

**Town of Webster
Conservation Commission
Minutes of the Meeting – July 25, 2016**

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TOWN CLERK'S OFFICE

Attending: Commissioners – Richard Franas, Al Huefner, Joseph Kunkel, David Audette, Frederick Bock,
Staff – Meagen Donoghue, Director of Planning & Economic Development, Dr. Rick Canavan, CME Associates

Absent: Commissioners – Paul Fiske, Beau Saad

Meeting called to order: 5:31 p.m.

Location: Basement Conference Room

Minutes

Mr. Huefner motioned to approve the minutes from May 16, 2016. Chairman Franas second; vote three in favor. Mr. Kunkel abstained.

Emergency Certificate

15 Mark Avenue

Chairman Franas indicated he performed a site visit to look at two (2) damaged trees and noted they were unsafe. Mr. Huefner motioned to ratify the Emergency Certificate for 15 Mark Avenue. Mr. Kunkel second; vote all in favor.

Enforcement Order

137 Gore Road

Chairman Franas said he spoke to the property owner and proprietor of the Twisted Piston. Chairman Franas stated the property owner stated no work had been done and didn't want to do the work. He also indicated that he had no interest in moving forward with the work proposed by Mr. Glenn Krevosky. Chairman Franas provided a brief history of what transpired at the site and suggested to the Commission they take the word of the property owner over the consultant. Mr. Bock and Chairman Franas noted the property owner is pursuing other options at this time to complete the work. Mr. Huefner stated the Commission should receive a set of plans and a quote provided by the DEP of the work to be done.

Chairman Franas stated nothing was actionable at this time and to table the Enforcement Order when the property comes before the Conservation Commission.

Requests for Determination

12 Fairfield Street

Mr. Bock of the Commission presented the scope of the work to include the removal of one (1) tree and replacing three (3) windows one with C2 casements on the south side. Chairman Franas stated the project was straight forward. Mr. Bock then recused himself from the room in order for the Commission to vote.

Mr. Huefner motioned to issue a negative Determination of Applicability for 12 Fairfield Street with the standard conditions. Mr. Audette second; vote: four in favor. Mr. Bock abstained.

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20 South Point Road

The applicant presented that the project of constructing a 10' x 12' shed was 70% complete and came before the Commission because of a Stop Work Order given by the Building Commissioner. Chairman Franas reiterated the process of coming before the Commission prior to beginning work for approval for all future projects.

Mr. Kunkel stated it the fact that this was an oversite falls back onto the Building Commissioner communicating with the Conservation Commission.

The abutter at 18 South Point Road asked about the applicant's commercial smoker and cooking in the road and throwing trash over the fence. Chairman Franas noted he observed the smoker, but the Conservation Commission does not have jurisdiction over each matter. The abutter added that there are rats and debris collected under the deck and suggested people would be housed in the shed upon completion. He is concerned that the shed will be moved and wanted the Commission to provide conditions so the applicant would be prevented from doing so. Chairman Franas stated the Commission cannot approve or disapprove of projects, but can only add conditions relating the Wetland Protection Act.

Mr. Huefner motioned to issue a negative Determination of Applicability for 20 South Point Road with standard conditions. Mr. Bock second; vote all in favor.

Notices of Intent (Public Hearings)

34 West Wind Drive

Chairman Franas opened the public hearing. The applicant and property owner were present for the hearing and both provided the scope of work to include the demolition of an existing structure and construction of a new single family home. The applicant's representative addressed three questions previously received from Dr. Canavan including the percentage of impervious land, detailing the trees on the plan and the whole lot is within the buffer zone. The representative also noted four (4) cultic chambers were to be installed, a walkway with crushed stone near the driveway, a lap pool and 100 % collection of roof runoff. He also noted that he will illustrate the trees to be removed, and the unmitigated impervious area equaled 400 feet.

Mr. Huefner was concerned about the runoff from the driveway, but is taken care of with a drain in the street, as noted by the representative. He was also concerned about the bank. The representative stated the property is graveled out and also noted there would be double staked hay bales and a silt fence so the bank would not be disturbed.

Dr. Canavan also noted that he looked at the impervious calculations and the applicant has good numbers for this project.

Mr. Huefner motioned to close the public hearing. Mr. Bock second; vote all in favor.

Chairman Franas advised using standard conditions and providing an as-built and asked the applicant to revisit the Commission to indicate the E&S controls are in place.

Mr. Huefner motioned to approve the Notice of Intent and issue and Order of Conditions for 34 West Wind Drive using standard conditions. Mr. Bock second; vote all in favor.

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Certificate of Compliance

7 Point Pleasant Avenue

The representative for the applicant reiteration the project consisted of the construction of a single family home. Chairman Franas noted the Commissioners went on the site visit and was straight forward.

Mr. Huefner motioned to approve the Certificate of Compliance for 7 Point Pleasant Avenue. Mr. Audette second; vote: all in favor.

121 South Shore Road

Chairman Franas stated the Commission went on the site visit and noted the project, consisting of removing and replacing a deck and rehab of existing dwelling went well.

Mr. Huefner motioned to approve the Certificate of Compliance for 121 South Shore Road. Mr. Bock second; vote: all in favor.

117 South Shore Road

Chairman Franas noted the construction of a new single family home looked great. Mr. Huefner said the contractors did a nice job.

Mr. Huefner motioned to approve the Certificate of Compliance for 117 South Shore Road. Mr. Bock second; vote; all in favor.

Extension of Order of Condition

4 Cross Court

The representative provided the scope of work stating in 2013 the applicant came before the Commission and was approved to remove and replace retaining walls. The applicant was unable to find a contractor to take on a project, but has since been in the process of looking at two (2) proposals.

Mr. Bock asked if the applicant was planning on building inside the wall and then demolish the old wall, or just demolish and build. The representative indicated that they would build a new wall inside the old one and then demolish it. He noted an environmental boom would be in the water as well.

Mr. Huefner asked to for new plans to reflect the flood plain, noting the edge should be at 480. Dr. Canavan noted that the bank could be lower than the flood plain however. Mr. Huefner noted to illustrate the new bank in the water. The representative noted that he wanted to show the differentiation between the wall and the water.

Dr. Canavan pointed out that the project had already been approved and the applicant is just looking for an extension.

The applicant noted that he would like to complete the project in the fall. Chairman Franas requested the applicant to provide updated plans to the Commission.

Mr. Huefner motioned to approve the extension of the Order of Conditions at 4 Cross Court with the condition to provide an updated plan. Mr. Bock second; vote: all in favor.

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Discussion

Eagles on Webster Lake

Ms. Donoghue read a correspondence regarding the eagle population on the lake and asked Mr. Huefner to respond to the inquiry.

17 Earnest Street

Chairman Franas informed the Commission the silt fence was falling and the E&S controls were deplorable. He showed photos from his cell phone as well.

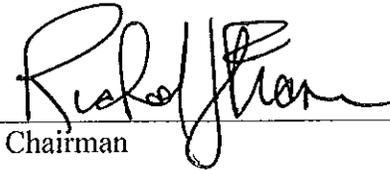
Meeting adjourned 6:31 p.m.

Next Meeting Date: July 25, 2016 Basement Conference Room

Respectfully submitted,
Meagen P. Donoghue
Director of Planning & Economic Development

All correspondence, applications, plans and reports can be viewed at the Office of Planning & Economic Development, 350 Main St, Webster MA 01570

Conservation Commission Approval: _____


Chairman

Date: _____

