



# **Town of Westminster**

11 SOUTH STREET  
MASSACHUSETTS 01473

FROM THE OFFICE OF THE  
**CONSERVATION COMMISSION**

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

## **MINUTES OF MEETING April 3, 2013**

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

**Present:** Chairman Dan Bartkus, Co-Vice Chairman: Gary Smith, Gregg Buckman,  
Members: Robert Gendron, John Regan, Tim Sheehan, Agent Bob Maki,  
Secretary Susan Kalagher

**Absent:** none

**Guests:** Charles Caron, Jean Habchy, Chris Mossman, David and Linda Milton

### **Documents and other Exhibits:**

1. Plan – 53 East Gardner Road
2. Plan – 1 Cross Road

Dan Bartkus called the meeting to order at 7:00 p.m. The meeting was not being recorded.

### **Certificate of Compliance / 31 Town Farm Road**

In Bob Maki's absence, Dan Bartkus signed a Certificate of Compliance for 31 Town Farm Road DEP #336-254 issued in September 1998. The original was sent to the attorney who requested it.

### **Vote to Allow for signing Certificates of Compliance**

After discussion, the Commission unanimously voted to allow the agent, chair, or acting chair to sign a Certificate of Compliance to allow the applicant or his representative to move forward in a timely manner.

### **Enforcement Order / 197 State Road West**

The Enforcement Order for 197 State Road West, issued by Bob Maki, was approved and signed by the Commission.

**Discussion / Tommy Francis Road**

A lot on Tommy Francis Road was discussed. The lot was separated from lot #14. Lois Luniewicz, Chairmen at the time of approval, issued a condition that because there had been 5,000 square feet of fill on the property, the full amount allowed; the property was not to be built on.

**Willoughby Farms / Deed**

A deed granting 42.9 acres of open space off Sawin Drive was discussed. The Commission unanimously voted to sign a letter of acceptance for Willoughby Farms.

**RFD  
53 East Gardner Road  
Habchy**

7:15 p.m. A public meeting for the construction of an addition to a single-family house at 53 East Gardner Road was opened. Chuck Caron represented Mr. Habchy and gave the overview of the proposed addition. He noted that the 24 ft. x 24 ft. addition would be 65 feet from the wetland. Erosion control measures were discussed. Mr. Caron filed a Request for Determination of Applicability instead of an Order of Conditions to comply with DEP policy. After discussion, a motion was made by Gregg Buckman and seconded by John Regan to approve the project. The motion passed unanimously, and the public meeting was closed at 7:25 p.m.

**NOI AMENDMENT  
1 Cross Road  
LeBlanc Construction**

7:25 p.m. A public hearing for the construction of a new single-family house with well, septic, and driveway at 1 Cross Road was opened. Chris Mossman represented Mr. LeBlanc. Proof of abutter notification was submitted. Chris Mossman gave the overview of the request for amendment. A similar project was approved by the Commission in 2007 and remains valid until 2014 (DEP # 336-572). Whitman & Bingham was the original engineer of the project. A small wetland crossing will be located at the narrowest point to cross the wetland. Bob Maki suggested the use of grindings on the driveway rather than pavement. David and Linda Milton asked about their son's property, and were assured by Chris Mossman that no work was proposed near his property line and work would be down-gradient from there. Upon motion and second, the plan was unanimously approved. The public hearing was closed at 7:37 p.m.

**Vouchers and Minutes**

The following voucher was approved:

1. Nashua River Watershed Dues \$50.00

The Minutes of February 20, 2013 were approved with all in favor.

**Emergency Certificate / 182 Narrows Road**

Bob Maki issued an Emergency Certificate for 182 Narrows Road.

**Westminster Elementary School Program**

Gregg Buckman will meet with third grade teachers at the elementary school to discuss a tour of the ecosystem behind the school.

8:30 p.m. The meeting was adjourned.

Respectfully submitted,

Dan Bartkus  
Chairman

(prepared by Susan Kalagher)