



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

February 25, 2021

THE CONSERVATION COMMISSION WILL MEET REMOTELY. YOU MAY JOIN THE ZOOM MEETING AT <https://us02web.zoom.us/j/7370885635> Meeting ID: 737 088 5635 or One tap mobile +19292056099,7370885635# US

To: Selectmen
Board of Health
Building Commissioner
Town Clerk

Present: Chairman Dan Bartkus, Vice Chair Gary Smith, Members: Tim Sheehan, Carrie Monty, Agent Matt Marro, and Secretary Susan Kalagher

Absent: Robert Gendron

Guests: Chris Mossman, Maryann DiPinto, Chris MacKenzie, Brian Marchetti, Mike Buzzato, Jill Normandin, Paul Grasewicz.

Documents, Plans and other Exhibits

1. Plan – ANRAD Theodore Drive
2. Plan – 96 Narrows Road
3. Plan – 124 Knower Road
4. Plan – 139 Minott Road
5. Plan – Lot 9 Overlook Road
6. Plan – Lot A Frog Hollow Road
7. Plan – Lot B Frog Hollow Road

Dan Bartkus called the Zoom meeting to order at 7:00 p.m. The meeting was recorded by Matt Marro and Paul Grasewicz.

EXTENSIONS.

Under the Governor's emergency regulations effective in March 2020 due to the COVID pandemic, the current Orders of Conditions are still valid without the extension. It was unanimously voted to extend the following Orders of Conditions for 3 years and request that they not be recorded until the emergency regulations have been lifted.

1. Greenwood Pond Dam #336-0862 / Linnus
2. Partridge Pond #336-0389 / Harding & Partridge Pond Association
3. 39 Kent Road #336-0789 / Harrington
4. 120 State Road West # 336-0880 /EDF Renewables

RELEASE OF BOND

Commissioners unanimously voted to release the \$5,000.00 Guarantee Performance bond for culling at Muddy Pond.

VOUCHERS, MINUTES, AND CALENDAR

The 2021 calendar for Conservation Commission meetings was approved.

Vouchers for MACC (\$293.00) and Nashua River Watershed (\$50.00) dues were approved.

Minutes from October 22, 2020 and November 12, 2020 were approved.

FIELD CHANGE PARTRIDGE POND

Keith Harding was unable to join the meeting. His presence will be requested for the next meeting.

**ANRAD
Theodore Drive
Equity Industrial Partners / Westminster Business Park**

7:10 pm The public hearing requested by Equity Industrial Partners was opened at 7:10 pm. Brian Marchetti of McCarty Engineering and Maryann DiPinto gave the overview of the project and shared the plan on the screen for all to view. The applicant for the ANRAD, Equity Industrial Partners have backed out and Westminster Business Park is the new applicant. Maryann DiPinto of Three Oaks Environmental has been on site and identified and delineated wetland resource areas. She discussed her findings and submitted her report with the ANRAD. VHB prepared the ANRAD. Brian Marchetti gave an overview of the project. Earth removal permits were discussed. After review, a motion was made and seconded and the ANRAD was unanimously approved. There were no questions from the audience. The public hearing was closed at 7:20 pm.

**RFD
96 Narrows Road
Liversay**

7:20 pm. The public meeting requested by Jamie and Michelle Liversay for the removal of trees within the 100 ft. buffer zone for the installation of an in-ground swimming pool to be located outside the 100 ft. buffer zone was opened. The plan was shared on the screen. Mr. Liversay explained the project and Snyder Pools will be installing the pool. Matt Marro recommended a negative determination. Silt fence and wattles will be in place. The project was unanimously approved upon motion by Gary Smith and second by Tim Sheehan. The public meeting closed at 7:25 pm with no questions from the audience.

**NOI
124 Knowler Road
Buzzato**

7:25 pm The public hearing requested by Michael Buzzato for the removal and replacement of the existing house and septic system with a new water service connection at 124 Knowler Road was opened and the plan was shared on the screen for all to view. Chris MacKenzie of Dillis & Roy Design Group, Inc. gave the overview of the project. All proposed building will be outside the 50 ft. buffer. The house plans have been reconfigured at the request of the Board of Health. Mitigation measures were reviewed and Matt Marro recommended a standard Order be issued. Gary Smith abstained from the vote. With no further questions, the plan was approved upon motion by Tim Sheehan and second by Carrie Monty. The motion carried. The public hearing was closed at 7:30 pm.

**NOI
139 Minott Road
Gikis**

7:30 pm. The public hearing requested by Whitney R. Gikis for the demolition of an existing house and construction of a new single-family house served by a well and septic system at 139 Minott Road was opened. Chris Mossman gave the overview of the project and the plan was shared on the screen for all to view. A riprap construction entrance is proposed to minimize impacts. A request for an Advisory Opinion was sent to DCR Quabbin and John Deline of Fitchburg Water. The existing abandoned house will be torn down and the foundation will be filled with clean fill, loam, and seed. Erosion control measures were discussed. There were no questions from the audience. The plan was unanimously approved upon motion by Carrie Monty and second by Gary Smith. The public hearing was closed at 7:37 pm.

**RFD
Lot 9 Overlook Road
Anderson**

7:37 pm. The public meeting requested by John Anderson for the installation of a portion of a new single-family dwelling with garage, driveway, water service, and foundation drain within the buffer zone of a vegetated wetland on Lot 9 Overlook Road was opened. Mr. Anderson was not present. An e-mail was received from Mr. Gibbons with concerns about the project. Because Mr. Anderson was not present, the meeting was not opened. The Commission will make a site visit prior to the next meeting.

**2 NOIs / CONTINUATION
Lot A and B Frog Hollow Road
Ketola**

7:40 pm The public hearing requested by Elijah Ketola for the completion of a stream crossing that was partially installed for a residential driveway was continued from August 2020. Paul Graszwicz of GRAZ Engineering gave the overview of the project. The plan was shared on the screen for all to view. Work had begun under an expired Order of Conditions and the applicant would like to begin work this spring. A work order had been issued. Dan Bartkus discussed concerns with a poorly installed box culvert and requested a step by step sequence for its repair. He also discussed the condition that the entire crossing should be restored and the replication area completed before any building begins. DEP required a 401 Water Quality Certification and are waiting for approval. A replication narrative should be provided. The Commission will make a site visit and suggested that the engineer or the project manager join them. Matt Marro will notify John Deline of the Fitchburg Water Department of the date and time of the site walk. March 6th at 8:00 am was set for the visit. With all in favor, the Public hearing was continued to the next meeting. 7:52 pm.

Certificate of Compliance

The following Certificate of Compliance was approved:

North Common Road Rear / DEP # 336-0719 / LaFortune, Oldach, & Glenny, PC

The meeting was adjourned at 7:55 pm.

Respectfully submitted,

Dan Bartkus
Chairman
(prepared by Susan Kalagher)