

Conservation Commission –September 22, 2018

Members present were Mr. Freddy Friedman, Mr. David Hosford, Mr. David Herrick, & Ms. Rona Easton.

Meeting was called to order at 10:08 AM.

Meeting minutes of August 25th 2018 were accepted as prepared.

Scheffey (Ravine Falls Trust) Hearing: Mr. Coote requested to continue this hearing to the next meeting, since he would like to first contact the Town of Monterey Conservation Commission. A motion was made, seconded and so voted to continue this hearing to the next meeting per Mr. Coote's request.

Gourevitch Hearing: Present for this hearing was property owners, Mr. Marc Gourevitch & Ms. Sabrina Cherry. Applicant submitted a RDA for the purpose of removing forty (40) trees, stumps to be ground and covered with topsoil that will be seeded with native seed mix and planted with native shrubs; straw wattle to be installed between tree removal area and wetland. Property location is 98 Lumbert Cross Road. Mr. Gourevitch mentioned that some of the trees are dead, and possible some are in the pine, all trees are in the buffer zone, riverfront area. After discussion a motion was made, seconded and so voted to close the hearing. A motion was made, seconded and so voted to approve this application with a positive #1 determination, which requires the filing of a NOI.

Shalaby Hearing: Present for this hearing was Ms. Shannon Boomsma, White Engineering Inc and property owner Ms. Shalaby. Applicant filed a NOI for the purpose of house additions. Property location is 1055 Clayton Mill River Rd. Ms. Boomsma mentioned that Brewer Brook comes down to the property and also the property has an intermittent stream; proposed work will consist of a concrete patio at the rear of the house, a screen porch on poured concrete footings or helical piers, and a garage with a breezeway concrete slabs. Ms. Boomsma also mentioned that five hundred square feet of planting will be undertaken in an area that is currently lawn. Ms. Boosma presented the Commission with a smaller map of the project work. The Commission reviewed DEP comments with Ms. Boomsma in which one comment was that a certificate of compliance be issued for file number 237-0167. The Commission reviewed file 237-0167 and found that they signed a certificate of compliance in May, 2017. After discussion a motion was made, seconded and so voted to close this hearing. A motion was made, seconded and so voted to approve application/plans as submitted.

Shalaby: Certificate of Compliance for 1093 Clayton Mill River Rd. The Commission reviewed the signed certificate from May, 2017. Ms. Boomsma mentioned that the Registry of Deeds will not allow her to file the signed one from May, 2017 since it would be a copy of signatures. A motion was made, seconded and so voted to sign the certificate of compliance with today's date.

Devine Hearing: Present for this hearing was representative, Ms. Shannon Boomsma, White Engineering Inc. Applicant submitted a NOI for the purpose of dredging of Harnett Pond. Property location is Steepletop Road. It was noted that no file number has been received yet. Ms. Boomsma mentioned that the pond is manmade on 33 acres, work will be done in four phases, and no equipment will be used near the dam. Dredged water will be pumped from the lake to an area of land where twelve geo tex bags will be used to filter the water, and the clean water will then naturally drain into an adjacent intermittent stream and subsequently land elsewhere in the owner's property. Ms. Boomsma also mentioned that any water that goes into the intermittent stream is clean and clear, and that about twenty years ago was the last dredging, which was before the Wetlands Protection Act. Ms. Boomsma also stated that the project work will take three to four years to complete, and will file for a 401 water quality permit. Ms. Boomsma requested to continue this hearing until the next meeting. A motion was made, seconded and so voted to approve the request to continue.

Ms. Easton left the meeting due to a prior commitment.

Mummert Enforcement: Ms. Deanne Mummert, property owner and Ms. Shannon Boomsma, White Engineering Inc, appeared before the commission regarding the enforcement order issued to Ms. Deanna Mummert, 105 Hartsville Mill River Rd. Enforcement was issued for clearing, grading, filling of both Bordering Land Subject to Flooding and Bordering Vegetated Wetlands, approx 1,000 sq. ft. of BLSF and 500 square feet of BVW. Ms. Boomsma presented a restoration plan as required of the Enforcement Order; the removal of multiflora and poison ivy had occurred in the riverfront area. Ms. Boomsma mentioned four silky dogwoods will be planted. Mr. Paul Marcel a neighbor was present and very concerned about work that was done and showed pictures he had taken of the area along with a video he had taken. Ms. Mummert mentioned that piles of debris were left on her property from another property owner and she hired a landscaper to remove them. Ms. Mummert also mentioned that her contractor worked in the evenings and stated that the soil was not touched. Mr. Marcel was concerned about altering the riverfront area and that a drag bar was used to complete the work. It was noted that bringing in topsoil would require the filing of a RDA. Ms. Mummert mentioned that a town culvert has been an issue for her property and she'll contact the Highway Superintendent to work on the repairs together. Ms. Shalaby, Chair of the Board of Selectmen was also present and stated that the Select board would not overrule and overstep the Commission, since the Commission knows the Massachusetts Wetlands Protection Act. Ms. Boomsma will meet the next deadline as detailed in the Enforcement Order and will revise the restoration plan.

New Business:

Mr. Richard Stebbins of 83 North Road appeared before the Commission to see if he needs to file any applications to work on an official fire pond on his property. Mr. Stebbins mentioned that the pond is being taken over by phragmites and the pond area is getting small each year; area of pond is 1/5 of an acre. The Commission reviewed Mr. Stebbins map he brought to the

meeting. The Commission will confirm with DEP if the fire pond is exempt from any filings/permits.

The commission reviewed the mail:

- Forest Cutting Plan - Prudence Spaulding- Sisson Hill Rd – 20 acres – approved
- DCR – changes to Forest Cutting Plan
- Information from MACC regarding fall classes scheduled for October 20th.
- White Engineering Inc – Koch/Noe – 226 Lake Rd – Recorded order of conditions.

Next regular meeting is scheduled for either October 27th or November 3rd.

A motion was made, seconded and so voted to adjourn at 12 PM

Respectfully submitted,

Kathy Chretien
Secretary