

# **Holland Conservation Commission**

## **27 Sturbridge Road, Holland MA 01521**

### **Minutes of Conservation Commission held on June 12, 2017**

**NOTE: Due to Holland town elections on 6/13/17, the Town Hall will be closed, so the meeting was moved to Monday, 6/12/17.**

**Members Present:** Chairperson Marcia Beal; Jessica Chaffee; Kathy McKenna; Andy Harhay, Chris McCooe, Anne Hall

**Members Absent:** Fran Gallo

**Meeting called to order at 6:35 pm by Marcia Beal.**

**Motion made by Andy Harhay to accept minutes of May 23, 2017. Seconded by Marcia Beal. All in favor--motion passed.**

#### **Correspondence/Email:**

- 5/23/2017: Confirmation of eDEP submission Form 5—OCC's for Ralph Donadio DEP # 184-0334
- 5/26/2017: Solar Energy update from Energy Sage.
- 5/26/2017: Ginger forwarded a message from Lynn Croteau regarding the fence on 11 Island Road. Lynn Croteau was told by the building department that if the fence was under 6 feet no permit was needed and at the water front area the fence would need to be only 4 feet high.
- 5/26/2017: Jim Mydosh at 17 Fenton Street wants to cut down damaged and dangerous pines.
- 5/24/2017: Lynn Croteau called regarding her fence and wants a return call. Kathy returned her call.
- 6/5/2017: Joy Duperault sent a reminder that there is an upcoming FEMA Region Webinar—Flood Insurance Basics taking place on Thursday, June 8 from 1-2:30 pm. No attendance limits on the webinar.
- 6/5/2017: Email to Fran regarding Legal Notice Requests questioning whether to use the Town of Holland account as they do not have an account set up for the Holland Conservation Commission.
- 6/5/2017: Worcester Telegram and Gazette sent confirmation for a Public Meeting—RDA for Jim Mydosh (17 Fenton St.) and John Barillano (3 Shore Lane) for removal of trees in the buffer zone.
- 6/8/2017: A message from the Highway Department was bounced back due to the fact that our email has reached capacity.
- 6/8/2017: Antonia Ross at 9 Craig Road says a neighbor took down trees and a privacy fence without her knowledge. She wanted to know if this was “legally done in accordance with conservation law.” She said all trees shrubs and bushes were actually on her property. Marcia to contact her and get more information and ConCom to make a site visit.

#### **Phone Calls/Messages:**

- Karen Horton on Stafford Road called and wants to know if there is a date for bulk pick up. Kathy McKenna returned the call and told her that nothing had been set up yet. Karen wants someone to call her when a bulk pick up date is determined. Kathy gave Anne Hall Karen's phone number along with her request to be contacted regarding a date for bulk pick-up. Anne noted that the tentative date for Bulk day has been set for August 19, 2017. Holland residents can bring their items to the Highway Garage and there may possibly be pick-up for those people unable to bring items to the Highway Garage. Anne gave Karen Horton this information.
- Frannie Gould called regarding a questionnaire to monitor the deer population. She would like to be able to send it via email to someone knowledgeable about the deer population in Holland. She is a student doing a research project and asked ConCom to help provide her with someone who would be willing to answer an on-line survey questionnaire. She gave a phone number and email to be passed along. Kathy will return her call and suggest that she contact either Fish and Game or the Army Corps of Engineers. There is no one currently on the Conservation Commission that has the information to help her with the deer population survey.

#### **Mail:**

- Kelli Robbins sent information on a prior ruling by the Ethics Commission: A member of a board cannot be appointed to a paid position for that board without first resigning as a member. This clarifies questions asked by ConCom and the BOH.
- Zoning Board of Appeals sent plans for Brad Arcoite, 30 Williams Rd. Second floor addition.
- Report from Highway Department about catch basin pictures.
- Budget information for Andy Harhay.

#### **Old Business:**

- There was a complaint about the Benton dock being greater than the 50-foot limit. Jessica checked it and it is 32 feet long.
- Henchy's request for a Certificate of Compliance needs to be put on the agenda for next meeting (June 27, 2017).
- Elena Thompson, 10 Brandon St. requested a Certificate of Compliance. Jessica and Chris completed the site visit on June 3, 2017 and all was in order. Certificate of compliance was signed on 6/12/2017. Chris McCooe will hand deliver the Certificate of Compliance.

- Robert Zielinski, 50 Stony Hill Road: He needs to come to the meeting on 6/27/2017. He was supposed to cut down 6 trees in total. Chris McCooe said she counted 9 trees that had been cut down. Marcia, Anne and Fran visited the site and saw 13 trees down and a pile of brush. It was suggested that we may want to make another site visit.
- Need to have a good tree policy. There is loophole that you can cut down a percentage of trees as long as you use the wood for your own consumption. Andy will contact Mark Stinson to clarify the law with regard to buffer zones and resource areas.
- Members need to look at Jessica's procedure sheet for RDAs and NOIs and review the information Andy sent from Sturbridge. Each ConCom member should submit via email suggestions/revisions for the Holland version of the procedure sheet and/or bring a copy of this to the next meeting. Andy said he would collate the information.

#### **New Business:**

- **Rick and Val Lundin (21 Shore Drive):** There was a complaint that they were cutting down a couple of trees. The signed, revised pink slip that Rick Lundin showed Chris McCooe indicated that 2 trees were to be removed. ConCom did not have a copy of the revised pink sheet. Marcia will contact Rick and ask him to bring the pink sheet in so we can have copy for our files.
- **Raymond Boire, 8 Shore Lane:** There was a question/complaint about whether there had been approval to do a raised bed along the water. Chris will follow-up.
- **MOTION:** Anne made a motion to spend an additional amount to get the proper cable wires to connect the monitor. Seconded by Kathy McKenna. All in favor. Motion passed.
- **MOTION:** Andy Harhay made a motion to purchase a Sony ICD-PX333 Digital Voice Recorder to support taking the meeting minutes. Second by Chris McCooe. All in favor. Motion passed.
- Zoning Board of Appeals Public Hearing for 30 Williams Road R12-A-12—second floor addition. The house is on the waterfront. ZBA Hearing is scheduled for July 25, 2017: Put on the ConCom agenda for June 27, 2017.

#### **Round Table Discussion:**

- Concerns were raised by everyone about the need for some sort of a tree policy or form.
- Brief discussion about by-laws and the date that the revisions are due.
- Marcia wants to prioritize the website. Ginger is creating links for RDAs and NOIs that connect directly to the DEP.
- Jessica noted that the Lake Association is working on creating the correct wording for the permanent, Weed Treatment signs.
- Anne noted that the Bulkie Day is tentatively set for August 19, 2017. Holland residents will be able to bring their items to the Highway Garage. It has not been determined whether there will be pick-up for bulk items. She is working on this.
- Andy shared some information he obtained from the Sturbridge Conservation Commission and also from attending the Palmer Conservation Commission meeting.

#### **Public Meeting**

7:00 PM – RDA for Jim Mydosh, 17 Fenton Street – tree removal, 4 trees.

- **Person's Attending:** Marcia Beal, Jessica Chaffee, Andy Harhay, Kathy McKenna, Chris McCooe, Anne Hall, John Barillaro, and Jim Mydosh
- **Meeting Opened at: 7:00 pm**
- **Discussion:** Shared pictures of a white pine tree that came down and nearly caused some property damage. The white pine is on John Barillaro's property. Showed pictures of the tree crack and the fact that the tree was diseased and compromised. The 4 pine trees located on Jim's property are also a concern. They are too large and near the house. The roots from the tree are growing around his septic system. The closest tree is 94 feet from the lake. Talked about drainage and planting bushes. The trees are very close to the houses. Suggested they consider planting hostas to catch some of the run-off. Chris suggested a berm to direct the flow of the road run-off.
- **Decision:** Chris McCooe made a motion that we accept the RDA for removal of 4 trees with a Negative Determination #3 with the condition that stumps and roots remain in place. Jessica Chaffee seconded the motion. All in favor. Motion passed.
- **Motion to Close Public Meeting.** Andy Harhay seconded motion. All in favor motion passed.
- **Meeting Closed at 7:15 pm.**

#### **Public Meeting**

7:15 PM – RDA for John Barillaro, 3 Shore Lane – tree removal, 1 tree

- **Person's Attending:** Marcia Beal, Jessica Chaffee, Andy Harhay, Kathy McKenna, Chris McCooe, Anne Hall, John Barillaro, and Jim Mydosh
- **Meeting Opened at: 7:20 pm**
- **Discussion:** Shared pictures of a white pine tree on his property, that came down and nearly caused some property damage. Showed pictures of the tree crack and the fact that the tree was diseased and compromised. The 4 pine trees on Jim Mydosh's property are also a concern and were addressed at the 7:00 pm Public Meeting
- **Decision:** Anne Hall made a motion to accept John Barillaro's RDA with a Negative Determination #3 with conditions that the stumps and roots to remain in place. Chris McCooe seconded. All in favor, motion passed.

- **Motion to Close Public Meeting made by Chris McCooe. Marcia Beal seconded the motion. All in favor. Motion passed**
- **Meeting Closed at 7:25 pm.**

#### Walk-ins

**Richard Haller, 74 Sturbridge Road:** Wants to talk about 3 different things. **#1)** A maple tree that fell down several years ago and was removed. There is secondary growth that he wants to remove because it will fall into the lake in the future and he is worried about the root ball coming up. This tree is right on the bank. This tree is being undercut by waves, boats, storms, etc. The tree growth is less than 6 inches in diameter, but more than 10 feet tall. **#2)** He has a second maple tree right on the lake and the top broke off of it and the tree is in very bad shape and half the trunk is rotting. He would leave the stump in place. There are at least 30 or more other trees on the property. **#3)** On the other side of the street from the house (73 Sturbridge Road), he has an existing garden that is getting shaded by trees and he wants to remove 6 trees. This is a wooded area and there are many trees on the property. He was told that he needed to do an RDA and complete the pink sheet. **A Public Meeting for an RDA will be scheduled for June 27 at 7 pm. A site visit will need to be done. Richard Haller was asked to mark the trees in question.**

**John and Anita Salamon, 13 Lee Ave. (Home address 198 Chilson Rd. West Springfield, MA):** Note: It is the mustard colored house. They brought photos of dead pine trees that need to be removed. They are within 10 feet of the water. The branches are falling off the trees. Chris McCooe explained that they need a pink sheet and need to complete an RDA. Keith Robinson will be taking down the trees. Jessica Chaffee helped them complete some of the paperwork. **A Public Meeting for an RDA has been scheduled for Tuesday, June 27 at 7:30 pm. A site visit will need to be done. John and Anita Salamon were asked to mark the trees in question.**

**Motion to adjourn made by Anne Hall. Seconded by Chris McCooe. All in favor—meeting adjourned at 9:05 pm.**

Minutes respectfully submitted,

Kathy McKenna

**CC: Select Board, Town Clerk, Board of Health, Planning Board, Building Inspector, Highway Surveyor, Zoning Board of Appeals, File and HCC Chairperson, Board Clerk**