

Town of Lunenburg Conservation Commission

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Anna Petrie
Conservation Administrator

**March 15, 2023
7:00 PM
Minutes
ZOOM REMOTE**

Roll Call: BP, MW, RT, ML, CC, JV

Absent: RB

Call to Order at 7pm

Announcements: N/A

Public Comment: N/A

Minutes of previous meetings – March 1st, 2023 CC/MW M/S to approve. Roll Call vote, unanimous to approve.

**Appointments/Hearings –
N/A**

NEW PUBLIC HEARINGS

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws a public hearing on a Notice of Intent by Paul Cadaret for the replacement of an existing timber retaining wall and removal and reconstruction of existing shoreline wall at 42 Pearl St (DEP #208-1286).

Chris Anderson from Hannigan Engineering to represent the property owner. CA states that there is an additional shoreline wall that needs replacement that will be conducted all uphill, not lakeside. CA also states that if approved, work would not commence until next year, once the lake is drawn down.

BP recalls that the existing permit for this property is being requested to be closed out with a Certificate of Compliance, with the original project almost being complete.

CA confirms that a COC is requested so the existing permit can be closed out, and have a new permit issued which includes the new proposed work.

MW recalls a tree being in the line of work for the shoreline wall and requests pictures. MW also suggests the plan to show any trees for future reference and if any removal is needed.

JV asks whether the tree stump in the background of the shown photos has been recently cut?

The homeowner, Paul Cadaret, states that the tree was removed prior to owning the property.

CC asks if DEP had any comments?

BP replies that no comments were left by the DEP.

BP asks if there's going to be any specific designs for the wall to prevent tilting over time?

CA states crushed stone will be placed behind the wall.

BP suggest keeping these projects as two and closing out the first permit once work is finished. A second OOC should be issued once COC issued for first permit.

RT asks how long until the existing project is finished?

CA replies within the next coming week, is in final stages.

RT/ML M/S to approve with a standard Order of Conditions with special conditions being an issuance date under the contingency of previous OOC (208-1277) being finished first. COC will be issued once the project is finished. Roll Call vote, unanimous to approve.

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws a public meeting on a Request for Determination of Applicability by Jamie Hotchkin for the removal of a tree at 50 Pine Grove Road.

Jamie Hotchkin to represent themselves, with AP to show photos of the property. JH states the tree removed was posing a risk to the home and was suggested to be removed. JH also states that there was a lack of communication with the previous Conservation Administrator for permission to remove the tree.

BP asks AP how far the tree is from the shore?

AP states outside the 50 ft, close to 70 ft.

MW states that there was another stump next to the tree originally taken down. MW also recalls that the property owner stated that one tree was leaning against the original tree, which needed to be taken down as well.

JV/RT M/S to issue negative determination for tree removal at 50 Pine Grove Road. Roll Call vote, unanimous to approve.

CONTINUED PUBLIC HEARINGS

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws a public hearing on a Notice of Intent by John and Debra Trainor for the proposed installation of a septic system and removal of an existing timber wall to be replaced with concrete blocks at 105 Horizon Island Road (DEP #208-1287).

Jack Maloney to represent the property owner. JM shows updated plans which contain the location and number of trees to be removed, along with replanting of native shrubbery closer to the waterfront.

MW asks if there will be any tree planting to make up for the trees removed?

JM states that there are no viable places to replant any larger trees, along with the property having a lot of trees/canopy cover.

JV/CC M/S to approve with a standard Order of Conditions. Roll Call vote, unanimous to approve.

NEW BUSINESS:

Topics not known 48 hours in advance of meeting

Update on Timber Rights Fund

N/A

Earth Day 2023

MW states that the goals are to spread out events into different days including invasive species removal at Lane property, Northwest Forest installation of 'You Are Here' signs, and Pollinator Garden.

ML states that it would be a low-key year for Earth Day in regard to the Pollinator Garden.

OLD BUSINESS:

Update on encroachment issues at:

950 Chase Road

315 Lancaster Ave

110 Pleasant St, Lot 2

26 Mulpus Road

BP states that there are two properties on the encroachment list that have not replied. BP also states that he has scheduled time to meet with town counsel on moving forward with these unresponsive encroachment issues.

Grant Updates:

No Updates.

Budget Update

No Updates.

Hollis Road Residence:

ML states that the tenant has been away for school vacation and will return mid-week. ML says that upon their return, they will follow up with the project on the carpets.

Administrative Determination:

437 Townsend Harbor Road

AP presents photos of the property, which is owned by Hickory Hills Landowners Inc. The property abuts another property which has a house and parked cars, which have been damaged by the trees along the property line. AP states that it is requested to have 3 oaks removed and 2 pine trees limbed, which are all 60-70 ft from the shoreline.

RT asks if the trees are on the homeowner's property?

AP says that the trees are on Hickory Hill's property, though leaning in and damaging adjacent property.

CC/JV M/S to approve administrative determination. Roll Call vote, unanimous to approve.

Extension Request Permits:

N/A

Certificates of Compliance:

42 Pearl St – Will be issued upon completion as stated earlier.

1147 Massachusetts Ave – AP states that this property has an Order of Conditions from 1989 with no record of a Certificate of Compliance.

BP asks what the property consists of?

AP states that the OOC lists 2 addresses, one lot is empty and the other is a house. Both locations stabilized and no current work has occurred since issuance.

JV/CC M/S to adjourn meeting. Roll call vote, unanimous to adjourn.

MW/CC M/S to issue Certificate of Compliance. Roll Call vote, unanimous to approve.

Notice of Project Change:

N/A

ENFORCEMENT:**Violations (Enforcement Actions and Hearings)**

EO 54 Pine Grove:(50 Pine Grove) Negative Determination- to be removed from list.

EO 23 Cove Road: Will remain open until greenhouse is removed.

NON 205 Sunset, Beers lot: Seth Donahoe from Dillis & Roy along with property owner updated AP that plans a being finalized for submittal.

Open Space and Land Use

Howard Street Driveway

Timber Sales

N/A

Conservation land improvements

BP states that they may be putting in some railing on a bridge next to Mulpus Brook.

Committee Reports – Any Update

BP states that they will be reaching out to the Town assistant in regard to applications for an associate member for the Conservation Commission.

Communications /Public comment

None.

Adjourn 8:05 pm

Meeting schedule: Next meeting is April 5th, 2023 at 7:00 PM by Zoom platform