

Present: Elliott presiding, Masterson, Rand, Rice, Steeves Absent: Boeing, Dinsmore

9/25/2018 - Minutes

1. Public Hearings, Public Meetings & Appointments

- A. 7:00 PM - Continuation Of Public Hearing Re: Notice Of Intent Filed By Michael And Donna Quintal - AT THE REQUEST OF THE APPLICANT, THIS PUBLIC HEARING WILL BE CONTINUED TO TUESDAY, OCTOBER 23, 2018
- B. 7:10 PM Public Meeting Re: Request For Determination Of Applicability Filed By Anthony And Laura Dennis To Construct A Barn And Fence Within 100' Of BVW At 44 Prescott St.  
Anthony and Laura Dennis are working with a realtor to purchase the property at 44 Prescott Street. They would like to construct a 36' X 36' (approximate size) horse barn and fencing within BVW. The installation of a fence within BVW is allowed under 310 CMR 10.02(2)(b)1 and 2, providing the work will not cause adverse impacts to BVW and prohibit wildlife movement. Submitting the RDA, prior to closing on the property, would let them know whether the proposal would be allowed under the MA WPA and the Pepperell Wetlands Protection Bylaw. The fence is proposed to be 25' from the edge of BVW and the barn 65-70' from BVW. The proposal includes the installation of wattles 22' from the edge of BVW. The Commission requested a berm be constructed about a foot high, against the wattles, to prevent runoff from horse activity from entering BVW. The wattles should be a sock -like material, not plastic netting, filled with compost-type material. On a motion from Elliott, seconded by Rand, all VOTED: to issue a Negative Determination #3, the work is within the buffer zone but will not alter an Area subject to protection under the Act and the filing of a Notice of Intent is not required and #6, the work is allowed under the Bylaw.
- C. 7:30 PM Public Hearing Re: Notice Of Intent Filed By Michael Scarzello Of Pepperell Hydro Company For A Recreational Enhancement Project At 131 And 133 Main St. And 35 Groton St. Within Bank, Bordering Land Subject To Flooding, And Riverfront Area Of The Nashua River  
Sam Melanson, Lead Operator at the hydro facility on Main Street which is operated by Eagle Creek Renewable Energy, attended the Public Hearing. This project, which is being proposed to enhance recreational opportunities on the river, is required under their Federal Energy Regulatory Commission (FERC) license. In addition to creating directional signage and constructing kiosks, the project will add two canoe portage locations, one on Main Street at their parking lot next to Blood Team Reality and one along the Nashua River Rail Trail. They have obtained written permission from DCR for users to walk on the gravel/dirt section of the trail with canoes/kayaks. The project includes enhancement of a portage area near the tailrace of the power house. On a motion by Elliott, seconded by Rand, all VOTED: to issue an Order of Conditions.

2. Review Of Draft Minutes

- A. Review Of Draft Minutes Of September 11, 2018
  - A. On a motion from Elliott, seconded by Rand, all VOTED: to accept the draft Minutes of September 11, 2018, as amended.

3. For Signature: Schedule Of Bills Payable  
None

4. Conservation Administrator's Report

- A. Natural History Walk, Sunday, October 14, 2018, 10:00 AM Town Forest And Keyes Farm Conservation Area  
Pat Swain Rice will hold the final natural history walk of 2018 on Sunday, October 14. Pat will provide additional details about the walk in the near future. The meeting location for this walk will be at the Town Forest picnic area on River Road at 10:00 AM.

B. MACC Fall Conference - October 20, 2018

The MACC Fall Conference will be held in Leominster, MA on October 20, 2018, if anyone is interested in attending.

5. Other Business

A. Special Town Meeting Article - Discussion Stormwater Utility Support

Ken Kalinowski, DPW Director and Town Engineer, provided a history/explanation/details of the Stormwater articles (Articles 4 & 5) on the warrant for the October 1, 2018 Special Town Meeting. The Town of Pepperell had been under a waiver previously but data available from the 2010 Census now requires the town to be in compliance with the National Pollution Discharge Elimination System (NPDES) Permit, as of July 1, 2018. The Town of Pepperell has submitted their Notice of Intent for the Permit, which requires the town be in compliance by year 5 of the Permit. Article 4 allows the town to create an Enterprise Fund dedicated to supporting the Stormwater Program. Article 5 allows the town to fund the Stormwater Program. On a motion from Elliott, seconded by Rand, all VOTED: that the Conservation Commission supports Articles 4 & 5 for the STM warrant on October 1, 2018.

6. Matters That May Be Raised That The Chairman Didn't Reasonably Anticipate

Respectfully submitted,  
Paula Terrasi