



TOWN OF WARE

Conservation Commission

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Meeting Minutes from
Wednesday, March 13, 2019
Board of Selectmen's Meeting Room

Commission members present: Mark Swett (Chairman), Thomas Barnes, Dennis Cote, Kristin Rosenbeck, Dave Kopacz

Commission members absent:

Public: As taken from observations and sign-in sheet Anna Marques, Carl Oberg, Deb Oberg, Kathy Cronin, Edward Madrak.

Mark Swett called the meeting to order at 7:01 p.m. Tom Barnes led the Pledge of Allegiance.

1. Applications

- a) NOI DEP #317-452 by Ecos Energy
 - Ecos Energy submitted a letter requesting a five month continuance pending the litigation over permitting.

Motion by D. Kopacz to continue for five months. Seconded by K. Rosenbeck. So voted 5-0-0.
- b) NOI DEP #317-447 by East Quabbin Land Trust
 - C. Henshaw submitted a letter requesting a continuance for a month to allow the review of the wetlands delineation.

Motion by T. Barnes to continue until April 10th meeting. Seconded by D. Cote. So voted 5-0-0
- c) Order of Conditions 317-340 for Geoffrey Steil- 337 Monson Turnpike Rd
 - D. Kopacz performed site visit today and everything appears stable.

Motion by D. Kopacz to issue a certificate of compliance. Seconded T. Barnes. So Voted 5-0-0.
- d) Order of Conditions 317-386 for Edward Madrak- Osborne Rd
 - D. Kopacz has performed multiple site visits over the years including recently and everything is stable.

Motion by D. Kopacz to issue a certificate of compliance. Seconded T. Barnes. So Voted 5-0-0.
- e) Order of Conditions 317-406 for Janet Hanson- 101 Beaver Rd
 - D. Kopacz performed site visit today and everything appears stable.

Motion by D. Kopacz to issue a certificate of compliance. Seconded T. Barnes. So Voted 5-0-0.

2. Old Business

- a) Coy Hill Beaver Dam
 - No new imagery yet
 - A. Choquette continues to monitor grants
- b) Solar Arrays
 - D. Kopacz would like any reports of damages to arrays following the wind storm
 - PVPC Meeting with Anna Marques- Blandford requires upfront costs for peer reviews, reviews is shared between different boards.
- c) McDonalds
 - The Curb cut in the back was designed per Conservation Commissions request in original NOI
 - Can't retroactively force them to change it even though Order of Conditions was not recorded and compliance not issued because storm water management and riverfront regulations didn't exist.
 - D. Kopacz asks a letter to be sent asking for assistance keeping area clean.

3. New Business

- a) Enforcement Order for 247 West St
 - A. Choquette presented a draft

Motion to approve Enforcement Order for 247 West St by K. Rosenbeck. Seconded by T. Barnes. So voted 5-0-0.

- Later discussion about more clarification and more instruction, changing the contact name, and other possible changes made during the motion for the 1 Doane Rd Enforcement Order.

Motion to reconsider Enforcement Order for 247 West St by T. Barnes. Seconded by D. Kopacz. So voted 5-0-0.

Motion to rescind Enforcement Order for 247 West St by D. Kopacz. Seconded by T. Barnes. So voted 5-0-0.

- b) Enforcement Order for 1 Doane Rd
 - A. Choquette presented a draft

Motion to approve Enforcement Order for 1 Doane Rd by K. Rosenbeck. Seconded by T. Barnes.

- Discussion about adding more detail about the scope of work and the contact name and clarity in the order needed.
- Discussion about waiting until next meeting to issue the order to make sure the orders are legal and hold water.

So voted 0-0-5.

c) Minutes

Motion by T.Barnes to approve July 19, 2018 minutes. Seconded by K. Rosenbeck. So voted 5-0-0.

Motion by T.Barnes to approve November 14, 2018 minutes. Seconded by D. Kopacz. So voted 5-0-0.

Motion by K. Rosenbeck to approve December 12, 2018 minutes. Seconded T. Barnes. So voted 5-0-0.

Motion by T.Barnes to approve January 9, 2019 minutes. Seconded by K. Rosenbeck. So voted 5-0-0.

d) MACC Conference

- T. Barnes took buffer and erosion control classes. The classes stressed the importance and the requirements of the NPDES Permit.
- Hay and Straw are being phased out for silk stacks
- Proper installations and daily walks are necessary for erosion controls
- Dual use solar is the growing trend
- Buffer extensions due to climate change
- A. Choquette took administrative classes, the biggest change is the recent decision about presenting not in full view of the audience was considered an open meeting violation.

4. **Adjournment**

Motion by D. Cote to adjourn at 8:30pm. Seconded by T. Barnes. So voted 5-0-0.

Approved on 8/4/19 Date

Respectfully submitted by Andrew Choquette

Members:

Mark Swett

David P. Kopacz, Sr.

Dennis Cote

Kristin Rosenbeck

Thomas H. Barnes