

**Town of Webster
Conservation Commission
Minutes of the Meeting – July 29, 2019**

Attending: Commissioners – Joseph Kunkel, Joseph Wigglesworth, Michelle Sherillo, and Dan Duteau

Staff –Mary Overholt, Conservation Agent, Kelly Gorham, Clerk

Absent: Commissioner Fred Bock and Associate Commissioner Beau Saad

Meeting called to order: 5:34 p.m.

Location: Selectmen’s Meeting Room

Meeting Minutes

Ms. Sherillo motion to approve the minutes from June 17, 2019. Mr. Wigglesworth abstained. Mr. Duteau second. Vote all in favor.

Mr. Kunkel noted there was a spelling error on page 2. Mr. Wigglesworth motion to approve the minutes from June 3, 2019 with the correction. Ms. Sherillo abstained. Mr. Duteau second. Vote all in favor.

Discussion

33 Loveland Rd. – Tree Removal - The Board introduces themselves. Dr. Cathleen Godzik and Ms. Gayle Arsenault are present to discuss the property. Ms. Overholt gives background. Approval included the removal of debris. It was not all removed. She clarified the administrative approval conditions. There is still a tree and debris. There is one tree between the wetland and the road not on wetland side and at the foot of the tree there are pieces of wood. The tree was to be cut close to the ground. Their arborist stated that it was pretty viable and there could be new growth and it is already growing on top. Mr. Wigglesworth states the wood needs to be removed in 100 foot of the wetland. Across the street is a wetland. Someone is going to take the wood for firewood. It will be picked up by the next month. It must be removed by August 15th. If it is not they need to request an extension. Only one extension will be given. Ms. Overholt states that the chipping is laid along the edge of the road like mulch. Ms. Sherillo asks about what is keeping mulch going into the lake. They state it is for landscaping. The project is done and the mulch was left. Mr. Wigglesworth states that the wetland is a sensitive area. People have been dumping on the side of the road. The neighbors have been spoken to. There are two piles of woodchips that will be spread. The piles are where the cottage is. It is on the side with the houses. Mr. Wigglesworth advises to keep that pile covered. Mr. Duteau says the conditions state to cut tree and remove the debris and that was not done. A lot of debris was removed. They say natural wood chips are natural. Ms. Sherillo states that chipped wood is debris. It was considered debris on the approval. Silt fence and straw wattles are temporary construction controls. There is a berm. There is water on both sides. Mr. Wigglesworth states all of the mulch needs to go. Once there is a snow storm it will be plowed into the wetland. The pile of mulch near the house needs to be used on the property only and must stay covered until then. The tree is a living tree and Mr. Wigglesworth states it will grow in lopsided. Ms. Overholt mentioned the shed. They would like to file a complaint and come back and talk about the shed as only tree removal is on the agenda tonight. Mr. Wigglesworth advises that the Commission is going to

**Webster Conservation Commission
Meeting Minutes of July 29, 2019**

send a mailing to the Loveland Rd. neighborhood. Ms. Godzik and Ms. Arsenault will submit photos. Mr. Wigglesworth states that anything within 100 feet of the wetland needs a filing. Ms. Overholt will send a letter.

280 Killdeer Island Rd. Drainage – Ronald Petrochi and Sandra Holland are present to discuss drainage. Mr. Petrochi submitted a video to the Board of a heavy rain event on the property and the street. The video was also viewed at the last Conservation Commission meeting. They are asking for assistance with this issue. The water flows over their property and into the Lake, carrying debris. This also happens during hydrant flushing. There are two catch basins. Within 20 minutes or so the catch basins are full and water overflows. The Town does clean the catch basins but it happens after cleaning as well. The basins are undersized for current rain events. The neighborhoods around the Lake are not hooked up to municipal stormwater management. The Board advised that by July 2020 all towns need to file a Notice of Intent for project plan upgrades. Mr. Petrochi asks the Conservation Commission to do what they can to help solve this. Mr. Kunkel states there is an easement taken for that area. Ms. Overholt will see when Kenny Pizzetti from DPW is available to meet and discuss this issue.

20 Indian Lane Tree Removal – There were small trees removed, under 10 inches. They should have had a permit. Mr. Duteau stated that the neighbor was home but did not want to speak with the Commissioners. The house is not in the buffer zone but the cutting is. Any work done in the buffer zone without a permit is grounds for a fine. Ms. Sherillo would like the trees replaced. An Enforcement Order should be sent they should file an RDA. Mr. Wigglesworth motion to send an Enforcement Order. Ms. Sherillo second. Vote all in favor.

33 Wakefield Ave. – Ms. Sherillo states that the stormwater system has changed from what is on the plan. There is a series of pipes from gutter into a plastic bin. Some of their water goes into her yard. They need to come before the board to discuss changes and why site photos do not match the plan.

Mr. Wigglesworth would like to institute a form or checklist stating that applicants or contractors will abide by the Order of Conditions. The Commissioners can use the checklists during site visits.

59 Wakefield Chapter 91 – They received a Determination from Conservation. The State said they needed a NOI. On the Determination the Commission asked the applicant to apply for Chapter 91 permit. The Chapter 91 permit process is discussed. The advertisements for the RDA and a Chapter 91 permit are different. We would like to keep costs low for the applicant. They should submit a plan for the dock to be approved on the RDA. We will charge \$40 for the advertising.

8 Pebble Beach – The Building Commissioner was notified that sand was being added to the beach and he asked them to stop. There was still a pile on the site. A stop work order should be issued. Sand should be removed without equipment, with shovels. Ms. Overholt will send a letter and do a site visit.

Loveland Road will submit a Notice of Intent for the road. The road has been graded.

Motion to send a letter to Pebble Beach. They need to meet with the Conservation Commission.

190 Killdeer – An updated plan was submitted with a new, wider driveway. Impervious calculations were updated. This went from 32% to 40% impervious and the infiltration went from 80% to 67%. Plans were changed without the Commission's approval. Mr. Wigglesworth motion for a site visit and letter to be

**Webster Conservation Commission
Meeting Minutes of July 29, 2019**

sent for filing after the fact with appropriate charges for late filings. Ms. Sherillo second. Vote all in favor.

106 Gore Rd. – Two trees were removed. Ms. Overholt will send a second letter and the fee of \$75 can be put on a lien against the deed.

Loveland Letter – The Commissioners will do a walk down the street to look for violations and dumping. The Commissioners can meet with the residents to answer questions and discuss wetlands. A letter will be sent with the information. The walk will take place on August 24 at 10:00 a.m.

85 South Shore Rd. – There is an existing retaining wall that they would like to move back to where the new house is. They need a landscape architect for the invasives in the back. They should meet with the Board for an amendment.

136 Killdeer Rd. – Ms. Overholt has photos of the trees. The filing states 3 large trees would be removed. One tree may be on the neighbor's property. The Board finds that there is insufficient information to determine where the trees were and what was removed. Mr. Wigglesworth motion to rescind the fine. Mr. Duteau second. Vote all in favor.

77 South Shore Rd. – The owner had a question regarding termite treatment. Either for the soil or for the wood. He would hire a professional. The Board would like more information on the chemicals being used and the company hired.

28 Laurelwood – Certificate of Compliance – Grass has been established.

33 Wakefield – Request for Certificate of Compliance – There was a change in the pervious area. The driveable lawn has been extended. There should be two culverts as shown on the plan. An as-built is needed. An amendment can be done after the fact for the change in stormwater systems. They need to file for a Chapter 91 permit for the dock.

A letter needs to be sent to Stately Tree to educate them in regards to working in wetlands.

Ms. Sherillo will measure Lakeside for a port-a-potty.

There is a boulder at Treasure Island. Paperwork and the tax map needs to be reviewed by the Commissioners.

Twisted Piston – They need to submit a Notice of Intent by August 15. The area is not stabilized yet. If no filing is received this will go back to MA DEP for handling.

KLT – There needs to be a flock sock. It is under new management. The catch basins need to be cleaned and the hill stabilized.

LKQ – The Board has not received water samples and a plan. Ms. Overholt will contact them.

0 Wakefield – Ms. Overholt received a call from the engineer. They need a wetland scientist.

Mr. Wigglesworth can look at similar towns in regards to zoning on lakes so we can provide the ZBA reasons on why 25 feet zone is critical.

**Webster Conservation Commission
Meeting Minutes of July 29, 2019**

0 Lower Gore Conservation land – The Town Administrator has approval to donate structures under a certain amount of money. Ms. Overholt will ask about next steps.

There are rocks in front of a fence in the back of Harrington Hospital. A reminder will be sent. The Upper Gore Road Solar draft will be sent out vial email. Brandon Faneuf is still reviewing it.

Mr. Duteau reminds that Commissioners cannot be on someone’s property unless paperwork is filed or they have permission. He also spoke with the Webster Police Chief and they will help the Conservation Commission if there is a problem on a site visit.

Emergency Certificate procedure is discussed.

Treasure Island is waiting until September for the Chapter 91 permit.

Haddad – should have a Chapter 91 permit for the marina.

There is a dock as the ski club.

Minutes from January 24, 2019 had an error in measurements. The error was corrected and the revised minutes were signed.

The wall at 202 Killdeer Rd. cannot be moved as it is too large.

Mr. Wigglesorth motion to adjourn at 9:24. Mr. Sherillo second. Vote all in favor

Next Meeting Date: August 5, 2019 – Gladys E. Kelly Public Library Meeting Room

Documents:

33 Loveland Rd. – Photos submitted at the meeting July 29, 2019.

280 Killdeer Rd. – Video submitted by Ronald Petrochi, July 20, 2019.

Respectfully submitted,
Kelly Gorham
Conservation & Planning Clerk

Conservation Commission Approval: _____ Date: _____
Chairman