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Date/Time: Apr. 5, 2018 9:15AM

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E. 2) Busy
 E. 4) No facsimile connection
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Bob Fournier
 P.O. Box 367
 Rochdale, MA 01544
 Phone: 508-885-5232



Veteran

Offering Disciplines in
 Science & Environmental
 Engineering Services
 Fax: 774-745-8210

To: <i>Scientia Comm Comm</i>	Date: <i>4-4-18</i>
Attn: <i>Barbara Dinn</i>	From: <i>Bob Fournier</i>
Fax #: <i>508-885-5232</i>	Pages: <i>1 @ 9:47 AM</i>

PUBLIC RECORD REQUEST

Re: Barbara Dinn
Kindly transmit by fax when
convenient. Minutes of Comm. Comm.
from October 2017 to present

Thank you
Bob Fournier

RECEIVED

APR 05 2018

Town of Leicester
 Development & Inspection Services

(3)

Bob Fournier
P.O. Box 367
Rochdale, MA 01549
Phone: 508-885-5232



Veteran

Offering Disciplines in
Science & Environmental
Engineering Services
Fax: 774-745-8210

To: Leicester Comm Comm	Date: 4-4-18
Attn: Barbara Dmax	From: Bob Fournier
Fax #: 508-892-7070	Pages: 1 @ 9:44 AM

PUBLIC RECORD REQUEST

Dear Barbara,

Kindly transmit by fax when
convenient Minutes of Com. Com.
from October 2017 to present

Thank you

Bob Fournier

RECEIVED

APR 05 2018

Town of Leicester
Development & Inspectional Services



**Conservation Commission
Meeting Minutes**

Minutes of February 14, 2018

Members present: Steve Parretti, Chair; John Marc Aurele, Joshua Soojian, Jim Cooper arriving at 6:55pm.

Meeting called to order at 6:30PM

Certificate of Compliance

5 Town Beach Road (197-0548)

Mr. Parretti read letter received from Douglas Andrysick of Andrysick Land Surveying certifying work had been completed according to Notice of Intent plan for Utility Connection. The site within the wetland buffer was found to be stable with no intrusions toward wetlands. Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to approve the Certificate of Compliance for 5 Town Beach Road, DEP# 197-0548.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Request for Determination of Applicability

219 Main Street, ChV (remove trees at edge of stream)

Mr. Parretti read the public notice into the record and then opened meeting to discussion.

Amber & William Letourneau in attendance.

The request was for removal of two (2) trees on the edge of the backyard and between a small stream known as Kettle Brook. The trees are single stem elm trees, work will be tree climbing by Branch Manager Tree Service. No mechanical equipment used in work area and stumps will not be removed.

The Commissioners asked to do a site visit to inspect the trees being removed located on the bank of the Kettle Brook. Ms. Letourneau agreed and requested a continuance.

Meeting continued to March 14th.

Request for Determination of Applicability

43 Fairview Drive (replace deck and garage)

Mr. Parretti read the public notice into the record and then opened meeting to discussion.

Lynda & Steve Monahan in attendance.

The request was for removal of deck & garage and just replacing a deck at rear of home.

To secure the deck, 6 dimond pier footings will be used to support a 14' x 33' deck with stairs.

Dimond piers are set above ground (no digging required) and metal rods are hydraulically driven into the ground to secure piers in place.

The deck & garage being removed was 10' x 42' with stairs.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to recommend a Negative Determination #3, "The work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions: 1) secure a building permit prior to start of work, and 2) notification to the Commission before the start of work.
SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Notice of Intent

20/22 Lake Drive (demo & rebuild)

Mr. Parretti read the public notice into the record and then opened meeting to discussion.

Mr. Jason Dubois of DC Engineering & Surveying in attendance

The request was to demolish two structures and construct one single family home, install new septic system and well within the 100ft buffer of Burncoat Pond.

Mr. Paul Valinski, 18 Lake Drive asked whether any trees were being removed near the water.

Mr. Dubois felt trees would not be removed at this time.

The Commissioners noted any proposed tree removal within 25ft No Disturb Zone of the water will require additional review. The only area of disturbance shown on the plan is the area within the grade. Anything beyond that was not part of this application and would require an amendment.

The applicant was asked to consider continuing for further site review on removal of trees.

Mr. Dubois asked for a conditional approval and agreed coming back with an amendment for tree removal.

Hearing no further comments, questions or concerns, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to approve the Notice of Intent application for 20/22 Lake Drive, Leicester, MA conditional upon a site visit by the Conservation Commission to determine limit of clarity on removal of trees and incorporating it into the Order of Conditions. Nothing else is to be disturbed other than what was shown on the plan submitted.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Mr. Cooper arrived at this point

Board Discussion

- Burncoat Park

Diane Provencher, Select Board /Burncoat Park Committee & David Genereux, Town Administrator in attendance.

The Burncoat Park Committee along with the Burncoat Pond Association wanted to reopen the Town Beach at Burncoat Park.

They wanted to put together a committee to overlook operations of the Park & Beach and considering the committee consist of, 1 member from Burncoat Pond Association, 1 member from the Burncoat Park Committee; 1 or 2 members from Conservation Commission and 1-Select Board member.

Mr. Genereux reviewed when a Town Beach was reopened in Uxbridge that had been closed for a number of years. He explained recruiting high school or college students on break and as a community service, who was interested helping patrol the beach, clean-up, collect fees, etc. Eventually fees collected would cover maintenance of the park and beach, and possibly a Park Manager to run daily beach operations.

Mr. Parretti & Mr. Marc Aurele volunteered to be on the Committee.

First meeting scheduled for Tuesday, March 13 @ 7PM, Room 2.

Mr. Paul Valinski of 18 Lake Drive said since August 2016 when chemical treatments started on the pond for weed control, the fish have disappeared. The Spencer side of Burncoat Pond do not have that problem because they don't treat their section of the pond.

He spoke with a representative from DCR, who had received several calls on the same concern, regarding the same company doing treatments. The company name was Solitude Lake Management and the chemical used was known to be toxic to fish.

The Commissioners agreed to review the Order of Conditions on the weed control program and discuss at next meeting.

Board Discussion:

- Worcester Airport DEP#197-0576 (minor project modification)

A letter request from Lisa Standley, Project Manager, VHB regarding Worcester Regional Airport CAT III ILS and Taxiway Project.

On behalf of MassPort, she was requesting a determination from the Commission that the installation of security fencing at the light towers west of Mulberry Street as a minor modification not requiring an amendment to the Order of Conditions.

A recent change by the FAA has required a chain-link fence be installed around each tower in the approach light system, ten feet from the tower base.

Proposed fencing at Towers 10, 11 & 20 installed within the bordering vegetated wetland; Towers 9, 12, & 24 within Riverfront area; Towers 13 thru 21 within the 100ft buffer to bordering vegetated wetland. Fencing will not result in excavation, fill, or cause permanent loss to wetland and will not require removing existing vegetation.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved the Conservation Commission approve installation of security fencing at the light towers west of Mulberry Street as a minor modification not requiring an amendment to the Order of Conditions, but added to the As-Built plans.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

- **Miscellaneous:**

- Lynde Brook Plaza, LLC, 190 Main Street, Cherry Valley inquiring on regulations for obtaining a Certificate of Compliance (COC). A memo received from Attorney Damien Berthiaume stated upon their review of the Order, it appeared work proposed was not commenced or completed, therefore a request for COC was attached.

Upon review of the plans, it appeared to the Commissioners' that some work had been completed.

Therefore, they agreed standard requirements for a COC request applied: a written request be made to the Conservation Commission to do a site inspection with engineer and/or applicant present; or to submit a letter from an engineer certifying the work completed and/or what was not completed in accordance to the approved plan.

A memo will be sent to the property owners' attorney.

- Notification received from National Grid on Utility Maintenance Activities as part of the A127/B128 Transmission Line Footer Repair Project.
- Project Reports for January & February for site at Stafford Street, Map 45/Parcel B1.1-DEP#197-0541.
- Building & Occupancy Permits issued for January 2018
- New Projects: Cooper's Hilltop Solar Farm, 515 Henshaw Street
- Registration notification for MACC's Annual Environmental Conference, March 3, 2018

Minutes

1/17/18

MOTION: Mr. Cooper moved to approve the minutes of January 17, 2018

SECONDED: Mr. Marc Aurele – Discussion: None

VOTE: 3–In favor/1–abstained (Mr. Soojian)

11/15/2017

MOTION: Mr. Soojian moved to approve the minutes of November 15, 2017

SECONDED: Mr. Cooper - Discussion: None – VOTE: All in Favor

12/13/2017

Tabled

Hearing no further questions or comments, Mr. Parretti asked for a motion to adjourn

MOTION: Mr. Soojian moved to adjourn meeting

SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

Meeting adjourned at 8:00PM

Respectfully submitted:

Barbara Knox

Barbara Knox



**PUBLIC NOTICE POSTING REQUEST
TO OFFICE OF THE LEICESTER TOWN CLERK**

**ORGANIZATION: CONSERVATION
COMMISSION**

MEETING

PUBLIC HEARING (Please circle appropriately)

Day &

DATE: Wednesday, February 14, 2018

TIME: 6:30PM

LOCATION: Room 3

REQUESTED BY: Barbara Knox, Department Assistant

ALL MEETING NOTICES MUST BE FILED AND TIME STAMPED IN THE TOWN CLERK'S OFFICE AND POSTED ON THE MUNICIPAL BULLETIN BOARD 48 HOURS PRIOR TO THE MEETING. (in accordance with Chapter 303 Acts of 1975)

LIST OF TOPICS TO BE DISCUSSED

1. Certificate of Compliance
 - 5 Town Beach Road (197-0548)
2. Request for Determination of Applicability
 - 219 Main Street, ChV (remove trees at edge of stream)
 - 43 Fairview Drive (replace deck and garage)
3. Notice of Intent
 - 20-22 Lake Drive (demo & rebuild)
4. Approval of Minutes
 - 11/15/2017
 - 12/13/2017
 - 1/17/2018
5. Board Discussion:
 1. Worcester Airport DEP#197-0576 (minor project modification)
 2. Forest Stewardship at Burncoat Park(update)
 3. Miscellaneous Project / Site Inspections Updates
6. New Business
 - Draft Order of Conditions / Mail

"The listings of matters are those reasonably anticipated by the Chair 48 hours before said meeting, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law."

SIGN IN SHEET

NAME:

ADDRESS

DATE:

2-14-18

~~2-14-18~~

Conservation

Linda & Stephen Monahan 43 Fairview Dr 2-14-18

Jason Dubois BC ENGINEERING & SURVEY - Charlton - 2-14-18

John Slyman - 5 Town Beach Road 2-14-18

Dawn Marthila 2 Chris Cir 2-14-18

~~Deanne Provencher~~ 2-14-18

David Gervais Town Administrator 2-14-18

William Letourneau - 219 Main St 2-14-18

Amber Letourneau 219 main st 2-14-18

Paul Yatsinski 18 Lake Dr 2-14-18

Marty & Debra 101 Henshaw St 2-14-18

Leicester Conservation Commission
Meeting Minutes

Minutes of January 17, 2018

Members present: Steve Parretti, Chair; John Marc Aurele, Jim Cooper

Meeting called to order at 6:30PM

Certificate of Compliance

408 (1) Stafford Street Solar – DEP#197-0578

A letter received from Quinn Engineering indicated that the status of sediment control at Basins 1 & 2, now have been placed. This was observed on a field visit conducted on September 7, 2017.

Hearing no further questions or comments, Mr. Parretti asked for a motion,

MOTION: Mr. Marc Aurele moved to approve the Certificate of Compliance for 408 (1) Stafford Street Solar Farm, DEP#197-0578.

SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

Certificate of Compliance

10 Lake Shore Drive – DEP#197-315

After a site inspection conducted, it was observed that the work was completed under the Order of Conditions DEP#197-315 issued for 10 Lake Shore Drive.

Hearing no further questions or comments, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to approve the Certificate of Compliance for 10 Lake Shore Drive, DEP#197-315

SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

Notice of Intent

Waite Pond Dam CONT (general improvements & repair to dam)

Mr. Parretti read a letter received from Christopher Cullen of Fuss & O'Neill.

They are requesting a continuation of the hearing until the March meeting in order to allow more time to address concerns from the MADEP, MADCR & Sate Division of Fisheries and Wildlife.

MOTION: Mr. Marc Aurele moved to continue the hearing on Waite Pond Dam NOI to Wednesday, March 14, 2018

SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

Approval of Minutes

11/15/2017 & 12/13/2017

Tabled

Board discussion

1. 408 (2) Stafford Street Solar - Minor project change

Andrew Vardakis of Amec Foster Wheeler in attendance.

They are requesting a minor project change and also, responding to the Commission's letter of noncompliance. The noncompliance letter was issued due to the Orders not being recorded and required monthly reports not being received.

Mr. Vardakis said the Orders had since been recorded, with a copy sent to the Commission and monthly reports were not sent because the project work had not yet started. Once construction starts, monthly reports will start.

The minor project change request was on the roadway design. The old design went around the first solar array, where there is a steep drop off, which would create a lot of fill and a lot more work.

They are now proposing the roadway go through the existing fence area, where it is flatter, to the proposed array system in back.

Quinn Engineering reviewed this change and did not have an issue with the design.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to approve the minor project change as presented

SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

2. 101 Huntoon Highway – (bldg. addition)

Steven Balcewicz of BC Engineering & Survey, Inc. in attendance.

He wants to put a 90 x 90 addition onto existing building with the understanding that an NOI application will be required. He asked for the Commission's advice before moving forward filing an application.

His plan outlined the existing pavement, 25-foot No Disturb zone, 100-foot buffer zone and delineated the wetlands.

The addition will be built on existing pavement outside the 25-foot buffer, 2/3 of the building will encroach the 100-foot buffer and the retaining wall will encroach the 25-foot buffer.

Worcester County Welding previously owned this property.

Mr. Parretti questioned replication previously done at this site when the Worcester County Welding owned the property and recommended Mr. Balcewicz review the previous file before filing. As well as demonstrating the need to encroach the 25-foot No Disturb as being critical, or to show the current condition of the area as being already disturbed.

Mr. Balcewicz asked about the review on stormwater and could the storm drains be cleaned and dug out near the building to make up the difference between pre and post development. The addition will make the building 2/3 bigger, but 1/3 will remain impervious. .

The Commissioners recommended referring to the previous file regarding stormwater; check the plan on location of the replication area; and to file with Planning Board before Conservation.

3. KM Kelly-93 Huntton Hgwy. – replication area

After an inspection conducted by Quinn Engineering and Town Planner, it was discovered that the replication was never constructed and being brought to the Commission's attention. All agreed to review file at next meeting.

4. 298 Clark Street – update

The property owner informed the Commission the pipe that went under the driveway was cleaned out on the neighbor's side. The dirt on that side had been built up for years and was never cleaned out. He needed to wait until spring to finish the job completely and will keep the Commission informed.

5. Forest Stewardship

Ms. Buck submitted the Grant application to DCR last week and as soon as word is heard back from the State, the forester will be contacted to proceed with the project.

Hearing no further comments, questions or discussion, Mr. Parretti asked for a motion to adjourn.

MOTION: Mr. Cooper moved to adjourn meeting

SECONDED: Mr. Marc Aurele – Discussion: None – VOTE: All in Favor

Meeting adjourned at 7:20PM

Respectfully submitted,

Barbara Knox

Barbara Knox



PUBLIC NOTICE POSTING REQUEST TO OFFICE OF THE LEICESTER TOWN CLERK

ORGANIZATION: **CONSERVATION
COMMISSION**

MEETING

PUBLIC HEARING (Please circle appropriately)

Day &

DATE: **Wednesday, January 17, 2018**

TIME: **6:30PM**

LOCATION: **Room 3**

REQUESTED BY: **Barbara Knox, Department Assistant**

ALL MEETING NOTICES MUST BE FILED AND TIME STAMPED IN THE TOWN CLERK'S OFFICE AND POSTED ON THE MUNICIPAL BULLETIN BOARD 48 HOURS PRIOR TO THE MEETING. (in accordance with Chapter 303 Acts of 1975)

LIST OF TOPICS TO BE DISCUSSED

1. Certificate of Compliance
 - 408 (1) Stafford Street – DEP#197-0578
 - 10 Lake Shore Drive – DEP#197-315
2. Notice of Intent
 - Waite Pond Dam CONT (general improvements & repair to dam)
3. Approval of Minutes
 - 11/15/2017
 - 12/13/2017
4. Board Discussion:
 1. 408 (2) Stafford Street Solar; DEP#197-609 (minor project change)
 2. KM Kelly-93 Huntoon Hgwy. - replication area
 3. 298 Clark Street - update
 4. 101 Huntoon Hgwy. (bldg. addition)
 5. Forest Stewardship at Burncoat Park - update
 6. Miscellaneous Project / Site Inspections Updates
5. New Business
 - Draft Order of Conditions / Mail

"The listings of matters are those reasonably anticipated by the Chair 48 hours before said meeting, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law."

**Conservation Commission
Meeting Minutes**

Minutes of December 13, 2017

Members present: John Marc Aurele, Joshua Soojian, JoAnn Schold

Meeting called to order at 6:35PM

Certificate of Compliance

408 (1) Stafford Street Solar Farm CONT (National Grid DEP#197-0578)

No one present – will not be back on agenda until evidence is submitted that all work had been completed.

10 Lake Shore Drive (DEP#197-315)

Mr. Richard Carr in attendance.

An Engineer's letter was not included with the request.

Mr. Carr gave a brief history.

There are 5 parcels under the same deed and ownership and each parcel has it's own parcel ID, all taxed separately and separated by roads or rights of ways.

In 2003, the contractor submitted an NOI application for 10 Lake Shore Drive on parcel I.D. A1, and built the house on the parcel ID E1.

Mr. Carr was interested purchasing the parcel A1, which is vacant, but the bank won't approve the purchase until the Order of Conditions was cleared for 10 Lake Shore Drive.

He asked what he needed to do to get this corrected.

The Commissioners explained the Registry of Deeds files by address and not by parcel.

Therefore, the address being 10 Lake Shore Drive, effects Parcel E1 as well as A1.

When requesting a Certificate of Compliance, the applicant has to show the work under the Order was completed and the Order of Conditions was issued for 10 Lake Shore Drive.

The Commissioners agreed that before the next meeting, visit the site and check if work was completed under the Order of Conditions issued for 10 Lake Shore Drive.

Continued to January 17, 2018.

Request for Determination

209 Clark Street – septic repair

Mr. Raouf Mankaryous and Ronda Towadrez of Alpha Omega Engineering in attendance.

Mr. Mankaryous reviewed the application.

They are proposing to replace the existing failed septic system (in groundwater) within the 100-foot buffer from the edge of the wetlands. However, the proposed septic system will be outside of the 50-foot buffer zone.

Hearing no discussion or questions, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to recommend a Negative Determination #3, "The work described in the request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions: 1) Notify Conservation Office when hay bales/silt fence line is installed and prior to the start of any work for a site inspection.
SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Notice of Intent

Burncoat Pond Dam CONT (general improvements & repairs to dam)

Mr. Shawn King & Ms. Robin Casioppo of Fuss & O'Neil in attendance.

Mr. Marc Aurele read the notice into the record and then opened the meeting to discussion.

Mr. King said the work won't be done during drawdown. There won't be access through the pond, but proposing a temporary wetland crossing across at the downstream channel that's in an area where there is currently placed rock that provides protection to the dam. There will also be the use of timber mats to allow access to cross.

The wetlands on the top side of the dam will not be impacted; everything will be on the downstream.

Tree removal is very limited and will be towards the right abutment. Anything within 20-feet of the dam toe and abutments will be removed to make sure the roots aren't affecting the dam.

Dam Safety gave no further recommendations other than making sure an engineer was on site during this process.

Hearing no further discussion or questions, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to approve the NOI Application for Robert Dirs, Burncoat Pond Watershed District for general improvements & repairs to the dam with the following conditions: 1) Estimate upstream and downstream flow rates during drawdown and refill should be provided to the Commission to ensure sufficient flow rates at all times; 2) during the lake refill periods, DFG recommends that 0.5 cfs be maintained at the outflow; 3) applicants should propose a contingency strategy to the Commission to maintain downstream flow in the event of drought conditions; 4) notify the Conservation Commission at least 48-hours prior to the start of any work on site.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Waite Street Dam (general improvements & repair to dam)

Continued to January 17 - No DEP number received

690 Stafford Street (replication & restoration)

Mr. Glenn Krevosky of EBT Environmental Consultants and Mr. Erich Berantuo, owner of property in attendance.

Mr. Marc Aurele read the notice into the record and then opened the meeting to discussion.

Mr. Krevosky reviewed the application.

They are proposing to replicate the original wetlands lost, replicate the wetlands under the asphalt parking area and restore (in place) the wetlands located directly west of the parking area.

The lost wetland under the asphalt would be replicated at 1.5 to 1.

The Commissioners recommended work be completed within a 12-month period and standard replication/restoration conditions apply.

Hearing no further questions or discussion, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to approve the NOI Application for replication and restoration at 690 Stafford Street, Rochdale, with the following conditions: Replication and restoration areas be completed within a 12-month period; Commencement of work contingent upon submittal of replication bond to the Town of Leicester; prior to the start of work, notify Conservation Commission at least 48 years before for inspection.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

256 Rawson Street (single-family dwelling)

Mr. Raouf Mankaryous and Ronda Towadrez of Alpha Omega Engineering in attendance.

Mr. Marc Aurele read the notice into the record and then opened hearing to discussion.

Mr. Mankaryous reviewed application.

They are requesting to construct a house, septic and a wetland crossing for the proposed driveway to the house.

DEP indicated concern with a stream being present at the proposed wetland crossing location. They asked the applicant to provide a description of how the project complies with the stream crossing standards.

Mr. Mankaryous explained the stream becomes a non-active stream. He felt stream-crossing standards did not apply in this instance.

Mr. Thomas Lewandowski, 14 Pine Ridge Drive was concerned with the effect construction could have on his property, the stream and surrounding wetlands.

Mr. Mankaryous explained they will install permanent aluminum culverts and pipe to divert all flow from the temporary pipe across the constructions area, into a new culvert. Construct retaining walls that will abut the edge of the wetland siltation control.

There would not be any impact to abutting properties and the stream cross section being replicated, was over 100-feet away from property lines.

The Commissioners recommended a condition having the applicant submit a replication bond before start of work and provide details on stream crossing, including Bank delineation and a cross section.

Hearing no further questions or discussion, Mr. Marc Aurele asked for a motion.

MOTION: Ms. Schold moved to approve the NOI application for a single family home, septic and wetland crossing at 256 Rawson Street with the following conditions: Commencement of work contingent upon submittal of replication bond to the Town of Leicester, prior to start of work; notify the Commission at least 48 hours before the start of work for an inspection; and provide detail on stream crossing, including bank delineation and cross section, as required under 310 CMR 10.54 (6).

SECONDED: Mr. Soojian – Discussion: None –VOTE: All in Favor

Board Discussion

207 Main Street (minor project adjustment)

Ms. May DeJesus in attendance.

Ms. DeJesus asked about the use of crushed granite in the back parking area.

The Commission recommended a ¾ inch to 1½-inch range in size is used, with a reminder the hay bales and silt fence be maintained at all time.

Extension Request

Burncoat Pond-DEP#197-0577

Solitude Lake Management, on behalf of the Burncoat Pond Watershed District, requested a three-year extension to the current Order of Conditions, DEP File# 197-0577, for the continued maintenance of the aquatic vegetation in Burncoat Pond.

The Order was due to expire on March 24, 2018.

Hearing no further questions or discussion, Mr. Marc Aurele asked for a motion.

MOTION: Mr. Soojian moved to approve a 3-year extension to March 24, 2021.

SECONDED: Ms. Schold – Discussion: None – VOTE: All in Favor

Approval of Minutes

11/15/2017

Tabled

Board Discussion Cont.

298 Clark Street (Enforcement Order)

Contact property owner for update

408 (2) Stafford Street (project change)

The applicants are proposing additional tree clearing to the southeast of the proposed array and extend into the 25' No Disturb Zone.

All agreed any project change would require submittal of a new NOI application.

Forest Stewardship at Burncoat Park

A memo from Michelle Buck, Town Planner informing the Commission she spoke with the Town Administrator regarding funding for this project and he recommended submitting a request to Advisory for a transfer from the Reserve Account.

All agreed to request for the fund transfer.

Hearing no further discussion, Mr. Marc Aurele asked for a motion to adjourn.

MOTION: Ms. Schold moved to adjourn meeting

SECONDED: Mr. Soojian –Discussion: None – VOTE: All in Favor

Meeting adjourned at 7:35PM

Respectfully submitted:

Barbara Knox

Barbara Knox



**PUBLIC NOTICE POSTING REQUEST
TO OFFICE OF THE LEICESTER TOWN CLERK**

RECEIVED
2017 DEC -7 PM 1:5
OFFICE OF THE TOWN CLERK
LEICESTER, MASS.

**ORGANIZATION: CONSERVATION
COMMISSION**

MEETING **PUBLIC HEARING** (Please circle appropriately)

**Day &
DATE: Wednesday, December 13, 2017** **TIME: 6:30PM**

LOCATION: Room 3

REQUESTED BY: Barbara Knox, Department Assistant

ALL MEETING NOTICES MUST BE FILED AND TIME STAMPED IN THE TOWN CLERK'S OFFICE AND POSTED ON THE MUNICIPAL BULLETIN BOARD 48 HOURS PRIOR TO THE MEETING. (in accordance with Chapter 303 Acts of 1975)

LIST OF TOPICS TO BE DISCUSSED

1. **Certificate of Compliance**
 - 408 (1) Stafford Street Solar Farm CONT (National Grid DEP#197-0578)
 - 10 Lake Shore Drive – DEP#197-315
2. **Request for Determination of Applicability**
 - 209 Clark Street – septic repair
3. **Notice of Intent**
 - Burncoat Pond Dam CONT (general improvements & repair to dam)
 - Waite Pond Dam (general improvements & repair to dam)
 - 690 Stafford Street (replication & restoration)
 - 256 Rawson Street (single-family dwelling)
4. **Extension Request**
 - Burncoat Pond - DEP#197-0577
5. **Approval of Minutes**
 - 11/15/2017
6. **Board Discussion:**
 1. 207 Main Street (minor project adjustment)
 2. 298 Clark Street (Enforcement Order)
 3. 408 (2) Stafford Street Solar site (project change)
 4. Forest Stewardship at Burncoat Park
 5. Miscellaneous Project / Site Inspections Updates
7. **New Business**
 - Draft Order of Conditions / Mail

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SIGN IN SHEET

NAME:

ADDRESS

DATE:

12-13-17

Robin Casiooppo, Fred O'Neill
Shawn King

146 Hartford Rd, Manchester, CT

GENE DURSO

92 MANNVILLE ST

JUDY DURSO

92 MANNVILLE ST

Bob Diersch

45 BURNCOAT LN.

Christine Pasch

12 Massasoit Dr

Sharyn Dale

14 Massasoit Dr

Hilary Haley

90 Mannville St.

Richard Carr

2 Lake Shore Dr

Edward J Morley

25 WHITE ST.

Susan Lewandowski

14 Pine Ridge Dr.

Thomas Lewandowski

14 Pine Ridge DR.

Rouf Markaryous

Alpha Omega Engineering Sellen, MA

Ronda Jawadras

AS Mercier

10 Massasoit Dr.

Joe Fluet

9 Massasoit Dr

Glenn S Keworsky

601 Main St # OXFORD

**Conservation Commission
Meeting Minutes**

Minutes of November 15, 2017

Members present: Steve Parretti, Chair; Joshua Soojian, JoAnn Schold, Jim Cooper

Meeting called to order at 6:30PM

Certificate of Compliance:

408 (1) Stafford Street Solar Farm CONT (National Grid DEP#197-0578)

No confirmation received on riprap work being completed.

Continued to December 13th meeting.

45 Fairview Drive (DEP#197-0585)

Ms. Michelle Cospier in attendance.

Attached was a copy of their Certificate of Compliance for their septic system replacement and a letter from their consultant certifying the work done was done in compliance with the Wetland Protection Act and the Town of Leicester Wetland Bylaws.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Soojian moved to approve the request for Certificate of Compliance for 45 Fairview Drive, DEP#197-0585.

SECONDED: Ms. Schold – Discussion: None – VOTE: All in Favor

Ms. Schold stepped down from her seat, due to a conflict of interest.

555 Pine Street (DEP#197-0611)

Mr. Matt Schold of Schold Development in attendance.

A letter submitted from Graz Engineering stated the Order of Conditions had lapsed and therefore no longer valid and the work regulated by it as depicted on the plan, was never started. This was an NOI never started and the developer was looking to release this and apply for a different NOI.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Soojian moved to approve the request for Certificate of Compliance for 555 Pine Street, DEP#197-0611.

SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

Notice of Intent

555 Pine Street (single family home)

Mr. Matt Schold of Schold Development in attendance

Mr. Parretti read the notice into the record and then opened the hearing up to discussion.

This request is to construct a new single family dwelling with attached garage and associated septic system, well, driveway and site grading which are located in the Buffer Zone to a

Bordering Vegetated Wetlands. They also want to construct lake front access just above lake high water line.

Mr. Schold explained this NOI application was taking the place of the previous NOI on this property. The new plan shows a significant change in the structure's envelope. On the original plan, the structure was closer to the street and on the new plan, they moved the structure closer to the water, making it more of a waterfront lot. The septic system will remain the same, but the grading will change down by the water. A 12-foot wide boat ramp access that is currently a grassy area, will be graded down to the water.

The grading down by the water will consist of constructing the retaining wall at the high water mark and placing riprap along anything over 2 to 1, creating a patio (currently not shown on the plan) down by the water.

Mr. Parretti asked if the applicant's engineer was expected to attend. Mr. Schold said yes.

Mr. Parretti tabled discussion until the applicant's engineer arrived.

Ms. Schold reseated.

Request for Determination of Applicability

Moose Hill Road (Snowmobile Trail along DCR property)

Mr. John True of the Leicester Snowmobile Club and Mr. Marc Grady of the Snowbirds Snowmobile Club in attendance.

Mr. Parretti read the notice into the record and then opened the hearing to discussion.

This request is to remove the original wooden bridge crossing at the Cattail Marsh, including all sections of pilings & remove and reinstall the cattle gate at the Donnelly Cross Road Midstate Trail access to the WMA. Clear and construct a new section of trail to the satisfaction of the Mass Division of Fisheries & Wildlife.

Mr. True explained they will remove the gate onsite and move it to a new location approximately 15-20 feet from Moose Hill Road, at the new trail proposed. A 70-foot bridge will be removed; a piece at a time, from site and a new trail will be cut 8-foot wide. They will use DR 24-inch brush cutter, chain saw hand cutters and hand held brush cutters.

The project was approved by Bill Davis, District Manager of the DCR and will remain under DCR's supervision until complete.

Once completed, MassWildlife will reissue the license agreement authorizing snowmobile passage across the designated trail.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Soojian moved to recommend Negative Determination #3 for the Moose Hill Road Snowmobile Trail going through DCR property; "The work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act.

Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions: 1) notify Conservation Office before start of work and at the end of work; 2) abide by whatever DCR requires. SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

71 Burncoat Lane (Home addition)

Mr. Peter Fischer in attendance.

Mr. Parretti read the notice into the record and then opened the hearing to discussion.

This request is to install 10” diameter x 48” deep sono-tube forms and concrete supports for a 10’ x 23 ½’ home addition to be built. All dirt to be removed from the 100’ buffer by wheelbarrow as holes are dug. The addition will be built within the 10’ x 23 ½’ flat lawn area adjacent to the street end of the house, 87’ from the lake.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Soojian moved to recommend Negative Determination #3 for 71 Burncoat Lane, Leicester home addition; “The work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions: 1) notify Conservation Office before start of work for EC inspection and at the end of work. SECONDED: Mr. Cooper – Discussion: None – VOTE: All in Favor

Ms. Schold stepped down from her seat, due to a conflict of interest.

Notice of Intent

555 Pine Street (single family home) – RECONVENED

Mr. Brian McEwen of Graz Engineering in attendance.

Mr. McEwen was asked if there was a plan showing the additional work proposed down by the water that does not currently appear on the plans, for a patio proposed.

Mr. McEwen explained the changes made were because the developer had a perspective buyer for the property and they had some distinct ways on how they wanted to go about developing the property. One of the things that came up was developing a small patio down behind the bank area.

The other changes made was the location of the house, the septic system reversal, more clear-cutting to shift the house allowing for a better view of the lake and creating an access way to the lake.

The Commissioners noted they would not approve something not shown on the plan and suggested coming in for an amendment at a later date. Mr. McEwen agreed.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Cooper moved to approve the NOI for 555 Pine Street, Leicester, MA, conditional upon: 1) notify the Conservation Commission Office for hay bale/silt fence inspection & when ready to start work; 2) Any changes made from the approved plan will require additional review by the Conservation Commission; 3) No deviation from the approved plan. SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Ms. Schold reseated

31 Fairview Drive CONT (septic repair)

Mr. Glenn Krevosky of EBT Environmental & Mr. John Ajemian, property owner in attendance. A site inspection was done sighting no concerns.

Mr. Krevosky gave a brief review. This application is for a septic repair and there will be repair work on the railroad tie retaining wall. Retaining wall work will not begin before lake drawdown at 3-feet+. Work on the wall will start as soon as the water is below the low water level mark.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Ms. Schold moved to approve the NOI for 31 Fairview Drive, Leicester conditional upon: 1) Work on retaining wall during drawdown; 2) notify the Conservation Commission Office when hay bail and silt fence was installed for a site inspection and ready to start work.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

26 Lake Shore Drive CONT (addition with patio & deck)

Mr. Glenn Krevosky of EBT Environmental in attendance.

A site inspection was done, sighting no concerns.

Mr. Krevosky gave a brief review. This is a tear down and rebuild of a structure and proposal to add on an addition. Remove existing deck, construct new paver patio on lakeside, abandon existing well, drill a new well and concrete fire pit and construct a dock in same location as previous dock location.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Soojian moved to approve the NOI for 26 Lake Shore Drive, Leicester conditional upon: 1) Notify the Conservation Commission Office when hay bales & silt fence installed and ready to start work

SECONDED: Ms. Schold – Discussion: None – VOTE: All in Favor

36 Lake Drive (demo & rebuild home)

Mr. Glenn Krevosky of EBT Environmental & Mr. Steven Bryant, property owner in attendance.

Mr. Parretti read the notice into the record and then opened the hearing to discussion.

This request is to remove existing structure, including foundation, pour new foundation and construct new home in same location as existing home.

There will be no changes by the water line, no changes to the septic and well and the new house will be 5-feet closer to the road and 8-feet to the side, and will not go closer to the water.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Soojian moved to approve the NOI for 36 Lake Drive, Leicester conditional upon: 1) Wattles/wall/silt fence be installed in accordance to approve plan dated 10/15/ 2017; 2) Notify the Conservation Commission Office for an erosion control site inspection & when ready to start work; 3) Any changes made from approved plan, will require additional review by the Conservation Commission.

SECONDED: Ms. Schold – Discussion: None – VOTE: All in Favor

54 Lake Drive (septic system replacement)

Mr. Jason Dubois of DC Engineering & Mr. Ed Nevalski, property owner in attendance.

Mr. Parretti read the notice into the record and then opened the hearing to discussion.

The request is to install a new septic system to replace an existing failed system located within the same location within the 100-ft buffer zone of Burncoat Pond.

Hearing no further discussion, Mr. Parretti asked for a motion.

MOTION: Mr. Soojian moved to approve the NOI for 54 Lake Drive, Leicester conditional upon: 1) Notify the Conservation Commission Office for an Erosion control site inspection & when ready to start work.

SECONDED: Ms. Schold – Discussion: None – VOTE: All in Favor

Burncoat Pond Dam Repair (general improvements & repair to dam)

Mr. Shawn King and Ms. Robin Casioppo of Fuss and O'Neil in attendance.

Mr. Parretti read the notice into the record and then opened the hearing to discussion.

The request is for general dam repairs including repairs and improvements to the downstream right toe of the dam with known seepage, replacement of capstones on the upstream and downstream walls of the dam, and minor concrete surface repairs in the vicinity of the low-level outlet gatehouse and training walls.

The work does not need to be done during drawdown. They do not need to access through the pond and are proposing a temporary wetland crossing across at the downstream channel, in an area where there is currently placed rock that provided protection to the dam. They are proposing the use of timber mats to allow access to cross.

The tree clearing will be within 20-feet of the dam to allow the root system to be far enough away from the dam, so that if a tree were to fall, there won't be any additional seepage, which could lead to the failure of the dam.

DEP number was not issued; therefore, the hearing was continued to December 13th.

The Commission requested a site visit done before next meeting.

Board Discussion

298 Clark Street (Enforcement Order)

No update available at this time

1135 Stafford Street (increase number of parking spaces)

Mr. Travis Johnson in attendance.

Mr. Johnson has an existing business there and applied to the Selectmen for an increase in the parking on the lot. They advised this request be reviewed by Conservation, because the property abuts a brook.

Mr. Johnson explained no additional grading to the lot and that parking will be along the existing grade & graveled area.

The Commissioners agreed it was not a wetland issue because the additional parking was along an existing graveled area and no new disturbance proposed.

147 Main Street (used car dealership)

A couple present, interested opening a car dealership at the 147 Main Street site, i.e. Goretti's Market lot, inquired what the conservation restrictions were on the site.

The Commission agreed the size and type of the project would determine the type of application to file. Any new construction would require an NOI, because the lot abuts Smith's Pond having continuous conservation concerns.

690 Stafford Street (Enforcement Order)

Notice of Intent application filed at meeting. The hearing will be scheduled for December 13 meeting.

Schold – Pine Street Replication Bond

Tabled until a growing season passed and site is stable.

Forest Stewardship Plan at Burncoat Park

Mr. Russ Anderson so the Burncoat Park Committee in attendance.

The Committee was looking at the possibility of creating a Forest Stewardship Plan on the property at Burncoat Park Conservation Land.

Mr. Anderson asked whether the Commission had the opportunity to review the proposal and if NOI funds could be used to pay up front for implementation of the plan. The money would be fully reimbursed back to the Town.

Ms. Buck researched and found NOI funds could not be used and can only be used for expenses directly related to administration or enforcement under the Wetland Protection Act, not for Conservation Commission activity generally.

After further discussion, the Commission agreed looking into submitting the paperwork needed to help move the project forward and to keep Mr. Anderson informed.

Minutes

10/11/17

MOTION: Ms. Schold moved to approve the minutes of October 11, 2017

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Hearing no further comments or discussion, Mr. Parretti asked for a motion to adjourn.

MOTION: Ms. Schold moved to adjourn meeting

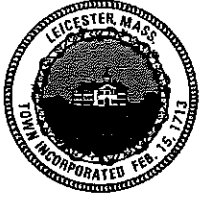
SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Meeting adjourned at 8:25PM

Respectfully submitted:

Barbara Knox

Barbara Knox



PUBLIC NOTICE POSTING REQUEST TO OFFICE OF THE LEICESTER TOWN CLERK

ORGANIZATION: **CONSERVATION
COMMISSION**

MEETING PUBLIC HEARING (Please circle appropriately)

Day &

DATE: **Wednesday, November 15, 2017**

TIME: **6:30PM**

LOCATION: **Conference Room**

REQUESTED BY: **Barbara Knox, Department Assistant**

ALL MEETING NOTICES MUST BE FILED AND TIME STAMPED IN THE TOWN CLERK'S OFFICE AND POSTED ON THE MUNICIPAL BULLETIN BOARD 48 HOURS PRIOR TO THE MEETING. (in accordance with Chapter 303 Acts of 1975)

LIST OF TOPICS TO BE DISCUSSED

1. **Certificate of Compliance**
 - 408 (1) Stafford Street Solar Farm CONT (National Grid DEP#197-0578)
 - 45 Fairview Drive (DEP#197-0585)
 - 555 Pine Street (DEP#197-0611)
2. **Request for Determination of Applicability**
 - Moose Hill Road (Snowmobile Trail along DCR property)
 - 71 Burncoat Lane (Home addition)
3. **Notice of Intent**
 - 31 Fairview Drive CONT (septic repair)
 - 26 Lakeshore Drive CONT (addition w/ patio & deck)
 - 36 Lake Drive (demo & rebuild home)
 - 54 Lake Drive (septic system replacement)
 - 555 Pine Street (single family home)
 - Burncoat Pond Dam (general improvements & repair to dam)
4. **Approval of Minutes**
 - 10/11/2017
5. **Board Discussion:**
 1. 298 Clark Street (Enforcement Order)
 2. 690 Stafford Street (Enforcement Order)
 3. 1135 Stafford Street; (increase number of parking spaces)
 4. 147 Main Street (used-car dealership)
 5. Schold - Pine Street Replication Bond
 6. Forest Stewardship at Burncoat Park
 7. Miscellaneous Project / Site Inspections Updates
6. **New Business**
 - Draft Order of Conditions / Mail

"The listings of matters are those reasonably anticipated by the Chair 48 hours before said meeting, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law."

RECEIVED
2017 NOV -9 AM 10:12
TOWN CLERK'S OFFICE
LEICESTER, MASS.

SIGN IN SHEET

NAME:

ADDRESS

DATE:

11/15/17

Jane Jerome	18 Massasoit Dr	
Steve Bryant	36 LAKE DR.	
Deborah Bryant	36 LAKE DR.	
JAMES Lovett	472 E. Main St. E. Brookfield	
PIET & SHARON FLICKER	71 BURNCOAT LANE	
AJ Mercer	10 Massasoit Drive	
Angela Neerulsky	62 Thompson Pond Road	
Man Schum	77 Chickering St. Sec 2	
BOB DIRSA	45 BURNCOAT LN.	
Rick LeBlanc	26 Lakeshore Drive	
Jason Dubois	DC ENG/Survey Inc.	
Michele Cosper	45 Fairview Dr, Leic.	
Glenn E. Kneirosky	601 Main St NOXFORD	
Robt Casioppo	146 Hartford Rd. Manchester, CT	Fuss & O'Neill
Shawn King	↓	↓
Russ Anderson	75 Hemlock	Re: Burncoat Park
John AJEMIAN	31 FAIRVIEW DR.	
MIKE BRAUNER	147 MAIN MAIN	
Z'ack Samuels	147 Main St	
Dana Ford	95 Waite St	

Conservation Commission
Meeting Minutes

Minutes of October 11, 2017

Members present: Steve Parretti, Chair; John Marc Aurele, JoAnn Schold.

Jim Cooper & Joshua Soojian arriving at 6:35PM

Meeting called to order at 6:30PM

Certificate of Compliance

408 (1) Stafford Street Solar Farm (National Grid, DEP#197-0578)

No one present to represent this request.

Mr. Parretti read a memo from Town Planner recommending the Commission postpone action on this request, because the applicant did not install required riprap in the detention basins. The riprap was scheduled to be installed by October 13th.

MOTION: Mr. Marc Aurele moved to defer action on this request to the next Conservation Commission's meeting on Wednesday, November 15th.

SECONDED: Ms. Schold – Discussion: None – VOTE: All in Favor

Request for Determination

Lilystrom Grove Road (single-family home)

Peter Engle, Bertin Engineering, & Matt Poce, property owner in attendance.

Mr. Parretti read the notice in the record and opened the hearing to discussion.

Mr. Cooper and Mr. Soojian arrived at this point.

This is to construct a single-family home, garage, pool and septic system. Slight grading from the septic system installation will fall within the 100-foot buffer. The limit of clearing and grading will be approximately 85-feet from the Resource Area.

Ms. Carol Joncas, 10 Lake Shore Drive didn't have concern, only interested to hear the proposal.

Ms. Lori Carr and Mr. Benjamin Carr, 2 Lake Shore Drive concern was with runoff entering the pond and onto surrounding properties.

Mr. Roderick O'Connor, 18 Lake Shore Drive was concerned with protecting the swampland areas and wanted to make sure the proper procedures were being followed.

Mr. James Brandt, 21 Lake Shore Drive was concerned with silt runoff entering the lake and onto neighboring properties.

The plans reviewed/discussed with abutters.

Hay bales, instead of wattles, will be the method used to control runoff to the lake and abutting lots.

The Commissioners recommended installing a silt fence, in addition to hay bales, for erosion control. Mr. Poce agreed.

Hearing no further comments or questions, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to recommend a Negative #3 Determination, "The work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing

of a Notice of intent, subject to the following conditions: 1) hay bales be used instead of wattles, in addition, a silt fence be installed for erosion control; 2) notify the Commission when erosion control is in place for an inspection before start of work; 3) Commissioners will make periodic inspections during construction.”

SECONDED: Mr. Soojian – Discussion: Instructions given on the appeal process

VOTE: All in Favor

Notice of Intent

Pine Street, Leicester/Spencer CONT (replication area for single family home)

Ms. Schold recused herself due to a conflict of interest.

Brian MacEwen, Graz Engineering and Matt Schold, developer, in attendance.

The public hearing was continued from September 13th, because they are also before the Conservation Commission in Spencer and all the construction for this particular project takes place in in Spencer. The alteration of the resource area is located in Spencer and the replication area will be in the Town of Leicester.

This is for construction of a new single-family dwelling and associated site improvements where a portion of the Bordering Vegetated Wetlands is in the Town of Spencer.

The replication area is located in Leicester and construction of the home is located in Spencer.

Mr. MacEwen informed the Commission Spencer continued their last meeting, to wait for Leicester’s decision. They were hoping for a decision from Leicester tonight to bring to a positive note to the Spencer Conservation to help move the process.

He then submitted copies of a modified alteration to the replication area.

The modifications show alteration to the Bank at 20-linear feet & increase the size of proposed alteration to the Bordering Vegetated Wetland to 997-square feet, from 936-feet, and proposed replacement of 1500-square feet, from 1416-square feet.

Mr. Scott Rowland, 596 Pine Street felt the lot did not have enough room to place a house it was too narrow. He also didn’t feel it necessary to fill in a wetland just to make a new one. He was concerned about the losing the stream that runs through the area.

Mr. Louis Coracchioli, 238 Greenville Street, Spencer had concern about the wetlands and the amount of land being disturbed. He asked what effect construction will have on the area.

Mr. John Vanhazinga, 600 Pine Street was concerned losing his well and water quality.

It was explained the majority of site work will take place in Spencer, because that is where the house would be built. Leicester’s application was only for the replication area. All construction concerns should be addressed to Spencer Conservation.

The Commission noted an 18-inche pipe going under the road and asked if that pipe will remain and if the stream mentioned was part of replication.

Mr. MacEwen said the pipe will remain and there were no intermittent streams within the replication area. EcoTec Consultants chose the replication area based on the hydrology and topography of the lot.

Mr. Marc Aurele would like to see the bank hug the shore a little bit more and extend out, making less of a grade. The plan shows the grade going into the right-of-way and if work extends beyond the property onto Town land, permission would be required from the Town.

Mr. Marc Aurele recommended to reduce the amount of cut in the bank and take the sharpness of the slope further away from the road. In addition, all work should remain within property boundaries.

Hearing no further comments or questions, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to approve, contingent upon the Town of Spencer Conservation Commission's approval, the application of Matt Schold, Schold Development, LLC for the purpose of a Wetland Replication Area to be located in the Town of Leicester, for the construction of a new single-family dwelling to be located in the Town of Spencer, on property located on Pine Street, Leicester, MA (map 41; parcel C2.3); as presented with modifications: "Alteration to the Bank at 20-linear feet & increase the size of proposed alteration to the Bordering Vegetated Wetland to 997-square feet, from 936-feet, and proposed replacement of 1500-square feet, from 1416-square feet."

With the following conditions:

1) Eliminate all grading within the right-of-way; 2) Configuration of replication area to be revised to follow lower contours and extend further along the existing bank; 3) Approval subject to the ruling of the Spencer Conservation Commission; 3) Any changes made by the Spencer Conservation Commission, will require additional review by the Leicester Conservation Commission; 4) Upon approval by Spencer Conservation Commission, a revised plan to be submitted showing the changes to the replication area and any changes required by SCC; 5) Commencement of work is contingent upon submittal of a Replication Bond, to the Town of Leicester, prior the start of work

SECONDED: Mr. Soojian – Discussion: Instructions given on the appeal process and the filing of this Order with the Registry of Deeds – VOTE: All in favor

Ms. Schold reseated back on the Commission.

Request for Determination

Whittemore Street & Peter Salem Road Snowmobile Trail (replace decking on wooden snowmobile bridges)

Mr. John True, Leicester Snowmobile Club in attendance

Mr. Parretti read the notice into the record and opened the hearing to discussion.

This is to replace decking on wooden crossings along the Whittemore Street & Peter Salem Road Snowmobile Trail, as well as removal of decking at 231 Pine Street.

The rotted decking will be removed by hand and new decking placed, creating very little disturbance.

Hearing no further comments or questions, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to recommend a Negative #2 Determination; "The work described in the Request is within an area subject to protection under the Act, but will not remove, fill, dredge, or alter that area. Therefore, said work does not require the filing of a Notice of Intent."

With the following condition: "keep all debris out of waterways and streams."

SECONDED: Mr. Soojian – Discussion: instructions given on the appeal process

VOTE: All in Favor

Request for Determination

875 Pleasant Street (tree removal at Brookside Package Store)

Johnathan Bonin of J Bonin Tree Service & Mr. He Parth, property owner in attendance.

Mr. Parretti read the notice into the record and opened the hearing to discussion.

The work will consist of trimming 1 Oak tree away from service wires and remove 6 Maple trees from the lot, using chain saws and bucket truck to get down tree without any parts entering water areas. Debris will be loaded into a dumpster, hauled off-site and chipped, stumps will remain.

Hearing no further comments or questions, Mr. Parretti asked for a motion.

MOTION: Mr. Marc Aurele moved to recommend a Negative #3 Determination: "The work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions: "Trees cut to the stump, stumps are not to be ground or excavated out. Approval is only good for work done on 875 Pleasant Street Site."

SECONDED: Mr. Soojian - Discussion: Instruction given on the appeal process

VOTE: All in Favor

Notice of Intent

31 Fairview Drive (septic repair)

Mr. Glenn Krevosky, EBT Environmental Consultants & Mr. John Ajemian property owner in attendance.

Mr. Parretti read the notice into the record and opened the hearing to discussion.

This is for a repair to an existing septic system with new system and a repair to the stone & railroad tie retaining wall with a concrete wall. General Project Description part of record.

DEP number not yet issued, requested continuance to November 15.

Notice of Intent

26 Lake Shore Drive (addition/patio & deck w/in 100-ft buffer)

Mr. Glenn Krevosky, EBT Environmental Consultants in attendance

Mr. Parretti read the notice into the record and opened the hearing to discussion.

This is to add addition to existing house, remove deck and construct a 20 x 25-foot pavers patio on lakeside of house within 100-foot butter and reconstruct dock at current location.

General Project Description part of record.

Ms. Teresa Brandt, 21 Lake Shore Drive asked about the property flagging.

DEP number not yet issued, requested continuance to November 15.

Board Discussion

Burncoat Park Snowmobile Trail

John True, Leicester Snowmobile Club in attendance.

He asked the Commission about installing a second gate to allow restricted access to the pond, in place of the boulders that are there now. He said the cost of this gate would be less than \$200 and the snowmobile club would provide the labor to install it.

He explained a second gate, instead of boulders, would allow snowmobilers to use the trail to the pond in the winter when the main gate remained closed.

He also asked if any new telephone poles were put in that they not obstruct the existing snowmobile trails.

Russ Anderson, Burncoat Park Committee, in attendance said the Committee had discussed consideration for a second gate at their meetings this spring and summer. The Committee agreed with a second gate that would also allow access to the pond for special events and still give highway access to trash containers in the former beach area. The Commissioners agreed to check into available funding.

690 Stafford Street (Enforcement Order)

Mr. Glenn Krevosky, EBT Environmental Consultants in attendance.

Mr. Krevosky, representing the property owner, Mr. Erich Berantuo, submitted a letter requesting an extension from the Commissions' Enforcement Order to file a NOI and restoration plan on 690 Stafford Street property by 10/11/2017.

He explained more time was needed in order to prepare the plan as required & stated in the Enforcement Order.

The Commissioners agreed the Enforcement Order still stands, as well as the original fine of \$100. The remainder of fines will not continue, as long as Mr. Berantuo's continues working with the Commission to resolve this violation.

MOTION: Mr. Marc Aurele moved to approve the request of Glenn Krevosky of EBT Environmental Consultants for Mr. Erich Berantuo of 690 Stafford Street, Rochdale, MA to extend the Enforcement Order by 30 days to 11/15/2017.

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

At this point, Ms. Schold excused herself from the meeting.

Miscellaneous Projects

Rochdale Pond (Complaint)

Maryanne & Paul Hammond, 885 Pleasant Street in attendance

They had concern with decreasing water levels at Rochdale Pond.

Conservation Office will call DEP regarding the pond's decreasing water level and Mr. Marc Aurele agreed to contact DEP dam safety.

Burncoat Park (Request)

Russ Anderson, Burncoat Park Committee in attendance.

He was following up from the Commissions' last meeting, where he discussed a grant for a Forest Management Plan, paid for by DCR.

He had forwarded the Commissioners information regarding the Grant for their review. Unfortunately, none of the Commissioners had time to review the materials he forwarded them, therefore agreed they would look into it and take it up again at next month's meeting.

298 Clark Street (Enforcement Order)

Mr. Marc Aurele attended a site inspection with the property owner, Mr. Michael Cintra Valle. They were able to locate the outlet and the inlet was across the street. They were connected when the tree was removed.

They found an inlet on the upstream side of the driveway that was completely blocked.

Mr. Valle was advised to clean out the pipe to restore the flow. If flow could not be restored, replacing the pipe would be needed to restore the flow.

Mr. Valle agreed to fix the blocked pipe and contact the office at completion of work for an inspection.

General Discussion

Some discussion requiring detailed scope of work with every NOI and RDA application.

Approval of Minutes

9/13/2017

MOTION: Mr. Cooper moved to approve the minutes of September 13, 2017

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Hearing no further comments, questions or concerns, Mr. Parretti asked for a motion to adjourn.

MOTION: Mr. Marc Aurele moved to adjourn meeting

SECONDED: Mr. Soojian – Discussion: None – VOTE: All in Favor

Meeting adjourned at 8:30PM

Respectfully submitted:

Barbara Knox

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PUBLIC NOTICE POSTING REQUEST TO OFFICE OF THE LEICESTER TOWN CLERK

ORGANIZATION: **CONSERVATION
COMMISSION**

MEETING

PUBLIC HEARING (Please circle appropriately)

Day &

DATE: **Wednesday, October 11, 2017**

TIME: **6:30PM**

LOCATION: **Conference Room**

REQUESTED BY: **Barbara Knox, Department Assistant**

ALL MEETING NOTICES MUST BE FILED AND TIME STAMPED IN THE TOWN CLERK'S OFFICE AND POSTED ON THE MUNICIPAL BULLETIN BOARD 48 HOURS PRIOR TO THE MEETING. (in accordance with Chapter 303 Acts of 1975)

LIST OF TOPICS TO BE DISCUSSED

1. **Certificate of Compliance**
 - 408 (1) Stafford Street Solar Farm (National Grid DEP#197-0578)
2. **Request for Determination of Applicability**
 - Lilystrom Grove Street (single-family home)
 - Whittemore Street (replace decking on 3-wooden snowmobile bridges)
 - 875 Pleasant Street (tree removal)
3. **Notice of Intent**
 - Pine Street, Leicester/Spencer CONT (replication area for single family home)
 - 31 Fairview Drive (septic repair)
 - 26 Lakeshore Drive (addition / patio & deck within 100-ft buffer)
4. **Approval of Minutes**
 - 9/13/2017
5. **Board Discussion:**
 1. 298 Clark Street (Enforcement Order)
 2. Worcester Airport (Enforcement Order)
 3. 231 Pine Street (snowmobile bridge removal)
 4. 690 Stafford Street (Enforcement Order)
 5. Miscellaneous Project / Site Inspections Updates
6. **New Business**
 - Draft Order of Conditions / Mail

"The listings of matters are those reasonably anticipated by the Chair 48 hours before said meeting, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law."

SIGN IN SHEET

NAME:

ADDRESS

DATE: 10-11-17

Glenn E Krenovsky	601 Main W OXFORD
1171 SCHOED	CHICKERING RD SPENCER
Brian MacEwan	GRAZ ENG.
Richard Carr	2 Lake Shore Dr. Leicester
Lori Carr	2 Lake shore Dr. Leicester
Carol Jones	10 Lake Shore Dr. Leicester
Shailesh Patel	875 Pleasant St Rockdale.
Nicole Carlo	38 Long Hill Rd West Brookfield
Jonathan Runk	38 Long Hill Rd West Brookfield
John True	1103 Main St Leicester
Jon VanHARINGA	600 Pine St LEICESTER
SCOTT ROWLAND	696 PINE ST LEICESTER
Louis CORNACCHIOLI	235 GREENVILLE ST. SPENCER
Teresa L Brandt	21 Lake Shore Dr Leicester
James A Brandt	21 Lake Shore Dr Leicester
ROD O'CONNOR	18 LAKE SHORE DR. LEICESTER
Brian DAVID	3 Salmon Dr Leicester
Matthew Poce	19 Crestwood Rd Leicester
Russell Anderson	75 Hemlock St re: Burncoat Park
BRUCE FITZBACK	BERTIN ENGINEERING