

### TOWN OF WILMINGTON

### DEPARTMENT OF PLANNING & CONSERVATION

121 GLEN ROAD, WILMINGTON, MA 01887 www.wilmingtonma.gov (978) 658-8238

### **CONSERVATION COMMISSION MINUTES**

October 4, 2023

Jean Marie Cole called the meeting to order at 7:00 p.m. Theron Bradley, William Wierzbicki, and Frank Silveira were also present. Donald Pearson, Michael McInnis, and Vincent Licciardi were absent. Cameron Lynch, Conservation Agent, and Erika Speight, Conservation Senior Clerk were also present.

## PUBLIC MEETING - REQUEST FOR DETERMINATION OF APPLICABILITY - 11 Wilton Drive - Map 21 Parcel 3H

Documents:

RDA application & materials, received September 18, 2023

"As In Ground Plan," dated August 7, 1995

Present in Interest:

Daniel Gobeil, Representative

D. Gobeil introduced himself and explained that he is representing the homeowner, and they are looking to remove fourteen (14) trees that are encroaching on the house and property

C. Lynch explained the only comment would be to install replacement plantings and per the policy, there would need to be five (5) to seven (7) replacement trees or bushes. He explained that the trees located behind the house are further away than the ones located near the driveway, but he agreed that the trees should come down since they're leaning over the house and driveway.

D. Gobeil asked what they mean by replacement plantings.

C. Lynch stated there is a list of native species that can be planted and can either be bushes or trees. He explained that he can work with D. Gobeil to determine the appropriate area on the property to plant the replacements.

D. Gobeil agreed to the replacement plantings.

Upon motion duly made by F. Silveira and seconded by T. Bradley, it was unanimously

VOTED:

To issue a Negative Three (3) Determination of Applicability for 11 Wilton Drive – Map

21 Parcel 3H

## PUBLIC MEETING – REQUEST FOR DETERMINATION OF APPLICABILITY – 110 Lowell Street – Map 49 Parcel 57D

Documents:

RDA application & materials, received August 29, 2023

"Site Plan," received August 29, 2023

Present in Interest:

Michael McCoy, Owner & Applicant

Ray Lepore, Representative

- M. McCoy introduced himself and stated he's looking to install a 4' high wall that will be approximately 75' long. He explained that in the 1980's, he had a landscaper put in a retaining wall using pressure treated railroad ties saying the wall would last 100 years. He explained that the wall has fallen apart, and he met on site with V. Gingrich and C. Lynch to discuss the replacement of the existing wall that has collapsed. M. McCoy stated what he is looking to do would be cut back the hot top, since it has dipped overtime, install some stone bringing it back to its original grade, and once the berm is put up, the water can migrate back to what it was originally intended to do.
- C. Lynch stated there are no issues with the project itself, however he thinks the Commission might need a more detailed plan regarding the wetlands in that area. He explained the wall is not within the wetlands themselves, but they need to know how far away the wetlands are for a project like this.
- M. McCoy asked for clarification as to what kind of plan they would like to see.
- C. Lynch stated an updated plan with an updated wetland line since the current plan submitted shows a wetland line that is 23 years old.
- M. McCoy stated the Building Department has multiple plans, but the plan he submitted was the one V. Gingrich gave him to reference.
- C. Lynch explained it's more of the wetland line and what's shown on the plan. The Commission only accepts wetland delineations that are done within the last three (3) years, so it would need to be updated on the plan.
- M. McCoy confirmed he will do whatever the Commission would like him to do.
- R. Lepore confirmed that the Commission will be looking for the application, the criteria of protecting the wetlands, the exact location of the wall itself, and the flagging to determine where in fact the wetlands are. He asked if they need the elevation of the wall as well.
- C. Lynch stated they aren't looking for the elevation, but they can include more details about the wall like the height of the wall and its distance from the wetlands. He stated if they have contact with the person who created the current plan, he's sure they'd be able to update it with the new wetland line.
- R. Lepore stated he will take care of that before the next meeting.
- C. Lynch stated the tree in the back left corner of the property should come down during construction as well, since it would die eventually if not taken down.
- R. Lepore stated the tree is in the current stages of being hazardous with limbs falling close to the restaurant.
- T. Bradley asked if a small tree or bush can be planted for the replacement of that tree being taken down.
- R. Lepore confirmed.
- W. Wierzbicki asked if the Commission would have any disposal rules for railroad ties and such.
- C. Lynch stated there are no rules in place regarding the disposal.

Upon motion duly made by F. Silveira and seconded by W. Wierzbicki, it was unanimously

VOTED:

To continue the Public Meeting for 110 Lowell Street - Map 49 Parcel 57D to the

November 1, 2023, Conservation Commission meeting

## PUBLIC MEETING – REQUEST FOR DETERMINATION OF APPLICABILITY – 409 Salem Street – Map 95-8 Parcel 17J

Documents:

RDA application & materials, received September 20, 2023

"Site Plan," dated September 19, 2023

Present in Interest:

Angelo Ciano, Owner & Applicant

Thorsen Akerley, Williams & Sparages LLC., Representative

T. Akerley introduced himself and explained they are proposing a 30.5' x 30' addition to the existing single-family dwelling, with a garage on the first level and living space above. He explained that he wasn't the scientist that flagged the wetland boundary, but they have since picked up the project from another engineer. Most of the addition is being proposed within the existing paved driveway and most of the work will be on the outskirts of the Buffer Zone. He explained that the tricky thing is that this lot is within the Groundwater Protection District (GWPD), so it does exceed the 15% of impervious area on the lot. As of right now, there is 7,468 square feet of impervious surface with 6,000 square feet of that just from the common drive and pavement. He explained that they'd spoken with the Town Engineer. and he relayed that anything over 15% of impervious surface on the lot has to be infiltrated one way or another. He explained that they have to infiltrate 3,947.5 square feet of impervious surface. To help comply with the Zoning Bylaw, the infiltration trench along the pavement is designed and proposed to capture most of the runoff from the driveway and lawn and capture and store the front ridge line of the addition, so the back ridge line can go into the lawn. He explained that the Town Engineer and C. Lynch did have some concerns about the trench and the location of it and he stated it is challenging to design something given the amount of impervious surfaces that they need to capture. Even if they were able to capture the back half of the roof and the house, they'd still have a trench that would need to be able to capture roughly 3,000 square feet of pavement and it would be tough to capture the runoff from the pavement in any other fashion given the site and its already developed condition. He believes that adding a stone trench will help reduce at least the velocity of the water coming off the pavement and provide some benefit to improve the existing condition. He explained that C. Lynch mentioned the shed when filing the RDA, and the homeowner is willing to relocate it outside of the no build zone if the Commission would like him to. He explained that they haven't filed a Simple Stormwater Management Permit (SSMP) application yet or the Special Permit with the Zoning Board of Appeals (ZBA) since it's within the GWPD.

- F. Silveira asked if the grading of the driveway would prevent the trench from being moved to the other side.
- T. Akerley stated currently it slopes towards the wetlands and the driveway would have to be regraded.
- T. Bradley asked if the Engineering Division is okay with the trench.
- C. Lynch stated the Town Engineer strongly recommended that the applicant evaluate the property for locations that may be more appropriate for infiltration. He explained they'd like to see more options for infiltration at the very least.

- T. Akerley stated that the policy says to keep any kind of Best Management Practice (BMP) 50' away from the wetlands and mentioned that he's seen a lot of sites where that doesn't happen because they figure it's the low point of the site and it makes sense to send water there. If they have to comply with the Zoning Bylaw, he mentioned it would be difficult to say they aren't going to need a significant amount of trench.
- W. Wierzbicki asked A. Ciano if it's his driveway or if it's a public way.
- A. Ciano stated it is his driveway, but the ease way goes around to the other house.
- W. Wierzbicki asked if it would complicate things for the Town.
- C. Lynch explained the other house has an easement so they can access their property. It's more like a shared driveway.
- T. Bradley stated he would like to hear from the Town Engineer that it's okay prior to issuing a determination.
- A. Ciano stated he is willing to compromise.

Upon motion duly made by T. Bradley and seconded by F. Silveira, it was unanimously

VOTED:

To continue the Public Meeting for 409 Salem Street - Map 95-8 Parcel 17J to the

November 1, 2023, Conservation Commission meeting

#### PUBLIC HEARING - NOTICE OF INTENT - 2 Darby Lane - Map 10 Parcel 5 - DEP File #344-1535

Documents:

NOI application & materials, received September 20, 2023

"Notice of Intent" Plan, dated September 18, 2023

Present in Interest:

Jim Castellano, Owner & Applicant

Maureen Herald, Norse Environmental Services, Representative

The applicant requested to open the Public Hearing and continue it to the November 1, 2023, Conservation Commission meeting.

Upon motion duly made by W. Wierzbicki and seconded by F. Silviera, it was unanimously

VOTED:

To continue the Public Hearing for 2 Darby Lane – Map 10 Parcel 5 – DEP File #344-

1535 to the November 1, 2023, Conservation Commission meeting

### PUBLIC HEARING - NOTICE OF INTENT - 16 Darby Lane - Map 10 Parcel 41 - DEP File #344-1534

Documents:

NOI application & materials, received September 20, 2023

"Notice of Intent" Plan, dated September 18, 2023

Present in Interest:

Jim Castellano, Owner & Applicant

Maureen Herald, Norse Environmental Services, Representative

The applicant requested to open the Public Hearing and continue it to the November 1, 2023, Conservation Commission meeting.

Upon motion duly made by W. Wierzbicki and seconded by F. Silviera, it was unanimously

VOTED:

To continue the Public Hearing for 16 Darby Lane – Map 10 Parcel 41 – DEP File #344-

1534 to the November 1, 2023, Conservation Commission meeting

PUBLIC HEARING – NOTICE OF INTENT – 13 & 15 Boutwell Street – Map 18 Parcels 13 & 13A – DEP File #344-1532

Documents:

NOI application & materials, received September 19, 2023

"Site Plan," dated August 1, 2023

Engineering Review No.1, dated October 3, 2023

Present in Interest:

Greg Saab, ESS, Representative

- G. Saab introduced himself and stated there is an existing dwelling on the parcel, and a back lot that is 40' wide. They are proposing to remove the existing dwelling and replace it with two (2) new dwellings, install a roof drain system, a driveway drain system, and a septic system in the rear. He explained there are wetlands to the north side of the property that runs all the way out back. Instead of filling the wetlands with a driveway, they are proposing to use a driveway easement to access the back property and the roof drain system and stone trench in the driveway will handle that runoff. They pitched the driveway towards the back, and it has a tip point since they don't want all of it heading out towards Boutwell Street, so they will be pitching it from the driveway across through the yards and into the upland area.
- C. Lynch stated they filed two (2) properties under one (1) Notice of Intent (NOI) and the Commission generally doesn't like to see that so he spoke to the applicant and believes they are going to amend this filing to be one (1) project and submit another NOI filing for the other property since it would get confusing come Certificate of Compliance (COC) time a few years down the road. He stated the number of trees being removed from the property should be calculated so the Commission knows the number of replacements across the two (2) properties. He explained that the Engineering Division sent out a comment letter as well and he isn't sure if the plans will change at all after the comments are addressed.
- G. Saab stated he generally separates the filings, but in this particular case where the driveway will be going through one (1) lot, he figured it would make sense to file together, but ended up amending it after having a conversation with staff.
- F. Silveira asked if there was a comment related to stormwater.
- C. Lynch explained he hasn't read through the Engineering Division's comment letter yet, but he's sure they've commented on that.
- G. Saab explained that one (1) of the main comments from the Engineering Division was regarding the acre threshold, and he stated that P. Alunni may have thought they were going over the acre, but he confirmed that it's noted in the upper right-hand corner of the plan and will be just under one (1) acre at 38,000 square feet. He mentioned the other main comment was the driveway trenches and how close they will be to the septic.

- C. Lynch stated the erosion control on the plan shows to be in front of portions of the demarcation, so they would want to see the erosion control as the actual limit of work being placed along that 15' and recommended they update the plan to show that. He asked what type of demarcation they would be using.
- G. Saab stated generally he uses post- and-rail or boulders but is considering boulders since there will be less disturbance.
- V. Chiricosta introduced himself and gave public comment on behalf of himself and two (2) other abutters. He explained that they are not opposed to development, but they're opposed to this particular development, as it appears that the topography of the property is not suitable for two (2) houses. He has taken the liberty of printing out the plan and coloring it in, stating that the blue represents the fifty-three (53) flags for the wetlands, the green represents the 15' no disturb, the black "X" represents the 400' driveway, and the yellow represents the pedestrian walkway, which is the border to his property. He explained that the topography of this property is not suitable to put two (2) houses on, and that 40% of the property size as a whole, is wetlands. He reviewed the plan and stated that the original house on the property is shown to be 25' away from the wetlands, but looking at the green line he drew on the plan at the 15' no disturb, it brings the setback to about 12.5' according to architectures ruler, which is much less than the 25'. He explained that if the green line is used for the house way up on the hill, that goes from 38' to under the 25' setback. Given the wetlands that are there, the abutters have a problem with this proposal.
- C. Lynch explained that he understands what he is saying, and the setbacks aren't based off the 15' no disturb and for the two (2) proposed houses, they do meet the 25' no disturb. He explained staff hasn't looked into the plan thoroughly just yet since it may change when they submit another filing to separate the lots, but it appears that they do both meet the 25' no build.
- V. Chiricosta stated he read through the minutes from prior Conservation Commission meetings and was impressed with the Commission how they go out into the field and look at sites, and he appreciates that and hopes that the same tenacity and vigilance is used for this project. He reiterated that they are not opposed to development, but for this particular property where they are proposing two (2) houses in a pristine area, which is the habitat for all manner of crawling and flying animals, they are opposed. He expressed concern about the house being proposed in the rear of the property saying it is all rock back there and that they would need to blast or use a pneumatic hammer to build the home. He asked the Commission to look carefully at those issues.
- C. Lynch touched upon a point that V. Chiricosta mentioned about driveway access for the rear dwelling and stated that once the project begins, they will be required by the Engineering Division to have a single access point to the property, and he would assume they'd build the back dwelling first, and then the dwelling closer to Boutwell Street after.
- V. Chiricosta expressed concern about the pedestrian walkway where there is currently no vehicular traffic and stated that he owns a portion of that walkway. He explained that there is an easement to the Town for repair since there is a waterline underneath, but that easement doesn't allow a private organization to do construction work. He is now concerned about liability. He stated they are proposing roughly a 400' driveway similar to a landing strip to access that rear home, and mentioned the foot traffic from pedestrians, mothers with babies, small children, as the Town mandated within their development that the pedestrian walkway be put there so the children and Town could have access to the nearby schools. He explained that it has worked wonderfully and potentially introducing vehicular traffic near the pedestrian walkway, he is concerned about injuries.

- C. Lynch stated he understands, and stated they will have erosion control up during construction, like a fence, that won't be able to be crossed during construction.
- V. Chiricosta stated he is talking about after construction, when the house is occupied, when cars are going in and out, delivery people, all right next to the pedestrian walkway. He stated it would be a significant liability situation.
- T. Bradley stated that seems to be outside the purview of the Conservation Commission and would need to be discussed with the Planning Board.
- J. Cole stated the Commission thanks him for his feedback and for submitting the letter. She explained that it's great that the engineer for the project is able to hear the concerns as well. She reiterated that the Conservation Commission's role is to work with the development team to ensure Conservation items are taken care of and they're working together to make sure that's achieved with their cooperation, and she hopes he can find cooperation in his efforts as well.
- V. Chiricosta stated he met with V. Gingrich and C. Lynch to discuss the proposed project, and after that meeting, he and the two (2) abutters drafted the letter and submitted it to the Town for consideration to be passed to the correct Board. He stated that being at the Conservation Commission meeting tonight, it's the first response they've received to that letter. He is mindful that the purview of this Commission is for the Conservation side of things, and he reiterated how wet the parcel really is. He explained that if they proposed one (1) home in the center of the lot, there wouldn't be a wetland issue, a liability issue, a driveway issue, a frontage issue, and all of those would go away. He asked if the only thing left prior to approval for this project is to be heard by the Conservation Commission.
- C. Lynch explained that he believes they are in front of the Planning Board as well and that the Engineering Division is still reviewing the plans, so there will be another meeting or two (2) for the Commission since there is still revisions to be made.
- V. Chiricosta thanked the Commission for hearing him tonight and he hopes they'll be as tenacious for this project as they have been with other projects that have been presented to them in Town.

Upon motion duly made by T. Bradley and seconded by F. Silviera, it was unanimously

VOTED:

To continue the Public Hearing for 13 & 15 Boutwell Street – Map 18 Parcels 13 & 13A – DEP File #344-1532 to the November 1, 2023, Conservation Commission meeting

### CONTINUED PUBLIC HEARING – NOTICE OF INTENT – 911 Main Street – Map 25 Parcel 4 – DEP File #344-1530

Documents:

"Request to Continue" email, received October 2, 2023

Present in Interest:

None.

The applicant requested to continue to the November 1, 2023, Conservation Commission meeting.

Upon motion duly made by F. Silveira and seconded by T. Bradley, it was unanimously

VOTED:

To continue the Public Hearing for 911 Main Street – Map 25 Parcel 4 – DEP File #344-

1530 to the November 1, 2023, Conservation Commission meeting

## CONTINUED PUBLIC HEARING - NOTICE OF INTENT - 190 Main Street - Map 44 Parcel 178 - DEP File #344-1531

Documents:

"Request to Withdraw" letter, dated October 4, 2023

Present in Interest:

None.

The applicant requested to withdraw, without prejudice, the Notice of Intent (NOI) application.

Upon motion duly made by F. Silveira and seconded by T. Bradley, it was unanimously

VOTED:

To accept the withdrawal for 190 Main Street - Map 44 Parcel 178 - DEP File #344-

1531

# CONTINUED PUBLIC HEARING – NOTICE OF INTENT – Marion Street, Eagleview Subdivision – Map 5 Parcels 2J, 3, 3A, 3C, 3D, 3E – DEP File #344-1494

Documents:

"Request to Continue" email, received October 4, 2023

Present in Interest:

None.

The applicant requested to continue to the November 1, 2023, Conservation Commission meeting.

Upon motion duly made by W. Wierzbicki and seconded by F. Silveira, it was three (3) in favor (T. Bradley, W. Wierzbicki, and F. Silveira), and one (1) abstention (J. Cole)

VOTED:

To continue the Public Hearing for Marion Street, Eagleview Subdivision – Map 5 Parcels 2J, 3, 3A, 3C, 3D, 3E – DEP File #344-1494 to the November 1, 2023, Conservation Commission meeting

## CONTINUED PUBLIC HEARING - NOTICE OF INTENT - 79 Nichols Street - Map 35 Parcel 29 - DEP File #344-1527

Documents:

"Request to Continue" letter, dated October 3, 2023

Present in Interest:

None.

The applicant requested to continue to the November 1, 2023, Conservation Commission meeting.

Upon motion duly made by F. Silveira and seconded by T. Bradley, it was unanimously

VOTED:

To continue the Public Hearing for 79 Nichols Street – Map 35 Parcel 29 – DEP File

#344-1527 to the November 1, 2023, Conservation Commission meeting

CONTINUED PUBLIC HEARING – ABBREV. NOTICE OF RESOURCE AREA DELINEATION – Birch Street, Fir Street, Alder Street, Hall Street, March Road – Map 49 Parcels 4, 4A, 5, 6, 7, 8, 9, 11 – DEP File #344-1524

Documents:

"Request to Continue" email, received August 31, 2023

Present in Interest:

None.

The applicant requested to continue to the November 1, 2023, Conservation Commission meeting.

Upon motion duly made by W. Wierzbicki and seconded by F. Silveira, it was unanimously

VOTED:

To continue the Public Hearing for Birch Street, Fir Street, Alder Street, Hall Street, March Road – Map 49 Parcels 4, 4A, 5, 6, 7, 8, 9, 11 – DEP File #344-1524 to the November 1, 2023, Conservation Commission meeting

### REQUEST FOR CERTIFICATE OF COMPLIANCE – 47 Boutwell Street – Map 19 Parcels 32 & 33 – DEP File #344-1518

Documents:

Request for Certificate of Compliance, received June 14, 2023

C. Lynch explained that the fence had been moved back to the 15' no disturb line, but the Commission is still waiting for a new as built plan. He recommended tabling the request until the next meeting, hoping to receive the plan by then.

Upon motion duly made by T. Bradley and seconded by W. Wierzbicki, it was unanimously

VOTED:

To table the Certificate of Compliance for 47 Boutwell Street – Map 19 Parcels 32 & 33 – DEP File #344-1518 to the November 1, 2023, Conservation Commission meeting

### REQUEST FOR CERTIFICATE OF COMPLIANCE – 45 Morse Avenue – Map 48 Parcel 17 – DEP File #344-1490

Documents:

Request for Certificate of Compliance, received August 16, 2023

"As-Built Plan," dated January 19, 2023 PE Letter, received October 3, 2023

C. Lynch explained that the Commission had been waiting for a letter from the applicant's engineer, which was received a few days ago, so the Certificate of Compliance (COC) is ready to be issued.

Upon motion duly made by T. Bradley and seconded by F. Silveira, it was unanimously

VOTED:

To issue the Certificate of Compliance for 45 Morse Avenue – Map 48 Parcel 17 – DEP File #344-1490

### REQUEST FOR CERTIFICATE OF COMPLIANCE – 31 Arlene Avenue – Map A-90 Parcel 10 – DEP File #344-1491

Documents:

Request for Certificate of Compliance, received September 20, 2023

"As-Built Plan," dated April 24, 2023 PE Letter, dated August 14, 2023

C. Lynch explained that he went out for a site visit, and the Certificate of Compliance (COC) is ready to be issued.

Upon motion duly made by W. Wierzbicki and seconded by F. Silveira, it was unanimously

VOTED:

To issue the Certificate of Compliance for 31 Arlene Avenue - Map A-90 Parcel 10 -

DEP File #344-1491

### REQUEST FOR CERTIFICATE OF COMPLIANCE – 346R Woburn Street – Map 86 Parcel 16B – DEP File #344-699

Documents:

Request for Certificate of Compliance, received September 28, 2023

C. Lynch explained that this property was built in the rear of an existing home with a split driveway, and the Certificate of Compliance (COC) was issued for the original home, but never issued for this property. He stated the COC is ready to be issued.

Upon motion duly made by T. Bradley and seconded by W. Wierzbicki, it was unanimously

VOTED:

To issue the Certificate of Compliance for 346R Woburn Street - Map 86 Parcel 16B -

DEP File #344-699

#### **ENFORCEMENT ORDER**

### 4 Wilton Drive - Map 21 Parcel 3M

C. Lynch provided a quick update and stated at the last meeting, the Commission requested that the homeowner plant roughly one (1) dozen replacements, and the homeowner ended up planting thirty (30) replacements as well as put down the wetland seed mix. He explained it would be a good idea to wait until the spring to let the plantings establish a little more before the Commission closes out the Enforcement Order (EO).

### 10 Pond Street - Map 34 Parcel 146 - DEP File #344-1067

C. Lynch explained that the applicant's engineer sent over an as built plan, and it appears that there is a decent amount of fill on site. He stated that he has a meeting with the applicant's wetland scientist and engineer next week to discuss the appropriate restoration plan and see if it's something that the Commission might want to see at the next meeting.

### 52 Adams Street - Map 51 Parcel 99 - DEP File #344-1300

C. Lynch explained that he went to court with Town Counsel, and they have an onsite meeting with the property owner for the following Wednesday, and they told the homeowner he should get in contact with a wetland scientist and his engineer that helped build the house, to start the restoration process. C. Lynch explained that it isn't going to be a huge restoration project and it is probably something he could do himself in a weekend. He is hoping that the homeowner will start making progress after the onsite meeting next week. The next court date is October 23, 2023, for a follow-up.

### 773 Salem Street - Map R1 Parcel 23

C. Lynch explained that when he went on site, it looked as if it was regular grass seed planted and not a wetland seed mix, so he asked the wetland scientist to send over the seed they used. He explained that the seed mix grows in stages and that this was the first stage of it, and then the non-grass seed plants grow a little while after that. He explained there is a small patch of Japanese knotweed to be removed. The wetland scientist confirmed he would cut down the knotweed, so it doesn't spread further, and C. Lynch stated he would like to be there when they do because cutting it isn't going to make it disappear, and they'll have to dig up the roots or try the smothering method.

#### 687 Main Street - Map 39 Parcel 11A - DEP File #344-1473

C. Lynch explained that he spoke with the contractor for the project, and he explained that the basins are completed and up and running. They're going to try and submit an as-built plan so the Engineering Division can go onsite to ensure it's built properly and functioning. He explained that they peeled off the asphalt in the back and are going to need to regrade that to go into those basins and then redo that and stripe back there. He explained that the project has started to move faster since he's gotten in contact with the contractor.

### 105 Woburn Street - Map 95 Parcel 3-17D

C. Lynch explained that he left this as an agenda item since the Commission gave the homeowners a deadline of June 2024 to complete the replacement plantings and seeding. He stated if the Commission agreed, this agenda item can be removed throughout the winter and then put back on come springtime for an update and to close out the Order when work is completed.

All Commissioner's agreed to remove this agenda item and put it back on the agenda in the spring.

### MINUTES - September 6, 2023

Upon motion duly made by F. Silveira and seconded by T. Bradley,

J. Cole, T. Bradley, W. Wierzbicki, and F. Silveira voted 4-0 to accept the minutes for the September 6, 2023, Conservation Commission meeting.

#### **NEXT MEETING – November 1, 2023**

#### **ADJOURN**

There being no additional business to come before the Conservation Commission, W. Wierzbicki motioned and F. Silveira seconded, it was

VOTED:

By J. Cole, T. Bradley, W. Wierzbicki, and F. Silveira to adjourn the meeting at 8:25 p.m.

Respectfully submitted,

Erika Speight Senior Clerk