

Holland Conservation Commission
27 Sturbridge Road, Holland MA 01521
Minutes of Conservation Commission held on January 28, 2020

Members Present: Chairperson, Jessica Chaffee; Kathy McKenna; Marcia Beal; Kaitlin Laabs; Dawn Kamay **Clerk:** Ginger Buteau **Members Absent:** Sam Spratlin

Meeting called to order at 6:31 pm by Jessica Chaffee, Chair

Approval of Minutes from 1/14/2020: Kaitlin made a motion to approve the minutes as amended. Marcia seconded. All in favor; motion passed with 4 members who were present at the last meeting. Dawn Kamay abstained.

Email Correspondence:

- 1/15/2020: From Flynn Law Offices with completed form WPA 8A—request for COC for 88 Sturbridge Rd./Elias Hanna NOI #184-177. (*Jessica acknowledged receipt and indicated a site visit would be made.*)
- 1/15/2020: From Mark Stinson with information on completing RDAs for Brandon Cove Rd.
- 1/15/2020: From JoAnne Higgins about extending and revising the bundled Highway Dept. NOI for May Brook Rd. (*Kathy responded that they would be put on the agenda for the meeting on 1/28/2020. Jessica replied with the time of 7:45 for Highway to be on the 1/28/2020 agenda.*)
- 1/16/2019: From Mark Stinson with NOI # 184-0369 for Michael and Brianna Breor for 326 Mashapaug Rd.
- 1/16/2019: From Mark Stinson with time lines for abutters' notifications and legal notices.
- 1/16/2020: Annual Reports for the Town Warrant are to be by February 17, 2020. The last date for Warrant Article submission is March 3, 2020 at 6 pm.
- 1/22/2020: Date for All Boards Meeting is February 18, 2020 at 7 pm in the Community Room. Select Board requests only Chairs or Department Heads attend. They do NOT want a quorum of members from any board.
- 1/24/2020: From Janine Drake, Town Administrator with information on Open Meeting Law Training Class that will be held in March or April asking anyone interested to send an email to her immediately.
- 1/27/2020: Expenditure Reports from Laurie Bartkus
- 1/27/2020: Email from grant writer introducing himself.

General Correspondence:

- ConCom received an anonymous letter of complaint regarding trees being removed by Dennis Champney. This was previously addressed, and the trees being removed are more than 100 feet from the lake and out of ConCom's jurisdiction. If run-off from this property hits the lake, then it becomes jurisdictional. The number of trees removed are too few to be within DCRs jurisdiction.

Phone Messages:

- Mike Bogacz /25 Pine Tree Drive has a portion of a waterfront wall that has fallen. He wants to repair it ASAP before any erosion into the lake can occur. Kathy returned his call. He will attend tonight's meeting as a walk-in.

COC #184-177—Hanna/88 Sturbridge Road/House Build: The house was constructed in 2004. COC was signed by members and will be mailed to the Attorney, at Flynn Law Office.

Memo to Highway Department:

- Signed the letter to the Highway Dept. that was revised/updated and approved on 1/14/2020.

Review Site Visits made since 1/14/2020:

- Michael Breor / NOI #184-0369 / 326 Mashapaug Road / Demo and rebuild. Reviewed at NOI hearing at 7 pm.

Tree Removal Site Visits

- Mike Brady/3 Wall Street—7 Trees approved with mitigation 4 native shrubs and 2 trees.
- Andy Harhay/7 Massaconnic Trail—1 tree approved with mitigation.

Review New Tree Removal Applications: None submitted

Plan site visits prior to next meeting:

- 25 Forest Court/Mike Bogacz/Emergency Order: Dawn, Marcia, & Kathy will make a site visit on 1/29/2020 at 1 pm.

Review Draft of Annual Report: Annual report was finalized with some last minute changes. Jessica will email the final report to all of us for review prior to submitting it.

Discuss Any Proposed Warrant Articles: No discussion

Round Table:

- Mark Farrell is doing a demo rebuild on 12 Craig Road. The property is 125 feet from the lake and not within our jurisdiction. Jessica signed the pink sheet.
- There will not be a quorum at the meeting on February 25, 2020 as Jessica, Kaitlin and Kathy will be out of town. The meeting will not be held.
- Kaitlin will attend the All Boards Meeting on February 18, 2019.

7:00 PM—Public Hearing NOI #184-0369**Michael Breor/NOI # 184-0369/326 Mashapaug Road/Demo and ReBuild**

Public Hearing Opened at 7:02 pm.

Persons in Attendance: Chairperson, Jessica Chaffee; Kathy McKenna; Marcia Beal; Kaitlin Laabs; Dawn Kamay; and Michael Breor.

- **Discussion:** Mike noted that the aerial views referenced by Mark Stinson were from the summer. The site visit made by Sam, Kathy and Marcia noted that the docks were up on

his land and not in the water. The plan was created during the drawdown and the inland bank noted on the plan is the actual high water mark. The 100 foot mark is based on the inland bank (edge of high water). Mike will send the revised information to Mark Stinson regarding his plan. This information will include bordering land subject to flooding based on the the elevations. Kate is concerned that flood storage capacity will be lost and there will be more impervious surface based on his proposed project. Kate noted that ConCom will need to address compensatory storage for the amount of bordering land subject to flooding and asked if he could bump the house back. Mike suggested that the flood storage capacity could be recreated under the deck. Kate asked Mike to investigate the possibility of using stormwater drains and/or rain barrels for the roof runoff. Mike does not yet have a date to meet with the ZBA. If the plan changes after he meets with the ZBA, Mike was told that he will need to return to Conservation. Based on the site visit, Mike was given permission to remove the 2 trees that are marked on his plan. Mike will revise the plan with the water line information, add the trees to be removed on his plan, and send the revised plan information to Mark Stinson.

- **Decision:** Members will draft the OOC after the hearing is adjourned. Mike will submit his changes to Mark via email and send copies of the updated plans to ConCom. Jessica will email Mike the amount he owes for the Abutters' Notices.
- **Kate made a motion to close the Public Hearing. Kathy seconded. All in favor; motion passed. The Public Hearing Adjourned at 7:34 pm.**

7:30 PM—RDA Public Meeting

Lorri McCool/32 Heritage Drive/Tight Tank Installation

Public Meeting Opened at 7:32 pm

Persons in Attendance: Chairperson, Jessica Chaffee; Kathy McKenna; Marcia Beal; Kaitlin Laabs; Dawn Kamay; Lorri and Ernie McCool.

- **Discussion:** At the meeting on 1/14/2020, Lori shared Arthur Quinn's approval report for the tight tank, and she had also noted the placement of the silt fence and 12 inch wattles on the plan with input from ConCom. All work will be done according to the plan dated 12/8/19. The contractor needs to notify Conservation when the tight tank has been installed. Erosion controls need to remain in place until area has been properly stabilized.
- **Kathy made a motion to approve the RDA Plan dated 12/8/19 for 32 Heritage Drive. Kate seconded. All in favor; motion passed.**
- **Decision:** Plan approved on 1/28/2020 with conditions.
- RDA signed and given to Lori McCool.
- **Kathy made a motion to close the public meeting. Dawn seconded. All in favor; motion passed.**
- **Public Meeting Adjourned at 7:50 pm.**

7:45 PM Highway Department/Bundled NOI Revisions

The Highway Department was unable to attend. The letter to Highway was signed by members and will be put in the Highway Department mail box. The meeting will be rescheduled to March.

Walk-Ins:

Mike Bogacz/25 Pine Tree Drive: A retention wall right along the the water has fallen. Mike shared several pictures of the wall failure. Commissioners felt that an Emergency Order should be issued so the work can be completed during the drawdown. The wall will be rebuilt to its previous existing structure by Creative Exteriors using stone instead of lock blocks. The work will need to be completed within 60 days. When complete the landscaping of yard needs to match pre-existing conditions. No heavy equipment will be used to build the wall; all work will be done by hand. Absolutely no material or equipment is to be staged in the lakebed. Marcia, Dawn and Kathy will make a site visit tomorrow afternoon.

Motion: Kate made a motion to approve an Emergency Order for 25 Pine Tree Drive to rebuild the failed retaining wall. Kathy seconded. All in favor; motion passed.

Adjournment:

- Dawn moved to adjourn the meeting, Kate seconded. All in favor; motion passed.
- **Meeting adjourned at 9:07 pm.**

Respectfully submitted,

Kathy McKenna, Secretary