



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

August 25, 2016

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

Present: Chairman Dan Bartkus, Vice-Chair Gary Smith, Members: John Regan, Robert Gendron, Agent Bob Maki and Secretary Susan Kalagher

Absent: Carrie Monty, Tim Sheehan

Guests: David & Christine Macchia, Donald Barry, Kevin Young, Anthony Cleaves, John & Bobbie DiBattista, Rick DesPres, Anne & John Lutz, Paul & Kathy Sullivan, Robert Murphy, Barbara Robbins

Documents & Plans and other Exhibits

1. Plan – 42 Gatehouse Road
2. Plan – Lot 1A Tommy Francis Road
3. Plan – 194 South Ashburnham Road
4. Plan – 23 North Shore Road
5. Plan – Lot 4 South Ashburnham Road
6. Plan – 80 Lake Drive West
7. Plan – 148 South Ashburnham Road
8. Plan – 43A Mountain View Road
9. Plan – 16 Beach Circle / Bakers Grove
10. Plan – 190 South Ashburnham Road

The Conservation Meeting scheduled for August 4, 2016 was postponed because of lack of quorum.

Permitting of docks on Wyman Pond

David Macchia discussed permitting of docks on Wyman Pond. Existing docks that were not properly permitted should go through the permitting process. Different types of docks were discussed. Chapter 91 requires anything in or over the water to be permitted in a great pond and

Wyman's is designated as a great pond. Work within the 100 ft. buffer zone requires a Notice of Intent or a Request for Determination.

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

Appointment: Don Barry

Don Barry has received complaints about overgrown vegetation in and around the detention basin at the Senior Center. This has become a maintenance problem. Possible remedies were discussed. All voted in favor of sending a letter to Mr. Barry and the Council on Aging for the recommendation of the Commission for the management of overgrown vegetation.

Minutes, Mail & Vouchers:

The following minutes were unanimously approved:

- Minutes, July 14, 2016

Mail was read and distributed.

The following voucher was unanimously approved:

- Nashua River Watershed – Dues - \$50.00

Certificates of Compliance:

The following Certificate of Compliance was approved upon recommendation by Bob Maki:
194 South Ashburnham Road / Heckman-Weiser/ #336-0605

**NOI
42 Gatehouse Road
Macchia**

7:10 p.m. The public hearing for the installation of a patio at 42 Gatehouse Road, requested by David and Christine Macchia was opened. Mr. Macchia gave the overview of the project, including the use of wattles for mediation. The area will be excavated to 12 inches and crushed stone will be used. The project was unanimously approved with conditions on motion by Gary Smith and second by John Regan. The public hearing was closed at 7:18 p.m.

**NOI
194 South Ashburnham Road
Heckman-Weiser**

7:20 p.m. The public hearing for an addition to a single-family house at 194 South Ashburnham Road, requested by Beth Heckman-Weiser was opened. Gary Smith recused himself as an abutter. Anthony Cleaves of Whitman & Bingham represented the applicant and submitted proof of notification of abutters. An Order of Conditions had been issued for this project which has since expired. This project also involves a retaining wall and the re-alignment to the entrance of the existing driveway to remove the driveway entrance from the land of the abutting property. Straw wattles and silt fence will be used. After review, the Commission voted to approve the project with conditions. Gary Smith abstained. The public hearing was closed at 7:25 p.m.

RFD
23 North Shore Road
DiBattista

7:25 p.m. The public meeting for the construction of a deck at 23 North Shore Road requested by Roberta DiBattista was opened. Mr. DiBattista explained the scope of the project. He intends to dig everything by hand and use stackable sono tubes. After review, the Commission unanimously voted to approve the project with conditions. The public meeting was closed at 7:28 p.m.

AMENDMENT
Lot 1 A Tommy Francis Road
Crocker Pond Properties

7:28 p.m. The public hearing for an amendment to Lot 1 A Tommy Francis Road was opened. Gary Smith recused himself from the hearing as an abutter. Bob Francis gave the overview of the project to clarify the configuration and layout of the previously approved beach. Proof of notification of abutters was submitted. After review, the Commission voted to approve the project with conditions. Gary Smith abstained. The public hearing was closed at 7:30 p.m.

NOI
Lot 4 South Ashburnham Road
Francis

7:30 p.m. The public hearing for the construction of a single-family house, with well, septic system, beach, and dock at Lot #4 South Ashburnham Road was opened. Gary Smith recused himself from the hearing. Bob Francis explained the scope of the project and submitted proof of notification of abutters. A small log cabin will be built on the lot for use as a summer home. After review, the Commission voted to approve the project with conditions. Gary Smith abstained. The public hearing was closed at 7:35 p.m.

RFD
80 Lake Drive West
Cole

7:35 p.m. The public meeting for the installation of an above ground pool requested by Craig Cole was opened. Straw wattles will be used for erosion control. A motion was made by Gary Smith and seconded by John Regan. The plan was unanimously approved with conditions. The public meeting was closed at 7:38 p.m.

NOI
148 South Ashburnham Road
Lutz

7:38 p.m. The public hearing for the construction of a single-family house with septic system, driveway, associated landscaping, a shed, and dock requested by John Lutz was opened. Robert Murphy of Robert Murphy & Associates gave the overview of the project. Proof of notification of abutters was submitted. A previously approved plan had expired. This property is adjacent to

Crocker Pond. The house will be built into the existing slope. A temporary rolling dock was proposed. Bob Maki requested that the water quality swale be extended down and Mr. Murphy agreed. The plan was approved with conditions on motion by John Regan. The public hearing was closed at 7:50 p.m.

NOI
43 A Mountain View Road
Sullivan

7:50 p.m. The public hearing for the installation of a dock at 43 A Mountain View Road requested by Kathlyn and Paul Sullivan was opened. The applicants wish to install a sectional dock. The Commission reviewed the plan and unanimously voted to approve with conditions. The public hearing was closed at 7:55 p.m.

NOI
16 Beach Circle – Bakers Grove
Robbins

7:55 p.m. The public hearing for the renovation of a camp requested by Barbara Robbins was opened. Proof of notification of abutters was submitted. Ms. Robbins explained the project. The cottage was built in 1933 and was damaged in the ice storm of 2008 and is in need of extensive renovation. The frost wall and sediment control was discussed. After review, the plan was unanimously approved with conditions after a motion by Gary Smith and second by Robert Gendron. The public hearing closed at 8:00 p.m.

NOI
190 South Ashburnham Road
DePres

8:00 p.m. The public hearing for the removal of sediment from a pond and the construction of a retaining wall was opened. Gary Smith recused himself as an abutter. Proof of notification of abutters was provided. The applicant, Rick DePres, and Chuck Caron gave the overview of the project. The site is a residential lot with a stream running through a portion of the property that was found to be intermittent. The small pond has been in existence for a few decades and until recently held water year round, to a depth of approximately 18 inches. After the failure of a culvert nearby, a large volume of sediment washed into the pond. The applicant would like to restore the pond to its previous condition and would like to replace the existing timber retaining wall with one of mortared stone as well as removing a dead tree for the area. After review, the plan was approved with conditions after a motion by Robert Gendron and second by John Regan. Gary Smith abstained. The public hearing was closed at 8:10 p.m.

The meeting adjourned at 7:25 p.m.

Respectfully submitted,

Dan Bartkus
Chairman
(prepared by Susan Kalagher)