

**Holland Conservation Commission
27 Sturbridge Road, Holland MA 01521**

Minutes of Conservation Commission held on August 14 2018

Members Present: Chairperson, Andy Harhay; Jessica Chaffee; Kathy McKenna; Marcia Beal; Kaitlin Desmarais

- **Clerk:** Ginger Buteau
- **Members Absent:** Anne Hall; Sam Spratlin
- Meeting called to order at 6:32 pm by Andy Harhay

Approval of Minutes from 7/24/2018: Jessica made a motion to approve the minutes, Marcia Beal seconded. All in favor. Minutes of 7/24 approved as written.

Roundtable Discussion:

- Andy reviewed procedure of regarding amending the Order of Conditions. It was suggested that we ask the BOH to share their rationale for giving a variance so we can answer the questions we get from community members with regard to impact on the wetlands.
- Andy reviewed the site visit with Dave Foulis to O'Mara's property.

Email Correspondence:

- 7/30/2018: From Laurie Bartkus with attached FY19 expenditure report, and noting that encumbrance requests will be accepted through the end of July.
- 7/27-7/30/2018: From Glenn Krevosky. On 7/27/2018 Glenn notified Mark Stinson at the DEP with regard to the proposed project (Map 3, Parcel B46.1). On 7/3/2018, Glenn had indicated in an email that he was going to file a request to amend the Order of Conditions and was hoping to meet on August 14. He shared a forwarded email from Mark Stinson stating that if a SAS (Septic System) is closer than 50 feet, there is no presumption of that the interests of the Wetlands Protection act are protected. Andy responded suggesting that it may be better to have the meeting on August 28, due to the need to review all the additional information from the DEP. Glenn asked for an abutters' list to begin the amendment process.
- 7/31/2018-MACC newsletter with an education update.
- 7/31/2018: From Joanne Higgins applying for an emergency permit for the Highway Department for catch-basin repair on Sandy Beach Road. She attached a map with catch basin locations. (Jessica and Kathy visited the site on 7/31 and felt that the damage warranted an Emergency repair permit. Pictures of the site were taken.)
- 8/3/2018: Mass Wildlife Monthly newsletter
- 8/1-8/3/2018: Emails between Laurie Bartkus and Andy Harhay regarding revolving funds.

- 8/5-8/72018: Emails from Keith and Lynn Elmy regarding work they plan to do on 13 Vinton Lane with the house approximately 50 feet from the Lake. *(Andy responded to emails and to initial phone message.)*
- 8/6/2018: From Laurie Bartkus with the attached expenditure report.
- 8/6/2018: From Joy Duperault sending along the Flood Plain Management Newsletter with information regarding the National Flood Insurance Program.
- 8/7/2018: From DEP with File # 1840351 for 7 Massaconnic Trail (Andrew and Lynn Harhay).
- 8/9/10: Emails between Andy Harhay ad Glenn regarding Lot #1 on Leno Road. Frank Bicchieri P. E Senior Engineer sent a letter to ConCom stating that in his opinion the reduction in setback to the BVW will not adversely affect it. *(Note: Unable to print attached letter)*
- 8/9/10: Emails between Andy and David Foulis regarding O'Mara Property. David indicated that he has had no communication with George O'Mara since ConCom met with at the site with George and David Foulis.
- 8/10/2018: From Laurie Bartkus sending Expenditure Report that includes the costs through Warrant #6

7:00PM NOI #184-0343 Public Hearing

George O'Mara, 97 Leno Road

Project: Construct Single Family Home/Septic/Drilled Well

Persons in Attendance: Andy Harhay, Chair; Marcia Beal; Kathy McKenna; Jessica Chaffee, Kaitlin Desmarais; George O'Mara, applicant.

Public Hearing opened at 7:00 pm

- **Discussion:** Based on previous emails following the site visit with Dave Foulis (DEP consultant), ConCom was planning to review the plan with the revised date of 3/27/2018. However, George said he has decided to use the initial plan from January (1/18/2018) so he can have a driveway up to the house and he wants to cross the stream. He said that he had emailed David Foulis about using the plan from 1/18/2018. There were some questions on wetlands' flagging. Kaitin would like all the questionable numbers/distances verified and to make sure that the submitted plan is as accurate as possible with the wetlands delineation. George needs to submit his final plan to ConCom so that Dave Foulis can have an opportunity to review the plan, before ConCom issues any decision.
- **Motion:** Jessica made a motion to table this discussion until a future meeting when we have the updated, accurate plans. Andy seconded. All in favor. Motion passed,
- **Decision:** Table the discussion to a future date when the plans have been accurately updated.
- **Public Hearing Adjourned at 7:29 pm**

7:30PM NOI # 184-0351 Public Hearing

Andrew and Lynn Harhay; 7 Massaconnic Trail

Project: Construct Single Family Home/Septic/Drilled Well

Persons in Attendance: Marcia Beal, Acting Chair; Kathy McKenna; Jessica Chaffee, Kaitlin Desmarais; Mark Farrell, Engineer; Lynn and Andy Harhay, applicants.

NOTE: As the applicant, Andrew Harhay recused himself during this hearing.

Public Hearing opened at 7:30 pm

- **Discussion:** Mark Farrell discussed the plan and noted that this plan had been approved by the previous Conservation Commission, but the Order of Conditions had lapsed. Mark estimated that the well would be approximately 20 feet from the lake and will be drilled using a spoils pit. Kaitlin asked about mitigation since there are very few trees, and wanted to know if the Harhays might be willing to plant some trees. The Harhays said that trees and other plantings were planned.
- **Motion:** Jessica made a motion to approve the plan dated July 10, 2018 with conditions written on the plan and the additional condition that a planting plan be submitted, approved and implemented prior to the issuing of a COC. Kaitlin seconded the motion. All in favor. Motion passed.
- **Decision:** Approved the plan dated July 10, 2018 with specific conditions.
- **Public Hearing Adjourned at 8:05 pm:**

7:45 PM - RDA Public Meeting

53 Island Road/DB Tree-Jan Beu/removal of one tree

Persons in Attendance: Andrew Harhay, chair; Marcia Beal,; Kathy McKenna; Jessica Chaffee, Kaitlin Desmarais;

Discussion: Neither the applicant or DB Tree could attend this meeting, but they submitted the RDA and a site visit was made by Jessica and Andy. They both felt that the tree was healthy and perhaps selective pruning would be an alternative.

Motion: Kaitlin made a motion not to approve the RDA for cutting down what appears to be a healthy tree. Marcia seconded. All in favor. Motion passed.

Decision: Approval denied for the removal of this tree.

Holland Highway Department

Information session

Over-The-Top Road repair project: NOI number #184-0350

Persons in Attendance: Andrew Harhay, chair; Marcia Beal,; Kathy McKenna; Jessica Chaffee, Kaitlin Desmarais; Brian Johnson, Highway Dept.; JoAnne Higgins, Assessor

Discussion opened at 8:10 pm

- **Discussion:** This is not a Public Hearing because the abutters' notices have not been completed nor has the public notice been submitted to the newspaper. Most of the project is exempt; only the culverts need to be addressed. Ginger will submit the public notice and prepare the abutters' letters so that the Public Hearing can be scheduled for the next meeting. Brian noted that Over-The-Top is a reclaiming job. There are 2 intermittent streams and the pipe size for two culverts will be increased from a 15 inch to an 18 inch pipe and the second from 12 inch to a 15 inch pipe. NOI number #184-0350 has been assigned to this project.

SANDY BEACH ROAD: Brian wants to make Sandy Beach Road a Town road. Discussed conditions for emergency repair of a catch basin. Kathy will email conditions to

Brian. He wanted written permission to complete the repair. Andy thought this had been done and will check on the paperwork

WALK-INS:

Keith and Lynn Elmy 13 Vinton Lane: Partial 2nd floor addition/renovation which involves moving the front porch on the house which faces the road. It would involve digging footings on the roadside which is away from the lake, but in the buffer zone. It was agreed that this project only requires an RDA. Marcia, Jessica, & Kaitlin will do a site visit Friday morning at 7:30 am.

Marcia made a motion to adjourn the meeting. Jessica seconded. All in favor.

Meeting adjourned at 8:51 pm.

Minutes Respectfully Submitted,

Kathy McKenna, Conservation Secretary