



# **Town of Westminster**

11 SOUTH STREET  
MASSACHUSETTS 01473

FROM THE OFFICE OF THE  
**CONSERVATION COMMISSION**

Phone: (978) 874-7413 \* Fax: (978) 874-7411

## **MINUTES MEETING**

**October 15, 2014**

**To: Selectmen  
Board of Health  
Building Commissioner  
Planning Board  
Highway Department  
Town Clerk**

**Present:** Chairman Dan Bartkus, Vice Chairman Gary Smith, Members: Tim Sheehan, John Regan, Carrie Monty, Agent Bob Maki, Secretary Susan Kalagher

**Absent:** Robert Gendron

**Guests:** Paul Popinchalk, Chuck Caron, Matt Marro, Heather Mount, Martha Mount, Robert Francis

### **Documents, Plans, and other Exhibits:**

1. Oakmont Avenue – plan & photos
2. 40 Shore Avenue – plan
3. 25 Wachusett Drive - plan

The meeting was called to order at 7:00 p.m. The meeting was not recorded.

### **Mail, Voucher & Minutes**

The following voucher and Minutes were approved:

Voucher for mileage for Bob Maki -

The Minutes for the Special Meeting of September 25, 2014

Mail was read and distributed

**Conservation Agent Report**

Bob Maki discussed the preconstruction meeting for the Upper/Lower Crow Hill dam project and the solar project, Borrego Solar Systems, adjacent to Westminster Country Club and determined that the proposed project is not within the jurisdiction of the Conservation Commission.

DEP issued superseding orders for a lot on Barrel Road. The applicant was Bill Hannigan of Hannigan Engineering.

**AMENDMENT DEP #336-0710**

40 Shore Avenue  
Popinchalk

7:15 p.m. The public hearing for an amendment to an Order of Conditions (#336-0710) requested by Paul Popinchalk for a modification of the repair of the retaining wall was opened. Proof of notification of abutters was submitted. The Order of Condition expires November 14, 2014 and Mr. Popinchalk requested an extension. An extension is not necessary due to the automatic 4-year extension making this valid until November 9, 2018. Mr. Popinchalk would like to use rip rap rather than gabion baskets to minimize damage. After review of the plan, a motion was made by Gary Smith, and second by Carrie Monty to approve the amendment. All were in favor. The public hearing was closed at 7:22 p.m.

**AMENDMENT CONTINUATION #336-0603**

Oakmont Avenue  
Francis

7:23 p.m. The public hearing for an Amendment to an Order of Conditions (#336-0710) for Oakmont Avenue / Ryan's Ranch was opened. Chuck Caron and Bob Francis were present. Mr. Francis would like to begin Phase II of the project including plans to build a house and barn. They previously had filed with Natural Heritage and were waiting for approval. Natural Heritage approved the project with restriction to the time of year when work will be allowed. The Commission had continued the hearing until Natural Heritage had made a finding. The amendment was unanimously approved upon motion by Tim Sheehan and second by John Regan. The public hearing was closed at 7:25 p.m.

**NOI**

**25 Wachusett Drive**  
**Szymkwoski**

7:25 p.m. The public hearing for an after-the-fact filing for the additions to a single family house including an addition of a stone retaining wall, gravel drive, paver patio, deck, and a removable dock at 25 Wachusett Drive was opened. Matt Marro submitted proof of notification of abutters and gave the over view of the project. He stated that this is a retroactive corrective filing to bring his client back into compliance. The Order of Conditions must be recorded at the Registry of Deeds within 21 days. Matt Marro requested that he be contacted when the Order of Conditions was ready and he would personally pick it up and record it. The project was unanimously approved upon motion by Gary Smith and second by Carrie Monty. The public hearing was closed at 7:35 p.m.

**Certificate of Compliance**

The following Certificates of Compliance were unanimously approved upon recommendation by Bob Maki.

1. Rebanna Road / Northwest Communities #336-0677
2. 1 State Road West / N.E. Power #336-0758

**Upcoming Meetings**

- Wednesday, December 3, 2014

The 2015 Calendar will be set for Thursday evenings.

7:40 p.m. The meeting was adjourned.

Respectfully submitted,

Dan Bartkus  
Chairman  
(prepared by Susan Kalagher)