



THE TOWN of MERRIMAC
CONSERVATION COMMISSION
4 School St., Merrimac
MASSACHUSETTS 01860

Conservation Commission Meeting Minutes
Tuesday, May 26, 2020
Video Conference

Members present: Robert Prokop (chair), Jon Pearson, Jerome Mathieu, Bill Andrulitis, Dennis Hogan, Arthur Yarranton, and Greg MacLean. Conservation Agent Jay Smith was present.

Meeting called to order at 6:45pm.

Cont. Public Hearing --- Notice of Intent --- Robert Cormier for 6 High St. (DEP# 45-297) --- For cutting and removal of trees, stumping, grading, loaming and seeding of land located within the buffer zone to a bordering vegetated wetland.

A revised plan was submitted adding more shrubs and matting the 3to1 slope. Soil brought in shall be obtained from the adjacent lot. Cormier agreed to remove the brush pile on the property. Motion to issue an Order of Conditions was made by J. Pearson with a second from A. Yarranton. The Order would include the Standard Conditions and a Special Condition to include demarcation of the 25ft. no-disturb zone. The vote was 6-1 in favor with B. Prokop in opposition.

Public Hearing --- Notice of Intent --- Kris Howard, Vinfen Corp., for 11 Belmore Rd. --- For the razing of the existing building and construction of a single-family home . The work proposed is within the buffer zone to a bordering vegetated wetland.

In attendance was Richard Williams (architect) and Attorney David Jackowitz. The plan meets the Zoning requirements and includes a roof infiltration system. Attorney Jackowitz explained that the Commission had to consider the project as a single-family home even though it was a group home referencing Ch 48, Section 3 of State Law. B. Prokop asked why, considering the amount of tree removal, the house could not be moved into an area already lawn and driveway. R. Williams stated that he had tried other options and the current plan met the State and Bylaw requirements. Questions were asked about revegetation around the shed to be removed and if all the abutters had been notified. R. Williams stated

that all abutters had been notified. Traffic was brought up but Williams stated that there were only a small number of residents and they did not drive. Abutters were concerned about storm water runoff and removal of trees. R. Prokop asked for a revised plan to be submitted pushing the house farther from the wooded area. Applicant's representative agreed to continue the hearing to the next scheduled meeting.

Public Hearing--- Request for Determination of Applicability --- John Whittemore, 25 West Shore Rd. for the installation of a seasonal dock and paving the driveway. The work proposed is within the buffer zone to bank and land under water (Lake Attitash).

Applicant was in attendance. Mr. Whittemore stated that the paving would extend to the existing road and have trenches 3ft. wide and 2ft. deep surrounding the paved area as shown on the plan. All spoils shall be removed offsite. As for the dock Mr. Whittemore agreed to remove the section of dock along the retaining wall. J. Pearson made a motion to issue a neg. 3 Determination. Approving paving and dock without the piece along the retaining wall. One condition will be notification of commencement of work to the Agent. Motion seconded by B. Andrulitis with a unanimous vote of approval.

Public Hearing--- Request for Determination of Applicability --- Town of Merrimac for Indian Head Park --- to cut and control invasive plant species. The work proposed is within the buffer zone to bank, bordering vegetated wetland and land under water (Lake Attitash).

Bob Prokop recuses himself and presented the Request representing the Selectmen. All seemed in order and agreed to so a motion was made to issue a Neg 3 Determination. The vote was unanimous to approve.

Discussion: Denise Parry for 40 Hansom Dr.(Lot 13) --- Partial COC Request.

Considering no filing was needed for the lot and only the subdivision that had been approved was at issue J. Pearson made a motion to issue a partial COC with B. Andrulitis second. Motion was approved unanimously.

Cont. Discussion: Main St. along culvert for Cobblers' Brook--- Wall collapse.

The Commission agreed to look into the matter in more detail when they get more information from the Selectmen and R. Sinibaldi (DPW Director). It appears that the land that the problem is on may be private land.

Discussion: Buoy and line at Lake Attitash.

B. Prokop will draft a letter addressing the Commission's concerns to the homeowner that the homeowner does not have consent from the commission to

have a buoy and line in the lake. The Commission will review the draft before it is sent.

Discussion: minutes

Minutes will be reviewed at another meeting.

Meeting adjourned at 8:45pm.

The next C.C meeting is June 23, 2020, 6:45pm., at the Public Library hopefully.