



Town of Wales Conservation Commission

3 Hollow Road, P.O. Box 834, Wales, MA 01081

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Meeting Minutes – October 20, 2022

Present: Robert Herbert (**Rob H.**) – *Chair*, Jennifer Bothwell (**Jennifer B.**) – *Commission Member*, Joanie D'Ambrosia (**Joanie D.**) – *Commission Member*, Sarah Ryan (**Sarah R.**),-*Clerk*

Members Absent: Hugh Brower

Public Present: Joanne Robinson, Ethan Pearson, Eric Pearson

Robert H. opened the public meeting at 6:01 PM.

Public Hearings-New/Continued:

****Agenda Item: 27 Shore Dr. – NOI**

Robert H. opened the public hearing for an NOI, DEP File # WE 314-178 at 6:03 PM.

Within the DEP comments, it was stated that any dock on the property would need to be registered in addition to the work within the description. Robert H. informed the commission that the town does have a Harbor Master and any dock permitting would go through the Board of Selectmen. According to the Harbor Master, a rolling dock or simply a dock that is not permanently fixed to the lakebed does not require a dock permit. The commission has no concerns with the work that was completed by the applicant, the commission would just like to follow up with a site visit.

Motion 102022-01 by Jennifer B. to close the public hearing at 6:10 PM, Seconded by Joanie D. no discussion, all in favor.

Roll Call Vote:	Robert Herbert	Y
	Joanie D'Ambrosia	Y
	Jennifer Bothwell	Y

Motion 102022-02 by Jennifer B. to approve the Notice of Intent for 27 Shore Dr., DEP File # WE 314-178 with standard, Seconded by Joanie D., no discussion.

Roll Call Vote:	Robert Herbert	Y
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Joanie D'Ambrosia	Y
Jennifer Bothwell	Y

New Business/Discussion:

46 Hollow Rd:

Eric and Ethan Pearson entered the public hearing of 27 Shore Dr. Although their actions disrupted the hearing taking place the chair decided to deviate from the agenda to accommodate the Pearson's. On October 19th, 2022, Mary Grover from the DEP reached out to the commission via email, informing the commission that on October 18, 2022, a complaint had been filed with DEP that work had taken place at 46 Hollow Rd., the complaint indicated that stumps and trees were being removed, no erosion control barriers were in place and a DEP file number had not been posted. The DEP asked that the commission investigate this complaint. The clerk responded to Ms. Grover, stating that the work was associated with an order of conditions issued by the commission, DEP File # WE 314-117. The commission was notified by Ethan Pearson that work was going to be starting, as required by the OOC. The commission also understood that within the issued conditions it was written that prior to putting erosion controls in place an access road would need to be created. Regardless of the commission understanding, they had an obligation to physically see that the applicant was doing what was approved within the conditions issued. The landowner had no regard for the commission's input on this matter, using profanity at times and addressing the commission in an aggravated manner. The commission suggested that the landowners deal directly with DEP regarding any complaints going forward. At the time the complaint was received there was no visible DEP placard posting according to the complainant. **Robert H.** and **Joanie D.** agreed to meet on site at 8 AM on October 21, 2022, to confirm that they are in compliance with the conditions issued and will follow up with Mary Grover from DEP.

Other Business:

7 Lake George Rd. – An advisement letter was issued several months prior to notify the owner that any work, specifically tree removal within a buffer zone of wetlands would require a filing with the commission. The owners had responded with an understanding of this and reassured the commission that the tree work was complete. The commission members have seen that more tree removal has taken place. The commission may pursue further action.

45 Union Rd.- **Robert H.** reported findings of the site visit that he conducted for 45 Union Rd., in response to a complaint made directly to DEP the month prior. **Robert H.** confirmed that the work being done was in compliance with the conditions issued by the commission.

Old Business:

****Agenda Item: Old County Rd. – construction status/follow up**

The commission needs to follow up with Old County Rd. to ensure that the erosion barriers were intact on the sites in question.

****Agenda Item: 45 Tiderman Rd. – Follow up**

As previously discussed, the commission would like to see the site plan submitted to the building department for the work taking place on this property and flagging of the wetland buffer zone. They are unsure if the plan to keep within the footprint of the original foundation was taking place or if it was expanded. The commission was expecting to receive an RDA or NOI filing from the contractor, Brian Johnson, but nothing has been filed. The commission will follow up with the property owner and the contractor.

****Agenda Item: 40 A Hollow Rd.-Krevosky**

The commission will follow up with Glenn Krevosky regarding the flagging that was expected to take place.

****Agenda Item: Munsell Soil Chart/Soil Auger Purchase**

The commission has decided on an auger and color chart to be purchased and submitted to the Board of Selectman for approval for using WPA funds.

WPA Bylaw Submittal:

The commission has decided that they would like to do more research on what a Wetland Protection Act bylaw would look like for our town. The special town meeting at the end of November does not allow enough time for submission. The commission will have a special meeting in February or March to discuss all the members recommendations and submit for the town's annual town meeting.

Minutes to Approve: 9/15/22

Motion 102022-04 by Robert H. to approve the 9/15/22 minutes with edits, Seconded by Jennifer B., no discussion, all in favor.

Roll Call Vote:	Robert Herbert	Y
	Joanie D'Ambrosia	Y
	Jennifer Bothwell	Y

Meeting adjourned at 7:09 PM.

