

In Attendance:

Stacy Parsons (Chairing)

Joe Trybus

Dean Maynard

Samantha Trybus observing

7 pm

Request for Determination, 141 Old State Road, Lipniski property

- No representative in attendance.
- Proposing septic system upgrade and installation of a new well. Reviewed site plan and conversation from August 3rd meeting.
- Board of Health has reviewed the plan.
- No concerns raised by the Commission. Unanimous approval. Issuing Negative Determination.

7:10 pm

Request for Determination, 4 Katherine Street, Hauge property

Lee Hauge, property owner

- Proposing repair of existing retaining wall, stairs, and sidewalk.
- Reviewed site plans and discussion from August 3rd meeting.
- No concerns raised by the Commission. Unanimous approval. Issuing Negative Determination.

7:20 pm

Request for Determination, 181/185 Narragansett Avenue

Mark Messana, owner, 185 Narragansett Avenue

Richard Gniedak, 181 Narragansett Avenue

Mitch Greenwald, attorney for Mr. Gniedak

- Requested clarification on the application. Applicant owns property at 181 Narragansett. Work is requested on 185 Narragansett. Attorney Greenwald explained that they were seeking determination as to whether Mr. Messana needed to file for permitting through the Conservation Commission. S. Parsons explained the permitting process under the Wetland Protection Act and the process for making the Commission aware if there are concerns regarding violations.
- Reviewed proposed installation of a fence along the property line. Mr. Messana requested a building permit from the Town to construct a fence along the property line that will end between 5-10 feet of the bank. The fence would be placed inside the property line, next to the existing fence. The only disturbance anticipated is for the digging of the post holes.
- Reviewed the regulations. Work would be exempt under 10.02(b). No further action required by Mr. Messana. Issuing Negative Determination for Request for Determination by Mr. Gniedak citing the exemption under the Wetlands Protection Act.

- Attorney Greenwald expressed that his client will be appealing the permit. S. Parsons recommended contacting DEP Wetlands to discuss the process.
- Unanimous approval. Issuing Negative Determination for an exempt minor activity.

Mr. Messana requested to speak to the Commission regarding the rabbits that are raised on Mr. Gniadak's property and the barrel for burning trash that has been placed along the shoreline of Pontoosuc Lake. Per a phone conversation with S. Parsons prior to the meeting, Mr. Messana has contacted the Board of Health. Ed Fahey, Board of Health Agent, is scheduled to visit the property on Friday. No further action by the Conservation Commission at this time.

Attorney Greenwald requested to speak with the Commission regarding loose rocks along the shoreline of Mr. Messana's property. The stonewall was permitted through the Commission a few years ago. Attorney Greenwald observed that a stone was loose and there was erosion occurring in the area. The Commission asked Mr. Messana to assess the wall. The Commission could conduct a site visit to provide technical assistance if requested. No further action taken by the Commission at this time.

7:45 pm

Request for Determination, 61 Sunrise Street
 Ron Tinkham, abutter
 Shannon Boomsma, White Engineering

- Reviewed site plan. Proposed septic is located more than 50 feet from the bank of Pontoosuc Lake and buffer zone to the identified wetland.
- Reviewed placement of the dock. The dock would be set on the existing stonewall and supported on aluminum posts placed on the lake bottom. The dock will be removed seasonally. No walking path to the dock is proposed or permitted at this time.
- S. Parsons raised concern about the dock being located at the edge of the BVW. J. Trybus requested clarification regarding the regulations that prompted the location. S. Boomsma explained that to be closer than 25' to the property line the owner would need to receive permission from the abutter.
- R. Tinkham offered that as the abutter he had no issue with the dock being moved. He also offered that the work had already been completed.
- S. Parsons raised concern that, if true, the work was completed without first obtaining permits from the Conservation Commission and 91 Waterways Program.
- S. Boomsma offered that moving the dock 10' from the existing dock location will resolve concerns about the setback to the identified wetland

area. Revised plans with the new location will be submitted to the Commission.

- The Commission agreed to conditional approval for the Negative Determination pending receipt of the revised plans showing the new dock location.

No other business.

Adjourned at 8:15 pm