Meeting Minutes

Mr. Wigglesworth motion to approve minutes from Dec. 3rd and Ms. Sherillo second. Vote all in favor. Ms. Sherillo motion to approve minutes from Dec. 13th and Mr. Wigglesworth second. Vote all in favor. Mr. Wigglesworth motion to approve minutes from Dec 17th and Ms. Sherillo second. Vote all in favor.

Request for Determination of Applicability

14 Pebble Beach – This project is for tree removal. The applicant is not present. The Board will hear 124 Killdeer Rd. at this time.

124 Killdeer Rd. – This application is for the removal of trees and patio repair - The owner, Jeanne Benoit, is present. There is a dead pine and a dead hemlock. Photos are presented from the site visit on Jan. 5th. The end of the patio facing the lake is falling apart and bulging out. The top is concrete slabs. They want to rebuild it with rebar and plastic. It was originally built in 1961. They will need to bring in a crane partially through the neighbor’s property. The Board decides that the owner will need to file a Notice of Intent for the patio repair and stump removal and the tree removal will be on the RDA. We can reduce the fee for the NOI since she paid for the RDA already. The stump removal will go with the NOI. It needs to be removed as it is pushing the wall and the stairs. For the RDA, four 24 inch pine trees and one hemlock tree will be removed and the stumps to remain. Ms. Sherillo motions to issue a Negative Determination of Applicability for tree removal at 124 Killdeer Rd. Mr. Wigglesworth second with stipulation that the neighbor is ok with machinery. Vote all in favor.

126 Killdeer Rd. – This application is for the removal of trees. The owner, Robert Edwards is present. There are 7 trees to be removed. One tree is dead and there are smaller trees whose branches are falling on the boat. The shrubs will remain. There will be vegetation on the hillside. The smaller trees are pines and the dead ones are hemlocks. Mr. Kunkel has no issue with the tree removal as long as the stumps remain. They can put in plantings to prevent erosion such as mountain laurel. The roots of native plants will hold the ground. Mr. Wigglesworth motions to issue a Negative Determination of Applicability to remove 7 trees on 126 Killdeer Island Rd. with replanting of 2-4 native shrubs for stability. Ms. Sherillo second. Vote all in favor.
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Notice of Intent

16 Oakwood Dr. – Mr. Kunkel opened the public hearing. This project is a proposed subsurface disposal system for a single family home. Glenn Krevosky is present as representative. There is a wetland line which was inherited and not flagged by Mr. Krevosky, it was flagged by Para Surveying. The date of issuance was Sept. 15th, 2016 for the road. The wetland line is on the plan for the roadway. The DEP says the line is valid unless it is appealed. It would be valid for 3 years unless there is an amendment to the order. Jarvis Survey went out to put the flags back to where they were before. The line on 16 and 18 Oakwood has been reestablished. There is a gravel pit. They are not building on the fill. The septic is up against the setback – could the house be pulled closer to the road? They are in the buffer zone. Mr. Kunkel remarked that the catch basin is on the plan. The culverts are in the back of the house. Mr. Wigglesworth asked about the minimum setback – it is about 30 feet. Ms. Overholt suggests moving the garage to the front of the house. The driveway is wide and does not need to be that wide. There is a drive under garage. Mr. Krevosky says the design of the house matches the others in the subdivision. Summer and winter mast crops can be planted. There is a 6-7 foot space for plantings. There is a spill kit noted on page 2 but it needs to be marked on the plan. There are bales on the plan and a catch basin at the road. Mr. Krevosky asks for an extension to go over the plans. Mr. Wigglesworth motions to continue 16 Oakwood Drive to Jan. 24. Ms. Sherillo second. Vote all in favor.

18 Oakwood Dr. - Mr. Kunkel opened the public hearing. This project is a proposed subsurface disposal system for a single family home. Glenn Krevosky is present as representative. There were 2 different engineers working on the plans. This house and 16 Oakwood Drive are 41 and 43 feet from the wetland. There is a stockpile location in front. The septic is also in the front. The garage is a drive in garage with the house facing the road. The graded slope is no more than 2:1. The erosion control line might go through the pond. Mr. Krevosky says this would not be considered wetland under federal. If required, they would reflag it and tell the Army Corp of Engineers. Ms. Overholt explained that the wetland delineation was originally done for the roadway. They had to get a new Order of Conditions for the road because so much time had lapsed. Some flags were updated for the 2016 filing along the cul-de-sac because the concern at the time was that section of the roadway. The flags were not updated next to 16 and 18 Oakwood Dr. They would like to start construction over the winter. Ms. Overholt questions the contours. There are only proposed contours marked on the plan and we would like to see existing contours as well. Impervious calculations are on this plan. The Commission would like to do another site visit because of bad rain during the last visit. Mr. Wigglesworth motions to continue 18 Oakwood Drive to Jan. 24. Ms. Sherillo second. Vote all in favor.

There is a brief recess from 7:00 – 7:13.

Discussion

14 Pebble Beach Rd. - The Commission reviewed photos from the site visit. The trees are marked in the photos. The owner would like to take down a large tree to extend the 2nd floor and there is a question as to whether or not branches can be taken down instead of the entire tree. The owner is also considering redoing the driveway which would require a Notice of Intent. Mr. Wigglesworth motions to continue 14 Pebble Beach Rd. until Jan. 24. Ms. Sherillo second. Vote all in favor.

Mr. Wigglesworth motions to continue Upper Gore Rd. to Feb. 11. Ms. Sherillo second. Vote all in favor.
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Certificate of Compliance for 310 Thompson Rd. cell tower – Ms. Overholt visited the site. There is some trash that needs to be removed. The certificate will be held until the trash is cleared and the site inspected again. Mr. Wigglesworth motions to approve issuance of the Certificate of Compliance DEP # 323-581 contingent upon cleaning the site. Ms. Sherillo second. Vote all in favor.

Setback Policy – Ms. Sherillo would like to go over the wording. Mr. Wigglesworth says we should have one policy for both wetlands and for the Lake. Ms. Sherillo questions how the Commission would address building over the water. Mr. Wigglesworth states Chapter 91 covers that. There would be some things that would be grandfathered in. The Commission would have to work with property owners. The policy is meant to prevent encroachment 25 feet from the wetlands. The policy will help the Commission keep open communication and educate applicants. The policy can be updated as needed at meetings. Some additions are discussed such as definition of maintenance, permanent markings for no-touch zones, and signage dimensions. No dumping emblems for drains emptying directly into wetlands are also mentioned. Mr. Wigglesworth motions to approve the setback policy. Ms. Sherillo second. Vote all in favor.

0 Wakefield – Trees were cut the day before a scheduled site visit from the Commission. Mr. Kunkel spoke with the father. He said he talked to the wood cutter about 4 months ago. Mr. Kunkel spoke with the wood cutter and he said he would not cut the trees unless he was told to do so. Mr. Kunkel advised the wood cutter that he could be fined as well. The contractor needs to be held responsible. Ms. Overholt also spoke with the father. An Enforcement Order will be issued. No activity should resume on the property until a restoration plan is in place. Mr. Wigglesworth says he should get a wetland consultant for the restoration. 5 trees have been cut down since the stop work order. They can also be fined because of the additional site visits. The Commission needs a plan by March 31 from a wetland consultant. Restoration must be complete by June 30. The orders are in effect until the plantings take, with the contingency that if planting doesn’t take there must be a replanting. DEP could get involved. The fine is $500.00 which is $100.00 per tree. Ms. Sherillo motions to issue the Enforcement Order and levy the $500.00 fine. Mr. Wigglesworth second. Vote all in favor.

LQK is scheduled for a site visit on Jan. 19.

Letter to the Town regarding 0 Lower Gore Rd. – The Commission requires something in writing before doing the delineation at 0 Lower Gore Rd. The Selectmen are considering the request. The Town wants to sell some land on Cooper Rd. The zoning may be changed in that area.

61 Cudworth Rd. – There are cars being stored here for auto auction. He is clearing the area for a parking lot. There is an old file in Conservation. They are going to get the land delineated. There is concern about the number of cars there. He won’t continue the work and will file a Notice of Intent.

39 Loveland is cleaned up. Ms. Overholt will send letters to the neighbors that are dumping lawn clippings in the lot across the street.

KLT – Mr. Wigglesworth says there are no barriers. Debris is being carried down into the brook. There are no signs up about snow removal. Ms. Overholt will call.

Mr. Wigglesworth motion to adjourn the meeting. Ms. Sherillo second. Vote all in favor.

Meeting adjourned at 8:57 p.m.
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Next Meeting Date: Jan. 24, 2019 Gladys E. Kelly Public Library Meeting Room

Documents

Photos, site visit at 124 Killdeer Rd., Jan. 5, 2019
Photos, site visit at 126 Killdeer Rd., Jan. 5, 2019
Photos, site visit at 0 Wakefield Ave., Jan. 5, 2019
Photos, site visit at 14 Pebble Beach Rd., Jan. 5, 2019

Proposed Subsurface Sewage Disposal System Plan 16 Oakwood Dr., Quinn Engineering, Inc., Nov. 19, 2018, 24‘ x 36’, 2 sheets


Letter to Webster Board of Selectmen and Mr. Marc Becker regarding 0 Lower Gore Rd., Jan. 7, 2019

Wetland Setback Policy, Dec. 17, 2018, 3 pages.

Respectfully submitted,
Kelly Gorham
Conservation & Planning Clerk

Conservation Commission Approval: [Signature] Date: 2-23-19

Chairman