

K

**Town of Webster
Conservation Commission
Minutes of the Meeting – Oct 12, 2017**

Attending: Commissioners – Joe Kunkel, Frederick Bock, Beau Saad, and Dave Audette

Staff – Mary Overholt, Conservation Agent

Absent: Commissioners – Michelle Sherillo

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

Location: Basement Conference Room

Minutes

Mr. Audette motioned to approve the minutes from September 25. Mr. Saad second. Vote all in favor.

Request for Determination of Applicability

15 Wakefield – This project is for yard improvements. The yard is graded toward the basement so that the homeowner is getting water in the basement. He would like to replace the drainage pipe that is there. Mr. Audette asks if the excavation will be on the water side. The homeowner explains that this is on the left side of the house in the side yard. The whole lawn on that side will be cut back to regrade and then reseeded. They will put silt fence and wattles in. The Commission indicated that the erosion controls should be on the between the water and the dry well. He will install drywell where there is an open pipe. He would also like to fence in the yard. The fence will be along the wall. He would like to replace the sand on the beach. The Commission noted that for the sand there needs to be some kind of retaining wall. The applicant decided not to include the work for the sand in this application. Mr. Saad motioned to issue a Negative Determination of Applicability for 15 Wakefield Ave. for regrading the lawn and installing a drywell and concrete walk. There will be no work below the wall and any sand replacement should be a separate filing. Mr. Bock second. Vote all in favor. The Commission indicated that the erosion controls should be left in until spring.

35 Loveland – This is application is for the installation of vinyl siding. Ms. Overholt had made the site visit. The Commission indicated that they should put a silt fence up against concrete wall. The applicant should also use best management practices for cutting non-biodegradable materials and cover the dumpster. Mr. Saad motioned to issue a Negative Determination of Applicability for 35 Loveland Rd. for replacing siding. Mr. Audette second. Vote all in favor.

58 Bates Point Rd. – This application is for the replacement of roof shingles. Ms. Overholt made the site visit. The house is pretty far back from the water. They do not need a debris fence for this. Mr. Audette motioned to issue a Negative Determination of Applicability for 58 Bates Point Rd.. Mr. Saad second. Vote all in favor.

25 Beacon Rd. – This was continued from Sept. 25. Mr. Davis presented a new sketch showing the square footage of impervious area. A Commissioner asked if the grade of the driveway is going toward the Lake. Mr. Davis indicated that it is going toward the road. The Commission noted that they are adding 40% to the current impervious area. The Commission asked if there is a catch basin in the road? Yes, there is. A Commission member noted that it is the old one not made to handle large flows. The Commission recommended that the applicant drain the porch roof under the porch. Mr. Audette is concerned with the runoff from the driveway. Mr. Kunkel asked how the board feels about installing a cultec under the porch for the driveway. Mr. Audette indicated that that would be good. The applicant

**Webster Conservation Commission
Meeting Minutes of October 12, 2017**

can add the culvert to the plans right now. Mr. Audette motioned to issue a Negative Determination of Applicability for 25 Beacon Rd. with the addition of a culvert chamber. He should put erosion controls in front of the driveway, and along the back side and place a silt sack in the catch basin. Mr. Saad second. Vote all in favor.

19 South Point Rd. – The applicant would like to remove 2-6 trees. Four are on the property line with 23 South Point which is going to be under construction soon. He wants to pull the trees out when the house is down. He will cut them flush and leave the stumps. The Commission indicated that for the trees near the water, he should put a silt barrier right in front of the tree. The owner asks if he can instead remove the trees when there is good ice. The Commission indicated yes. Mr. Bock motioned to issue a Negative Determination of Applicability for 19 South Point Rd. with either a silt fence for the trees near the Lake or removal once the Lake is frozen. Mr. Saad second. Vote all in favor.

39 Loveland Rd. – This project is the result of an Enforcement Order. The applicant proposes to stabilize the slope with 12 minus riprap. The landscaper is going to pull the fill in. The amount of fill that was pushed toward the wetland is in question. The homeowner installed a concrete slab. He installed crushed stone under the slab. John Dalton a member of the public said that anything on the swamp side of the center of the road was state property. Mr. Tetreault had indicated this. Ms. Overholt stated that Mr. Tetreault had informed her that this land is owned by Mr. Kirsch and not the state. Mr. Dalton stated that the Commission needs to be careful with the fill that was allowed for this structure because it will set a precedent. Mr. Kunkel asked if before and after pictures are available. Mr. Dalton said that he does have some but not with him. Mr. Kirsch stated that the fill came from the hole where the shed was placed. There was no additional fill that went in there. He took out a big rhododendron. Mr. Saad said that we cannot make a decision if we don't know who owns the land. Mr. Kunkel stated that the issue is how much fill was put in there. Mr. Kirsch said he didn't put any fill in. Mr. Kirsch says he did not change the ground. The work was done by hand. Mr. Audette recommends we see the before and after pictures and find out information about ownership. Mr. Audette made a motion to continue the hearing to Oct. 23. Mr. Bock, second. Vote all in favor. The Commission would like to do another site visit. Mr. Kirsch noted that things had changed a lot from the last meeting.

272 Killdeer Island Rd. – This application is for the removal of a tree which is diseased and infested with spiders. The tree is about 15 feet from the water. Mr. Saad motioned to issue a Negative Determination of Applicability for 272 Killdeer Island Rd. Mr. Audette second. Vote all in favor.

151 South shore Rd. Continued until Oct. 23 at the request of the Applicant.

14 Henry Rd. – This was for the installation of a roof. However, the work was done before the application process was completed. Mr. Audette made a motion to continue the hearing until we hear about the enforcement issues. Mr. Saad second. Vote all in favor.

Notice of Intent

2 Checkerberry Island – Mr. Kunkel opened the public hearing. Stephen Balcewicz was representing the applicant. They would like to amend their Order of Conditions to include a dock. Mr. Balcewicz explained that they originally submitted a Notice of Intent to install a pool, an addition, a garage and for pervious pavers on the driveway. We received approvals from this board to do that. The owner started to install docks and was issued a cease and desist. They would like to get a Chapt 19 permit. DEP will not act on the dock (Chapt 91 permit) until they have an approval from the ConCom. He is looking for

**Webster Conservation Commission
Meeting Minutes of October 12, 2017**

amended order to include docks. Mr. Audette noted that docks need to be under 600 sq ft. according to Chapt 91. The docks have been removed from the water. Mr. Kunkel noted that there are 23 posts in the lake which can be removed. The dock should not go more than 75 feet into the water. Brian Morissette, (member of the public) noted that the dock is still in the water and asked about trees that were cut down. Mr. Balcewicz indicated that the tree cutting was approved under the Order of Conditions. Betty O'Connor (member of the public) noted that they were shocked when the dock was put in. There are no lights on the dock. The dock is dangerous because it sticks out into the Lake. Mr. Balcewicz indicated that the homeowner had an existing dock, but it was under trees and that was causing a problem, which is why the new dock sticks out so far into the Lake. Margaret Loew (member of the public) stated that the floating docks typically are there permanently. Rory Duquette (Lakeview Marine) stated that this type of floating dock would be removed because of where it was located. Treasure Island does not believe it was notified for the original Notice of Intent. Ms. Loew said that the Chapt. 91 process could take six months to review. Mr. Kunkel recommends not voting on this until the docks are out of the water. Mr. Balcewicz says he can redo the plan for 600 sq. ft. size dock. Remove the docks and the supports from the Lake. Margaret Loew asked if it is 600 sq. ft. will it still go through the Chapt. 91 process? Yes, it will still need to. Mr. Audette motioned to continue the hearing until Oct. 23, by which time the docks will be out of the water and Mr. Balcewicz will submit plans for a smaller dock. Mr. Bock second. Vote all in favor.

311 Thompson Rd. – Mr. Kunkel opened the public hearing. Mr. Balcewicz was representing the applicant. Lakeview Marine is the applicant, they would like to repave their parking lot and replace the boat ramp. They will remove old pavement. He will install a silt sack in the catch basin. There is no increase in the impervious area they are just repaving. The boat ramp is deteriorating. The boom will be there. The new ramp sections are precast. They will dig down about 6-8 inches and install stone and place the precast boat ramp on top. They will put pipe bollards as shown on plans to secure the area. They are installing a stone diaphragm to improve the drainage. When will the work be done? Probably before spring comes. Is there a chapter 91 permit? Yes, they have one from 1976. Rory Duquette is the owner. Mr. Kunkel noted that once the concrete is ripped up they should not use calcium for dust control. The east side concrete pad will remain. A Commission member asked about boat washing. The water goes straight into the lake. Is the boat washing done with chemicals? The boat washing happens outside the buffer zone. Mr. Duquette did not think that this was pertinent to this hearing because it is not part of the application. Mr. Kunkel asked what the Engineer could do to address this? The best he can do is the stone diaphragm to capture some of the water. There are silt sacks for chemicals. They use an acid wash to clean the boats. There should be a way to mitigate the water from washing the boats Mr. Saad mentioned. They do test the water in the Lake near them and he is not aware of any issues. Mr. Kunkel asked for clarification about the boat ramp. There were no comments from the public and no additional comments from the Commission. Mr. Audette motioned to close the public hearing. Mr. Saad second. Vote all in favor.

Mr. Saad motioned to issue an Order of Conditions for 311 Thompson Rd. with the standard Commercial Conditions including no use of Calcium for dust control. Mr. Audette second. Vote all in favor.

51 Colonial – Mr. Kunkel opened the public hearing. Mr. Balcewicz was representing the applicant. This project is for site work at a single family house. The proposed addition is 8 by 20. The shed is 224 sq. feet. Calculations are on the plans. He has two recharge areas for storm water. He has wattles indicated on the plan. They will repair the retaining wall, which has deteriorated railroad ties. They will build a retaining wall out of concrete block and replace the deck, it will be in the same location. The deck will protrude over the water. The wetland line is the highwater line so the actual line is probably further out. There is a boom indicated in the water. There will be additional work on the existing building, including

**Webster Conservation Commission
Meeting Minutes of October 12, 2017**

siding and removing skylights. They would also like to remove two trees in front of the house. Mr. Kunkel noted that the shed is on a slope and asked how the spot will be leveled. Mr. Balcewicz indicated that they will add a retaining wall to make a level spot. The retaining walls should be 3 inches above the grade of the soil. There were no comments from the public. Mr. Bock motioned to close the public hearing. Mr. Audette second. Vote all in favor. Mr. Audette motioned to issue an Order of Conditions for 51 Colonial Rd. with the standard residential conditions including. Mr. Bock second. Vote all in favor.

Discussion

33 Loveland – Ms. Overholt shared her e-mail correspondence with the homeowners. The homeowners have asked to meet with the Conservation Commission Dec. 18 to discuss brush clearing near their property. The Commission agreed to this.

Mr. Saad is concerned with cleaning boats near the water at Lakeview Marine. Mr. Saad will try to talk to him to try to figure out a way to mitigate the water. It was noted that Hazard Marine does have a tub and they are not on the lake. Mr. Saad will keep the Commission posted.

The Commission signed a Certificate of Compliance for 91 South Shore rd., it was a reissue.

19 Mark Ave. – The Commission had required a site visit to look at the water level and they will do the site visit on Friday.

Motion to adjourn at 7:58.

Documents

Site Improvement Plan 2 Checkerberry Island., BC Engineering, Rev. 8/16/17


Site Improvement Plan 311 Thompson Rd., BC Engineering, 8/31/17

Site Improvement Plan 51 Colonial Rd., BC Engineering, 1/20/17

Agent Report 10/12/17

Next Meeting Date: Oct. 23, 2017 Basement Conference Room

Respectfully submitted,
Mary Overholt
Conservation Agent

Conservation Commission Approval:  Date: 11-6-17
Chairmah