

Chelmsford Conservation Commission  
Town of Chelmsford  
50 Billerica Rd. Chelmsford, Ma 01824  
Meeting Minutes  
May 7, 2019  
Approved July 16, 2019

Meeting Location: 50 Billerica Rd., Room 205, Chelmsford, Ma 01824

**Members Present:** Jack Souza, Chris Garrahan, William Vines, Mark Gibbs, Chris Tymula

**Members Absent:** April Mendez, David McLachlan-Chairman

**Others Present:** Katharine Guertin-Conservation Agent

Meeting was called to order at 7:00PM by Vice Chairman Garrahan.

All documents referenced in these minutes are available for review at the Community Development Office, 50 Billerica Rd., Chelmsford Town Offices Building. This meeting was audio recorded and hand recorded via the Recording Secretary.

**Open Session / Citizen Concerns**

No one came forward at this time.

**Regulatory**

**Request for Determination of Applicability-new**

**91 North Road, deck**

Legal Notice was read. Sashan Patel was present, and wants to expand an existing deck with a second level which will measure 24'x24'. The Agents Report indicates no issues; no erosion controls needed. No Special Conditions needed.

**Motion:** by Mr. Souza to approve a Request for Determination of Applicability for 91 North Rd., with a Negative 3 Determination and no Special Conditions. Seconded by Mr. Gibbs. **Motion carries, unanimous.**

**Request for Certificate of Compliance-new**

**12 Shedd Lane, DEP# 129-0176**

Mrs. Guertin explained this is part of an old subdivision; there are no wetland or buffer areas on this lot. Request is to issue a partial certificate for this lot only.

**Motion:** by Mr. Souza to issue a Partial Certificate of Compliance for 12 Shedd Lane, DEP #129-0176, as presented. Seconded by Mr. Vines. **Motion carries, unanimous.**

## **Enforcement Order-continued**

### **36 Turnpike Road, violation**

Daily fines started accruing two weeks ago. Steve Erikson of Norse Environmental emailed Mrs. Guertin that they have received a deposit for their work, and Pat Flaherty will be hired to complete the survey work. Discussion continued to the next meeting.

**Motion:** by Mr. Souza to continue the matter regarding 36 Turnpike Rd. to May 21, 2019.  
Seconded by Mr. Tymula. **Motion carries, unanimous.**

## **Discussion**

### **10 Sunrise Avenue, violation**

Mrs. Guertin advised that a Selectman noticed pine trees cut and fill was brought in to level the yard. The property owner has been advised that he needs to file a Notice of Intent application, that daily fines could be instituted. Pat Flaherty was hired to prepare the application, and he was supposed to be paid on April 24, 2019. Mrs. Guertin has not received any updates since April 24, 2019.

**Motion:** by Mr. Vines to issue Enforcement Order for 10 Sunrise Avenue, with provisions that the property owner attend the meeting on May 21, 2019, and file an application for a Notice of Intent by June 6, 2019. Seconded by Mr. Tymula. **Motion carries, unanimous.**

### **36 Turnpike Rd, continued**

Sam Poulten and Quay Ho were now present.  
The information previously discussed was summarized.

Mr. Poulten indicated that the wetlands have been flagged, and Mr. Quay Ho has paid both Pat Flaherty and Norse Environmental for their services. Mr. Poulten has contacted Building Inspector Sean Shanahan as the trucks are gone and the property has been cleaned up. Mr. Ho is negotiating with two neighbors to obtain an easement for a replication area and plan. Fines will cease once the application is received by the Conservation Office. Discussion has been continued to May 21, 2019.

### **184 Willis Drive, violation**

Wanda Dunn, 60 Willis Dr. advised that a neighbor came to her to report that multiple trees were cut down by the sewer house, and a large fire pit was constructed. There is evidence of burning, and the wood is piled all over. She wanted to notify the Commission, and showed photos of the area. There is evidence of leaf dumping going on here too.

Beavers had cut trees previously. This is not beaver activity.

No one is positive who did this. The resident across the street will be contacted to see if he has additional information.

Mrs. Guertin will arrange to install signs to signify the area is Conservation land, and she will ask if there are cameras on the sewer pump house.

Mr. Garrahan advised that the matter will be investigated, and further action will be taken.

**Continual Business**

**Land Management update**

No updates at this time.

**Agent's Report**

Paperwork was signed as needed.

Packets for the next meeting were provided to Commissioners.

**Approve Minutes**

**February 19, 2019**

**Motion:** by Mr. Souza to approve the Meeting Minutes of February 19, 2019, as presented. Seconded by Mr. Gibbs. **Motion carries, unanimous.**

**March 5, 2019**

**Motion:** by Mr. Vines to approve the Meeting Minutes of March 5, 2019, as presented. Seconded by Mr. Souza. **Motion carries, unanimous.**

**March 19, 2019**

**Motion:** by Mr. Vines to approve the Meeting Minutes of March 19, 2019, as presented. Seconded by Mr. Gibbs. **Motion carries, unanimous.**

**April 16, 2019**

**Motion:** by Mr. Vines to approve the Meeting Minutes of April 16, 2019, as presented. Seconded by Mr. Souza. Mr. Tymula abstained, all others in favor. **Motion carries.**

**Adjourn**

**Motion:** by Mr. Souza to adjourn the meeting at 7:31PM. Seconded by Mr. Vines. **Motion carries, unanimous.**

**Next Meetings**                      **May 21st**                      **June 4th**

Respectfully submitted,

Vivian W. Merrill  
Recording Secretary

Supporting documents:

-RDA and Certificate of Compliance Applications and supporting documents