



**CITY OF GARDNER
CONSERVATION COMMISSION**

Gardner City Hall – Manca Annex
115 Pleasant St., Room 202

978-630-4014

Gardner, MA 01440

fax 978-632-1905

MEETING

Monday, August 10, 2020 at 6:30 p.m.

Due to the ongoing conditions related to the COVID 19 outbreak, the meeting will be held via Zoom Meeting. Detailed instructions for participating in the meeting via Zoom Meeting are posted at the bottom of this agenda, or can be obtained by emailing Lyndsy Butler, Conservation Agent, at lbutler@gardner-ma.gov. All documents and permit applications can be provided electronically. Please send request to lbutler@gardner-ma.gov. All persons interested in this matter, or who desire to offer testimony, are invited to participate.

Members via Zoom:

Chairman Greg Dumas, Duncan Burns, Michael Hermanson, David Beauregard, Norman Beauregard, and Donna Lehtinen. Also on Zoom was Conservation Agent Lyndsy Butler, and Administrative Clerk Kris Singer

Members Absent:

David Orwig

Guests & Visitors:

Timothy Hardaker – Owner: 0 Whitney St, Brian MacEwen – GRAZ Engineering, June Osowski – owner: 211 Dyer St

MEETING – brought to Order by Chairman G. Dumas at 6:30 pm

Minutes

- Vote to approve the Minutes of the Meeting of July 27, 2020
- Motion to approve Minutes made by M. Hermanson, seconded by N. Beauregard, and voted all in favor.

Request for Determination of Applicability

2020-11

The Gardner Conservation Commission will hold a joint Public Meeting under MGL, Ch. 131, § 40, Wetlands Protection Act and the City of Gardner Wetlands Protection Ordinance (City Code Ch. 650) on the Request for Determination of Applicability filed by Timothy Hardaker of 26 Kruse Road, Hubbardston, for work located at 0 Whitney Street, (Map 07-05-2B). Proposed work is for the installation of a driveway and utilities located within the buffer of a vegetated wetland.

- Timothy Hardaker, owner of the lot which is at the intersection of Hill St and Whitney St, explained that he is building a new home, and electric and water will be underground.
- L. Butler had been on site and advised that the home and septic system is outside of the buffer zone, but the driveway and utilities fall within the buffer zone. She recommends straw waddles at the edge of the property. And since the construction is far back on the property, she doesn't have much concern.
- There are no wetlands on his property; they are located across the street.
- L. Butler offered to do another site visit and advise where to place the waddles.
- G. Dumas opened up the discussion to the rest of the Commission, and D. Burns is fine with the proposal.
- A Motion to issue a Negative 3 Determination was made by N. Beaugard, seconded by D. Beaugard, and voted all in favor.

Notice of Intent

DEP#160-

The Gardner Conservation Commission will hold a joint Public Hearing under MGL, Ch. 131, § 40, Wetlands Protection Act and the City of Gardner Wetlands Protection Ordinance on the Notice of Intent filed by GRAZ Engineering, LLC on behalf of June Osowski of 211 Dyer Street, Gardner, for the removal of a septic system and installation of a sewer line located at 211 Dyer Street (M 12-5-6). Projected is located within the Riverfront Area.

- No DEP# has been assigned yet.
- Brian MacEwen, from GRAZ Engineering, explained the proposal to replace the existing septic system with a sewer line tie-in. He confirmed that the proposal includes erosion control.

- G. Dumas suggests continuing the case to August 24 for DEP to review and assign a number to the case.
- M. Hermanson noted that eliminating a septic system with a sewer line tie-in is always a plus.
- G. Dumas inquired about a proposed start date. B. MacEwen is not sure, and June Osowski, homeowner, confirmed that Dave Richards, the building contractor, has been hired.
- B. MacEwen also confirmed that the clean out locations were arranged with the DPW.
- A Motion to continue the case to August 24th was made by D. Burns, seconded by D. Lehtinen, and voted all in favor.
- Mr. MacEwen's will ask for a continuance via email.

New Business

Appeal of ANRAD for Sludge Landfill- ORAD was appealed. A site visit was held on 7/29. DEP said that it will take longer than usual to make a decision.

- There is no update on the ANRAD appeal

Gardner Zine Subdivision DEP 160-369 and 160- 355 Requesting approval of compensatory wetland mitigation plan.

- L. Butler explained that this request is part of an Order of Conditions from 2002. She suggests a site visit, and N. Beauregard agrees with going on a site visit.

Request for Certificate of Compliance for DEP#160-0633 Manca Drive

- G. Dumas asked if L. Butler had gone out to inspect the site after the last storm, and though she had not, she had gone after previous storms. She noted debris stuck in the catch basin. She also noted that during construction parts of the road had caved in. The area was fixed immediately and no new issues in these locations have occurred.
- G. Dumas suggest holding off granting on the certificate for a couple of months in order to review the area for a longer period of time. Many of Commission members echoed his suggestion. They agreed to hold off on issuing the certificate of compliance until the end of hurricane season and would like for the applicant to resubmit at the end of October.
- A Motion to deny the request for Certificate of Compliance was made by D. Burns, seconded by D. Beauregard, and voted all in favor to deny.

122 Wampanog site visit update

- M. Hermanson summarized that the proposed build at the site is different from the original, Engineer-stamped plans. He recommends that the plans are revised by the engineer and resubmitted. He also advised that Mr. Lapierre, the owner, was not pleased, but seemed comfortable with this request.

- L. Butler noted that she told Mr. Lapierre that any work associated with new changes to the Engineer-stamped plans needs to wait for Commission approval.

Other New Business

- The wetlands group fall conference will be done virtually due to the pandemic. L. Butler to send cost information when she knows more information.

Motion to Adjourn

7:02 pm A motion to adjourn was made by N. Beauregard. The motion was seconded by D. Lehtinen, and voted unanimously, all in favor.

NOTICE: These Agenda items consist of items that are reasonably anticipated by the Chair to be discussed at the meeting and are specifically allowed to be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Agent of the Conservation Commission

Lyndsy Butler is inviting you to a scheduled Zoom meeting.

Topic: Conservation Commission

Time: Aug 10, 2020 06:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://zoom.us/j/96362904788?pwd=bzdITzY4SIBaSGFzSDBma3ZSYWttZz09>

Meeting ID: 963 6290 4788

Passcode: 112305

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