
- July 14, 2021

Adjourn

Motion: Ms. Schold

Second: Ms. Marrtila

Discussion: None

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

The meeting was adjourned at 8:03 pm.

Respectfully Submitted,

Brooke Hammond, Department Assistant

Documents included in meeting packet:

- Agenda
- Request for Certificate of Compliance for Mulberry Solar dated 4/27/2021
- Engineer Letter from Beals Associates dated 4/27/2021
- As-Built Plans for Mulberry Solar
- 289 Pine St RDA
 - Hearing Notice
 - WPA Form 3 - Request for Determination of Applicability
 - Photos/Plans
- 0 Chapel St
 - Hearing Notice
 - WPA Form 3 - Request for Determination of Applicability
 - Site plans

- 31 Chapel St
 - Hearing Notice
 - WPA Form 3 - Request for Determination of Applicability
 - Site plans
- Emergency Certification Form – Leicester Elementary School dated 4/28/2021
 - Photos of affected area
- Emergency Certification Form – Intersection of Charles and River St dated 4/28/2021
 - Photos of affected area
- Complaint Database
- Email from Ashlyn Coyle dated 4/28/2021 – Jan’s Package Store
- Photos of Jan’s Package Store from Jan Parke
- Email to Ahmad Ismail dated 4/26/2021
- Email to Ray Gaulin dated 4/21/2021
- Letter to Ramez Almonla dated 4/28/2021
- Email to Bill Roberts dated 5/5/2021
- Meeting minutes from March 10, 2021
- Skyview Estates Preliminary Subdivision Plan