

CONSERVATION COMMISSION
MONDAY, MARCH 17, 2025
RESOURCE ROOM

Attendance: chair Mark Mungeam, vice chair Jim Foran, Brendan Doyle, Kate Thompson, Mike Greco, Josiah Burch, Brandon Faneuf conservation agent, Matt Benoit community development director (remote)

Mark Mungeam called the meeting to order at 6:32 PM

Old business:

1. (0:55 TS) 6:30 PM (NOI – DEP #143-1118) Public Hearing: Notice of Intent: Michael DeCaro, 120 Gilboa Street, Map 138 Lot 43.1 (Soil Remediation) – Possible votes
He went over the changes requested by the commission made to the plan. He discussed the plans for excavating the contaminated soil, and the additional testing and the replacement of new soil. Brandon Faneuf went over the items he would like to see done for the wetlands and conservation measures.
Mark Mungeam declared the hearing closed.
(13:25 TS) motion to issue the notice of intent for 120 Gilboa St., with special conditions for swamp mat to be put in and conditions are back to what they were prior to project and for there to be three check ins with the conservation agent, made by Jim Foran, 2nd by Brendan Doyle.
Rollcall vote - Jim Foran, Brendan Doyle, Mike Greco, Josiah Burch, and Mark Mungeam all in favor.
(14:50 TS) request for certificate of compliance 69 Woodland Rd. Matt Benoit read the requested letter from the engineer to the public. Mr. Benoit agrees with the letter that the property seems to be in good working order and recommends a full certificate of compliance. Mark Mungeam declared the hearing closed.
(18:15 TS) Motion to issue a full certificate of compliance for 69 Woodland Rd. made by Jim Foran, 2nd by Brendan Doyle. Rollcall vote - Jim Foran, Brendan Doyle, Mike Greco, Josiah Burch, and Mark Mungeam all in favor.

Enforcement Orders:

2. (21:25 TS) 56 Lakeshore Dr. enforcement order
3. Lakeshore Drive Enforcement Order
Brandon Faneuf stated that someone at the DEP answered the phone but had no progress update for them. Robert Moran 56 Lakeshore Drive joined the table, and his attorney Ryan Douglas joined remotely, and he shared a letter from OHI Engineering advising that Mr. Moran does not proceed until the stormwater situation is resolved. Brandon Faneuf agrees with the letter to put off any work being done until the stormwater is taken care of. The commission would like to see the erosion controls maintained. They discussed at length the runoff issues that seem to be coming from the properties up top and the lack of response from the DEP, and attorney Douglas is and Mr. Moran are asking that the upstream properties be directed to comply and hire an engineer that would implement a compliant stormwater management plan. Brandon Faneuf played a video of Matt Benoit's site visit today of the water flow from the rain event and showed the old video of the major water runoff from 2023.
4. (50:55 TS)
Request for Certificate of compliance, Continued, (DEP #143-1042), Beals Associates, The Cubes, 123 Gilboa Street, Map 139 Lot 1 – Possible votes

The commission requested that the silt fence and erosion control barriers be removed, and Mr. Faneuf stated that they are not completely removed yet and they requested another continuance to get it finished.

Other

5. (51:55 TS) Conservation Commission Property – Review and Initiatives

They do not have updates as no one else aside from Josiah Burch walked the properties. Mr. Benoit stated that he put the \$5000.00 budget request in and it will be discussed at the BOS meeting tomorrow.

6. (54:30 TS) Mail – DEP Superseding Determination of Applicability – Positive – 206 West Street – Possible votes

The property owners would like to come to the next meeting and discuss this matter. Mr. Faneuf explained that the commission issued a negative determination for what the applicants wanted to do down by the river and every decision the commission makes a copy is sent to DEP and they review it and then file it. DEP saw something they did not like, and they flagged it for follow up. The DEP decided to do intervention review with involved a site visit back on December 2 and they decided to overturn the commission's decision and make a positive determination so if the applicant moves forward with the plan they will have to file a notice of intent.

7. (1:04:20 TS) Open session for topics not reasonably anticipated 48 hours in advance of the meeting.

Brandon Faneuf received a complaint today for Perry Street extension, and he showed pictures of the site and explained that it is runoff from the road carrying dirt and sand sediment in the woods. They discussed the matter and what the commissions roll in this is, and the town is still trying to figure out who owns the road. Mr. Faneuf suggests that a letter be sent to Mr. Bettencourt regarding the sediment and requesting him to come up with a plan to correct it and request that he come to the next meeting.

(1:21:15 TS) Motion to have Brandon Faneuf compose a letter to Mr. Bettencourt requesting his appearance at the next meeting and to come up with a restoration plan for the sediment that has come from the road on to that particular lot, made by Jim Foran, 2nd by Brendan Doyle. Rollcall vote - Jim Foran, Brendan Doyle, Mike Greco, Josiah Burch, and Mark Mungeam all in favor.

Upcoming Meetings: April 7, 2025 & April 28, 2025

(1:24:05 TS) Motion to adjourn the meeting made by Jim Foran, 2nd by Mike Greco. Jim Foran, Brendan Doyle, Mike Greco, Josiah Burch, Mark Mungeam all in favor.

Respectfully submitted,

Stephenie Gosselin