



APPROVED MINUTES

Regular Meeting

Canton Inland Wetlands and Watercourses Agency

March 10, 2016 at 7:00 p.m.

Library/Community Center, Room F

CALL TO ORDER – The regular meeting of March 10, 2016 was called to order at 7:04 p.m.

ROLL CALL – Chairman David Shepard, David Sinish, Rich Vandebogart and Al Bombassei

ABSENT – Robert Bahre

ALSO PRESENT – Assistant Town Planner Emily Anyzeski and Land Use Coordinator Renee Narducci

A quorum of the agency is present.

PUBLIC COMMENT NOT RELATED TO AGENDA ITEM – None

MOTION: D. Shepard moved to amend the agenda to add Item #2 under NEW BUSINESS, File #03-16-1136; 39 Dyer Avenue; Assessor's Map 30; Parcel 2340039; Zone R-1; request to remove two trees within wetland boundaries; Tom Richardson, applicant; Town of Canton, owner. A. Bombassei seconded the motion, which passed unanimously 4-0-0.

MOTION: D. Shepard moved to discuss Item #1 under NEW BUSINESS, File #02-16-1135; 594 Albany Turnpike; Assessor's Map 25; Parcel 1010594; Zone R-2; request to construct a single family home; David and Jacqueline Mott, applicants/owners, first. D. Sinish seconded the motion, which passed unanimously 4-0-0.

NEW BUSINESS

1. **File #02-16-1135; 594 Albany Turnpike; Assessor's Map 25; Parcel 1010594; Zone R-2; request to construct a single family home; David and Jacqueline Mott, applicants/owners** – E. Anyzeski provided an overview of the application to the agency, which was discussed informally at the February 11, 2016 regular meeting. The property owners, David and Jacqueline Mott, were present in order to provide background on the location of the proposed home and answer any questions the agency had. D. Mott summarized the characteristics of the lot and the constraints that limit possible development locations. The proposed location of the home is at the edge of the Upland Review Area; however, the deck will be within said zone, roughly 86 feet away from the edge of the wetlands. John Tirillo of Groundworks Unlimited, LLC, was present to discuss the excavation process for the lot and provide additional information regarding the proposed footing drains, grading, erosion and sedimentation controls, etc. In review of the site plan the agency noted that the silt fence, although present on the drawing, should be called out. There was a consensus among the agency that a site walk occur in order to gather more insight on the property.

MOTION: D. Shepard moved to receive the application and continue to a site walk on Thursday, March 31, 2016 at 8:00 a.m. D. Sinish seconded the motion, which passed unanimously 4-0-0.

2. **File #03-16-1136; 39 Dyer Avenue; Assessor's Map 30; Parcel 2340039; Zone R-1; request to remove two trees within wetland boundaries; Tom Richardson, applicant; Town of Canton, owner** – D. Shepard provided an explanation as to why this application is before the agency, and how there is a need to establish a subcommittee that can make executive decisions on behalf of the agency when there is a potentially dangerous situation.

MOTION: D. Shepard moved to APPROVE File #03-16-1136; 39 Dyer Avenue; Assessor's Map 30; Parcel 2340039; Zone R-1; request to remove two trees within wetland boundaries; Tom Richardson, applicant; Town of Canton, owner, subject to the following conditions:

1. Granting a waiver on Sections 7.4D, 7.4E, 7.4G, 7.4H, 7.4M and 7.5F of the application;
2. The permit is valid for a period not to exceed two (2) years from the date of issue; and
3. The application shall be amended to incorporate the property information for 76 Simonds Avenue.

D. Sinish seconded the motion, which passed unanimously 4-0-0.

OLD BUSINESS

1. **Discussion of Shallot Meadow Subdivision and 188 Bahre Corner Road** – D. Shepard reiterated the procedural steps for this discussion, and how the agency needs to focus on the possible violation. The agency reflected upon the site walk that occurred on March 1, 2016, and stated their observations. Having started on Shallot Meadow, the agency followed the water flow to the drainage system that crosses over onto 188 Bahre Corner Road, which depicted evidence of a wetland. An issue regarding the buildup of material seemed apparent where the farm road crossed wetlands; however, it cannot be determined how it got there or how long it has been there. A. Bombassei noted that it is hard to determine the current level of wetlands versus what existed in the past. Based on the discussion, there appears to be no wetlands violation at this time and pre-existing conditions before the adoption of the wetlands act would be legal. There was a consensus among the agency that there is not enough evidence to pursue this violation further.

MOTION: D. Sinish moved to schedule a joint meeting between the Canton Inland Wetlands and Watercourses Agency and the Canton Planning and Zoning Commission for an Executive Session. D. Shepard seconded the motion, which passed unanimously 4-0-0.

OTHER BUSINESS

1. **Approve Minutes of the January 14, 2016 Regular Meeting and February 11, 2016 Regular Meeting**

MOTION: D. Shepard moved to approve the minutes of the January 14, 2016 regular meeting as amended. D. Sinish seconded the motion, which passed 3-0-1. R. Vandebogart abstained.

MOTION: D. Shepard moved to approve the minutes of the February 11, 2016 regular meeting as amended. D. Sinish seconded the motion, which passed unanimously 4-0-0.

2. **Applications Received After Agenda Posted** – None

3. **Authorized Agent** – None

4. **Any Other Recent Enforcement Issues** – E. Anyzeski informed the agency that she has received concerns regarding the appearance of soap or foam within a stream on Scoville Road. The homeowner that first noticed this issue stated that the foam appears a couple times a week early in the morning. E. Anyzeski stated that she has reached out to Darcy Winther at DEEP and received feedback regarding possible causes. The agency discussed the likelihood of soap being the culprit and how foam is a natural occurrence within many bodies of water. It was suggested that the individual who brought this before the town collect a sample for a further analysis.

5. **Staff Report** – E. Anyzeski informed the agency that Director of Public Works Robert Martin met with the Cherry Brook Garden Club in order to discuss potential projects for the year. Some of the proposed tasks include working within wetland areas; however, it was concluded that the projects are considered agricultural and would not need agency approval. D. Shepard discussed the POCD and D. Sinish provided an update from the March 9, 2016 Board of Selectmen meeting. The agency

requested that E. Anyzeski reach out to DPW in order to follow-up with the roadside herbicide management plan and schedule for 2016.

ADJOURNMENT – MOTION: D. Shepard moved to adjourn the meeting at 9:25 p.m. D. Sinish seconded the motion, which passed unanimously 4-0-0.

Respectfully Submitted,
Renee Narducci, Land Use Coordinator