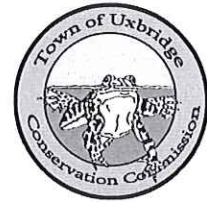




Town of Uxbridge
Conservation Commission
21 South Main Street
Uxbridge, MA 01569
508-278-8600 x 2020



**Conservation Commission Meeting Minutes
July 15, 2019**

Board of Selectmen Room, Uxbridge Town Hall

POSTED UXB TOWN CLERK
2019 AUG 6 AM 8:05

Present: Chair Andrew Gorman, Vice Chair Jim Hogan, Clerk Jeff Shaw, Members Dale Bangma, Lauren Steele & Brad Allspach, Conservation Agent Holly Jones

Absent: Treasurer Russell Holden

CALL TO ORDER

It being approximately 6:30pm, the meeting being properly posted, duly called, and a quorum being present, the meeting was called to order by the Chair, who led the Pledge of Allegiance.

PUBLIC HEARINGS

1. **Notice of Intent (NOI), DEP #312-1081, 0 Old Elmdale Road (Map 25, Parcel 2979) (00:00:43 – 00:33:20)**
Applicant: Aris Group LLC Representative: Andrews Survey & Engineering, Inc.
Project Description: 23 lot subdivision with associated roadway, drainage, and utilities

* *Mr. Bangma recused himself from discussion*

Discussion: The public hearing was opened for DEP #312-1081. The applicant's representative was not attendance but the Commission opened the hearing to give the abutters in attendance the opportunity to offer comments (the applicant requested discussion be continued to *this* meeting after repeated continuances). Ms. Jones informed Commissioners that Mr. O'Connell requested (via email at 6:17pm on 7/10/19) to continue the hearing to the August 5th meeting for time to address the following outstanding items (i) comments related to the proximity of work near Vernal Pools on the site – they are relocating storm water basin to near the first cul-de-sac so the discharge is not to a critical area and (ii) review the "just received" the complete Habitat Form B from B&C Associates.

Mr. Gorman noted the Commission's last request was for a list of the outstanding items and that he was expecting a more thorough explanation as to how they are "reasonably pursuing an issuance of an Order of Conditions" – the language in which the Commission operates under. It was also mentioned that the initial NOI request was August 7, 2018.

Three abutters attended with questions and comments:

- Steve Kirby, 12 Jodi Circle. *Is there a limit on the number of times an applicant can request a continuance?* Mr. Gorman explained the applicant has up to 2 years but also has the burden of proving they are working diligently towards pursuing a final Order of Conditions. *Mr. Kirby also expressed concern for the certified Vernal Pools on site if the project is approved.* Mr. Gorman explained the Commission did request some of the land disturbing activities be outside of 100' of the Vernal Pool habitat area to better preserve it. He further stated that a lot of excavation is contemplated in non-jurisdictional upland areas.
- Steven Matellian, 49 Old Elmdale Road. *How do the proposed changes in elevation affect the health of the vernal pools?* Mr. Gorman explained because some of the proposed excavation is in non-jurisdictional upland areas the Commission's hands are tied at the forefront through the permitting process to be able to intervene. He explained DEP uses the phrase "unless and until" a resource is impacted by an activity outside the Commission's jurisdiction they cannot assume authority over the activity. *Mr. Matellian also expressed concerns that a revised or new plan will come forward and they will be uninformed.*
- Audie Coffin, 4 Jodie Circle. *If approved who oversees the project so the "unless and until" does not happen?* Mr. Gorman explained the under the Clean Water Act the owner is responsible for a SWPPP and have a qualified professional administering it. There is a certain amount of self-policing on the applicant's part and the Town has the Conservation Agent, Commissioners, the Building Inspector, & Graves Engineering performing inspections throughout the project.

Commissioners discussed the discrepancies in the timing of the receipt of the Habitat Appendix B Assessment – Mr. O'Connell's email indicates it was "just received", but it was originally requested in October and mentioned 6

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weeks ago during the last update that it was completed. Mr. Shaw recommended closing the public hearing and requiring the applicant to re-file. Mr. Hogan stated he agreed with Mr. Shaw and noted the disrespect to the Commissioners and abutters by requesting the continuance so close to the meeting. Ms. Steele also noted the information the Commission requested typically should not take this long to produce. Mr. Gorman agreed but requested they frame it from the WPA act and its regulations, asking *Has the project proponent and their representatives fulfilled their obligation to prove they are diligently pursuing the issuance of an Order of Conditions?* All the members agreed they have not presented adequate information or underlying evidence that they are diligently pursuing an OoC. There was a review of the past requests for continuances and it was noted that no material changes have been presented several months after the requests were made. There was a brief discussion on the process if the Commission denies the project (the applicant has 10 days to appeal DEP but would have the burden having all the necessary changes ready for DEP review within those 10 days).

Motion: Mr. Hogan made a motion to close the public hearing for DEP#312-1081 0 Old Elmdale Road. Ms. Steele seconded, and the motion passed by vote 4-0-1. (*Mr. Allspach abstained*)

Motion: Mr. Hogan moved the Commission deny the application for NOI DEP#312-1081 for 0 Old Elmdale Road under the finding to include the applicant was not diligently pursuing an Order of Conditions. Mr. Shaw seconded and the motion passed by vote of 4-0-1. (*Mr. Allspach abstained*)

* Mr. Bangma returned to the meeting.

2. Notice of Intent (NOI), DEP #312-1086, Tea Party Drive Grading (00:33:54 – 01:11:51)

Applicant: Uxbridge Multi Family Realty, LLC

Representative: Guerriere & Halnon, Inc.

Project Description: Cutting and filling of land within the 100' buffer of a bordering vegetated wetland and construction of a 1 to 1 riprap slope.

Discussion: Dale McKinnon, G&H attended on behalf of the applicant. He provided members with paperwork of their responses to Graves Peer review #2 dated 6/19/19 highlighting #8 that the commission may want to consider an as-built certification of the slope by a Geotechnical engineer. Some of the specific updates Mr. McKinnon went over include: (i) a N arrow and wetland boundary was added to the plans; (ii) the scale of the plan was updated to 20 to ensure details could be read; (iii) a summary table of peak run-off was provided; (iv) the swale detail requested was provided; (v) a geotechnical engineer has provided more detail of the armored swale design; (vi) a geotechnical engineer has provided more detail of the slope design; (vii) size and thickness of the stone were revised; (viii) void space filling was noted on the revised design; (ix) toe of the slope was moved away from the wetland buffer; (x) drainage calculations were stamped by an engineer.

During discussion, Mr. Bangma asked whether a structural engineer would be stamping the plan for the wall (due to the size) and Mr. McKinnon stated they were just planning to go with a geotechnical engineer.

Mr. Gorman asked whether they are anticipating impacts to the wetland itself or the potential for creating a new wetland with the proposed cuts into the water table on the West side. He referenced the information provided in the 6/7/19 memorandum from UTS of Mass the Geotechnical reviewer. Certain test pits showed the water table at 10' and proposed cuts were for 20'. His concern was for the stability of the area west of the road and the potential for adverse effects on the wetlands, specifically the cold-water fishery. Additionally, if the soil excavated is to be utilized in the construction of the wall and it is wet it would be substandard. Mr. McKinnon's response was if they choose to cut into the water table, a sub drain would have to be added to the bottom of the slope to carry the water around to the storm water system. He also stated volume from coming ground water is negligible compared to what you get from storm water so they did not see any need to run calculations. No extra capacity was added to the basins because there already is an extra 2 1/2' of capacity.

Mr. Gorman pointed out the geotechnical engineer recommended oversight of the project and Mr. McKinnon stated they would accept that as a condition. The condition of only allowing cuts up to 10' and importing soil was discussed. Mr. McKinnon stated they would not want to but offered some type of control to demonstrate cutting into the water table would not have adverse effects. There was agreement on a condition that requires a professional hydrologist sign off that there will be no adverse impacts to the stream and associated wetland prior to breaking into the ground water. If it were deemed at that time to be unacceptable then soil would be imported or some other method to satisfy the Commission would be presented.

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There was also agreement on a condition to provide proof that the basin has been scarified and working prior to the start of work as it is very important that it functions properly. The final condition agreed upon was that the applicant provide a structural engineer stamped / sign off on the wall design prior to the start of work

No members of the public attended to comment on the hearing.

Motion: Mr. Hogan moved to close the public hearing for DEP#312-1086 for Tea Party Drive grading. Mr. Shaw seconded, and the motion passed unanimously by vote of 6-0-0.

Motion: Ms. Steel moved to issue an Order of Conditions for DEP #312-1086, Tea Party Drive Grading, with the Uxbridge Standard Special Conditions and additional conditions listed below. Mr. Hogan seconded, and the motion passed unanimously by vote of 6-0-0.

1. Prior to the start of work, the applicant must demonstrate that the storm water basin has been returned to operating condition followed by a function test consistent with the Massachusetts Storm Water Standards.
2. Prior to the start of construction of the armored slope, the applicant shall provide the Conservation Commission with a plan of the armored slope stamped by a structural engineer.
3. Prior to cuts into groundwater within the project site, the applicant shall provide the opinion of a professional hydrologist to the Commission demonstrating that there will be no adverse impact to the wetlands or waterbodies. The Conservation Commission reserves the right to request third party review of that opinion.

** Ms. Steel momentarily stepped out of the meeting.*

3. **Notice of Intent (NOI), DEP #312-1087, 639 Hartford Avenue East** (01:12:00 – 01:17:23)

Applicant: Worcester County Real Estate Investments, LLC Representative: Andrews Survey & Engineering, Inc.
Project Description: Single family house, patio, in-ground pool, cabana, private well and private septic with associated earthwork, landscaping paving and utilities within the wetland buffer zone and riverfront area.

Discussion: Mr. Mederios, AS&E attended on behalf of the applicant and identified the items addressed since the last meeting. The items to be demolished have been designated on the plan (the root cellar, old drainage structure and a section of the stone wall). The alternatives analysis indicated 9.42% of the riverfront area would be disturbed (total riverfront area is 95,524 sq. ft. and they are altering 100 to 209 sq. ft.) The Endangered Species area no longer an issue due to remapping. Four conservation markers have been designated. He also pointed out a section of the stone wall that could not be saved due to the proximity to the house and potential safety concerns. Commissioners did not have any additional questions or comments and no members of the public attended.

Motion: Mr. Hogan moved to close the public hearing for DEP#312-1087 for 639 Hartford Avenue East. Ms. Steele seconded, and the motion passed unanimously by vote of 6-0-0.

Motion: Mr. Hogan moved to issue an Order of Conditions for DEP#312-1087 639 Hartford Avenue East with the Uxbridge Standard Special Conditions and the added condition that the Conservation Markers are maintained in perpetuity. Ms. Steele seconded, and the motion passed by vote of 5-0-1. (*Mr. Shaw abstained from vote*)

4. **Notice of Intent (NOI), DEP #312-10XX, Old Lackey Dam Rd, Assessor's parcel 15-3153** (01:17:30 – 01:35:08)

Applicant: Lackey Dam Nominee Trust Representative: Allen Engineering & Associates, Inc.
Project Description: Expansion of an existing recycling and processing yard to include a processing area for sorting/processing of asphalt, brick, and concrete rubble, and glass, along with a truck weigh scale, office trailer, glass processing equipment and, non-potable well for processing and dust control, and sediment basin.

Discussion: Mark Allen, Allen Engineering and Associates and James Berkowitz, the applicant attended the hearing. Mr. Allen stated this is a pre-existing processing plant on 10-acre property looking to expand some of the processing done on site. They are also working towards obtaining a RCC (recycling and composting) permit with DEP. The property is bounded by the Mumford River and Dunleavy brook and is accessed through an easement. Some of the specific changes to the site would be the addition of a truck weigh scale and irrigation well for processing permits. They have proposed replanting an approximate 6000 sq. ft. area in the flood plain that

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was previously altered. Mr. Allen went over areas they intend to remove some material to improve the water quality. The only riverfront impact proposed is the side slopes will be regraded to allow for a swale to bring storm water runoff to a drainage basin. They are also before the Uxbridge Planning Board with the same plan for site approval and a special permit.

Mr. Gorman asked whether this project qualifies as a Land Use with Higher Potential for Pollutant Load (LUHPPL) and Mr. Allen responded that to this point he has not been notified as such. Mr. Gorman indicated he would like to verify this information because if it is then a 1" runoff must be calculated and treated. It was noted that DEP has not yet issued comments. Most members are familiar with the site did not have any concerns particularly because of the berm. Mr. Hogan recommended a "drip pan" for use under the generator as a possible condition to protect that one spot.

During the meeting, Ms. Jones referred to the Mass Stormwater Handbook and confirmed LUHPPLS do include disposal sites including solid waste and recycling facilities.

No members of the public attended the hearing.

Motion: Mr. Shaw moved to continue the public hearing in anticipation of a DEP number and confirmation on the whether the project qualifies as a LUHPPL. Mr. Hogan seconded, and the motion passed by unanimously by vote of 6-0-0.

5. Request for Determination of Applicability, 44 Hollis Street (01:35:10 – 01:40:59)

Applicant: Stephen P. Benoit

Representative: Andrews Survey & Engineering, Inc.

Project Description: Temporary wetland crossing for soil testing

Discussion: John Medeiros, AS&E, attended on behalf of the applicant. He stated they are looking to do some soil testing and they need a temporary wetland crossing to access the area. The crossing is proposed it to be at the narrowest point (and this will be the future crossing also). They plan to go over it with a midsized track excavator and any alteration will be hand raked to be brought back to its current state. Mr. Bangma noted that cut tree logs would work well for this purpose and members agreed it would be a good condition. A second condition recommended was for the agent to perform an inspection post crossing. No members of the public attended the hearing.

Motion: Mr. Hogan moved to issue a negative determination for the proposed crossing at 44 Hollis Street with the following conditions. Ms. Steele seconded, and the motion passed unanimously by vote of 6-0-0.

1. That the applicant uses logs or an equally approvable BMP to the Commission
2. The agent performs a post crossing inspection to ensure no clear cutting of the wetland was performed and that the area was returned as best possible to its pre-crossing state.

REPORTED/ONGOING VIOLATIONS

1. Medline (DEP 312-1066) (01:41:30 – 02:09:28)

- Mark Arnold, Goddard Consulting, attended on behalf of the Kennedy Excavating for the Medline project. Goddard was hired to evaluate what occurred, evaluate impacts and propose how best to address those issues. An Impact Report was completed on 6/27/19 and Mr. Goddard brought copies of his Sediment Clean Up Report dated 7/15/19. Mr. Arnold described his observations of the various impact areas – one caused by the pump truck but several other due to rain events.
- In response to questions from the Commission related to why a Septic Truck was used to de-water, he stated that he was told the trucks were washed and cleaned prior to coming on site and used to de-water the sonotube casings on the pad. He was also told the operator was new and may have not understood where to de-water. He displayed photographs of the tubes and what was being cleaned up. He also described his observations of the sand and gravel where it was discharged into the woods and the finer silts further down – consistent with material settling out. He stated he does not believe any sewage was dumped. Mr. Arnold noted it is a densely shrubbed area so there was some vegetation damage.
- All the sediment has been removed by hand. There is now a temporary basin with a berm on site for de-watering. Silt fences have been installed on the steep slopes going down to the wetlands. Goddard Consulting has been contracted for about 6 more weeks to perform the bi-weekly ECB inspections going

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forward. Mr. Arnold plans to re-check all the impact areas and evaluate the vegetation in the beginning of August.

- Commissioners discussed the level of oversight since there were a variety of siltation events. They discussed possible inspections after rain events which Mr. Arnold acknowledged he would try to do and he agreed to provide the SWPPP reports and his follow up report after is August recheck. Everyone agreed to leave the Enforcement Order open for now to review the forthcoming reports and until a decision can be made to lift the EO or require additional plantings.
- Mr. Arnold inquired about logging mats on the old historic cart path and whether the intent was for them to remain or be removed and if so offered his involvement to ensure it is done properly. He stated Kennedy Excavating wants to remove them. Commissioners agreed removing the mats will further prohibit access and thought it was a good idea as long as done in a manner that doesn't damage the wetland.
- **Motion:** Mr. Hogan made a motion to acknowledge the removal of the mats as a minor activity as long as they are disposed of in non-jurisdictional areas and confirmed by Mr. Arnold or a like representative. Mr. Bangma seconded, and the motion passed unanimously by vote of 6-0-0.

2. 619 Quaker Highway DEP#312-1062 (02:09:43 – 2:20:57)

** Mr. Gorman recused himself per the conflict of interest law and Mr. Hogan chaired the meeting*

- Kevin Powers, property owner, attended and provided plan to members. He stated he is looking to start clearing the west side of the property and is seeking permission to install a waddle at the 25'. Mr. Hogan explained he would need a new NOI to do any work (including setting a waddle) between the 100' and 25'. Mr. Powers wanted to put the waddle down and then submit his NOI but members further explained that the installation of the waddle should be part of the NOI – there is no reason to put it down unless you have an approved plan. Mr. Powers appeared to understand and also informed members he would be working on the 10' path that was part of the first NOI.

**Mr. Gorman returned to the meeting. Mr. Shaw moved to take Pout Pond discussion out of order to accommodate audience member. Mr. Hogan seconded, and the motion passed by*

ANY OTHER BUSINESS, WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION

1. Pout Pond General Discussion (02:21:38 – 02:29:18)

- Jen Modica attended the meeting. She has been reappointed and elected Chairman to the PPRC. Thanked Cindy Scott and Gary Lavalley for all their hard work over the years. She welcomed new member Jackie True – a season pass holder and longtime helper at the pond. Mrs. Modica also thanked Jim and Darcy Hogan who have done so much work at the pond. Opening day was Memorial Day and it's been a good season so far and all the kinks have been worked out. It's been helpful that the beach attendants have some experience. A concern Mrs. Modica mentioned was there are a few dead trees that may be hazardous and they plan to look into having some removed this fall. They will be coordinating with National Grid on a few of the trees that are close to a transformer behind the snack shack. Ms. Jones agreed to help coordinate. The committee voted to spend \$500 on sand but they will push this off until next spring before opening. Ms. Modica went over recent and upcoming events (RI Audubon Society Reptile Day, Dedication to Tom Kinder Craft Room, Crafts, Yoga, Tai Chi, and RI Audubon Society Owls). Discussed providing access to Jen and Darcy to the Facebook page so they have the ability to update. Ms. Modica said they plan to investigate bringing on a college intern to help with expanding the programs next summer.

** The agenda returned to the published order.*

REPORTED/ONGOING VIOLATIONS

3. Cobbler's Knoll Development (DEP No. 312-1013) (02:39:25 – 02:40:16)

- Ms. Jones reported they have installed the large pipes where it was just open cut trenches. During her last visit there appeared to still be some clean up and they hadn't totally fixed the ECB's going down the hillside.

4. Commerce Drive (ACOP-CE-18-6W004-NT) (02:40:26 – 02:47:12)

- The Commission has been provided with the final report from Arthur Allen and they have submitted the VP certification documents. It was noted in the EcoTec report that three pines need to be replaced in the fall of 2019 planting season. Members agreed to leave on agenda for now to verify the timeline for established growth.

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5. Forest Glen (DEP No. 312-1022) (02:47:13 – 02:51:40)

** Mr. Gorman recused himself per the conflict of interest law and Mr. Hogan chaired the meeting*

- Ms. Jones reported that the culvert is in. She described how dirt was added to the bottom of the culvert (by diverting the stream temporarily). There was a small violation involving woodchips that has been cleaned up. She described how they added the dirt. The wetland replication has begun under the supervision of a wetland firm. An extension to renew their Order of Conditions has been received in a timely manner. She recommended lifting the EO said the site is shaping up nicely.
- **Motion:** Ms. Steele moved to lift the Enforcement Order for DEP# 312-1022 Forest Glen. Mr. Bangma seconded, and the motion passed by unanimously by vote of 5-0-0.

** Mr. Gorman returned to the meeting.*

6. Uxbridge High School (DEP No. 312-919) (02:51:58 – 02:53:25)

- Ms. Jones reported that all the tires have been taken off-site and members agreed to remove the item from agenda.

7. 32 Church Street (02:53:27 – 02:59:21)

- A letter was delivered via constable. The commission received a letter from a doctor stating the owner is unable to attend a meeting due to medical reasons. Additionally, the respondent has requested, through a neighbor, to speak with Mr. Gorman one on one. Mr. Gorman responded he would not do anything himself without talking to the Commission. So, in the interest in moving this forward Mr. Gorman requested permission from the other members to allow him to contact the individual directly with the condition that if he is to do a site visit the agent is there as a representative of the town.
- **Motion:** Mr. Shaw moved that the Commission authorize the Holly Jones and Mr. Gorman to directly discuss the violation at 32 church street with the owner of the property. Mr. Hogan seconded, and the motion passed by vote of 6-0-0.

** Mr. Allspach excused himself from the meeting.*

WETLAND UPDATES/ISSUES

1. Whitin Pond General Discussion (02:59:21 – 03:01:10)

- To be discussed during the 7/29/19 Workshop Meeting
- The draft Bylaw was also discussed in terms of readiness because it is also on the 7/29/19 Workshop agenda

2. CoC Request: Serenity Drive (DEP No. 312-348) (03:01:10 – 03:09:33)

- It's an accepted road; Filed in 95 and extended in 99. There was a discussion of where the wetland was which prompted the filing, as it was not depicted in the map available. A review of aerial photography determined that it was relatively close to West Hill Dam and that some adjoining lots had wetlands. The request was prompted by a house sale on the road.
- **Motion:** Mr. Hogan moved to issue a Certificate of Completion for DEP # 312-348 Serenity Drive. Mr Shaw seconded, and the motion passed unanimously by vote of 5-0-0.

3. Discussion of site compliance regarding active and expired Orders of Conditions (03:09:33 – 03:09:45)

- Tabled discussion to the next meeting.

PROCESSING

1. 6/17/19 Meeting Minutes (03:09:45 – 03:09:57)

- Tabled review to the next meeting.

**the Commission took the published agenda out of order*

ANY OTHER BUSINESS, WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION

2. Pollinator Pledge Discussion (03:09:57 – 03:10:15)

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- Solar condition is in the dropbox.
- Further discussion was tabled to the next meeting
- 3. MACC workshop in Uxbridge Lower Town Hall 8/14/2019 (03:10:15 – 03:15:22)
 - Joey Wigglesworth from MACC reach out to run MACC workshop 105 in Uxbridge: writing effective orders of conditions. The commission gets one free seat. The appropriateness of the room was discussed.
 - Moved to release WPA funds for any members who would like to attend this course to attend
 - **Motion:** Mr. Shaw moved that the Commission authorize the release of wetlands funds for any Commissioner or the agent to attend the MACC workshop for fundamentals course 105. Mr. Hogan seconded, and the motion passed by a vote of 5-0-0

**the Commission returned to the published agenda order*

- 4. Conservation Commission Annual Reorganization (03:15:22 – 03:17:27)
 - **Motion:** Mr. Hogan moved to nominate Mr. Gorman as Chair of the Conservation Commission. Mr. Shaw seconded, and the motion passed by vote of 4-0-1. *(Mr. Gorman abstained)*
 - **Motion:** Mr. Gorman moved to nominate Mr. Hogan as Vice Chair of the Conservation Commission. Mr. Shaw seconded and the motion passed by vote of 4-0-1. *(Mr. Hogan abstained)*
 - **Motion:** Mr. Gorman moved to nominate Mr. Shaw as Clerk of the Conservation Commission. Mr. Hogan seconded, and the motion passed by vote of 5-0-0. *(Mr. Shaw did not abstain)*
 - **Motion:** Mr. Hogan nominated Mr. Holden as Treasurer of the Conservation Commission. Mr. Gorman seconded, and the motion passed by vote of 5-0-0.
- 5. Consider a Vote to Declare Vacancy Pursuant to Town Charter, Section 10: Loss of Office, Excessive Absence (03:17:27 – 03:23:10)
 - Mr. Gorman was hoping Mr. Allspach could stay for this discussion. Mr. Gorman reviewed the tapes and found that Mr. Allspach had missed 14 of the last 24 meetings. Generally most members will notify the chair if they will miss the meeting, but Mr. Allspach often does not do so. The July 1st meeting was cancelled due to lack of quorum. Mr. Gorman suggested considering declaring Mr. Allspach's seat vacant. If today's meeting counted, it would be 13 of the last 24 meetings missed which is still more than half. The process in the Town Charter to declare a seat vacant involves sending a certified mail notice to the member. Mr. Hogan noted that because of the Mullin Rule, where you can only miss one session of an item before you can no longer vote on it, even when he is here, Mr. Allspach is frequently unable to vote on public hearings. Mr. Gorman noted that that had happened that evening. Mr. Hogan agreed that the seat should be opened up to find a member who is more consistently available.
 - Mr. Hogan moved to notify Mr. Allspach via certified mail that the commission wishes to declare his seat vacant due to excessive absences. Mr. Shaw seconded, and the motion passed by vote of 5-0-0.

**An item not on the published agenda was taken up, which could not have been reasonably anticipated by the chair 48 hours prior to the meeting.*

Emergency Certification request for installation of beaver flooding remediation device on the BJs property (03:23:10 – 03:23:53)

- The Commission had already voted to authorize the emergency certification at a previous hearing
- The request for Emergency Certification was received that day (7/15/19)
Motion: Mr. Hogan moved to ratify the emergency certification for installation of a beaver deceiver device. Mr. Shaw seconded and the motion passed by vote of 5-0-0

ADJOURNMENT-NEXT MEETING SCHEDULED FOR MONDAY, August 5, 2019 (03:23:53 – 03:23:59)

Mr. Shaw moved to adjourn the July 15, 2020 meeting of the Conservation Commission. Mr. Hogan seconded, and the motion passed unanimously by vote of 5-0-0.

Respectfully submitted,
Melissa Shelley

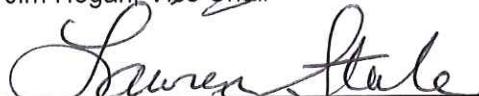
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Andrew Gorman, Chairman



Jim Hogan, Vice Chair

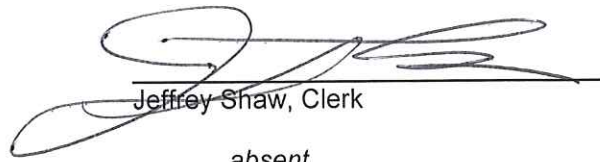


Lauren Steele, Member

Brad Allspach, Member

8/15/19


Date



Jeffrey Shaw, Clerk

absent

Russell Holden, Treasurer



Dale Bangma, Member