



**TOWN OF BOXBOROUGH
NOTICE OF PUBLIC MEETING
Meeting Minutes**

Conservation Commission
March 2, 2022
7:30 PM
Zoom

Approved: March 16, 2022

Members Present: Dennis Reip (Chair), Dave Follett, Norm Hanover, Liz Markiewicz, Steve Schmitt and Hoff Stuart

Member absent: David Koonce

Also present: Rita Grossman and Lisa St. Amand, Boxborough Conservation Trust and Becky Neville, Finance Committee

At 7:31 PM, Dennis called the meeting to order and noted this meeting is being conducted via Remote Participation, pursuant to the Governor's Executive Order due to the current outbreak of Covid-19.

Motion was made by Dennis, seconded by Norm and voted unanimously to approve the minutes of February 16, 2022 as amended.

Dennis - yes, Dave - yes, Norm - yes, Liz - yes, Steve - yes. Hoff - abstained.

Motion was made by Dennis, seconded by Dave and voted unanimously to approve the payment of \$500.00 to Minuteman Press for printing trail booklets.

Dennis - yes, Dave - yes, Norm - yes, Liz - yes, Steve - yes, Hoff - yes.

Correspondence

By email, Keolis Commuter Services on behalf of the MBTA, has provided information on their recently published Yearly Operating Plan consistent with the Vegetation Management Plan.

Discussion: Consideration of Recommendations for Community Preservation Committee Warrant Articles (funding for Conservation Trust Fund and Water Resources Committee Land Acquisition)

Special Town Meeting on February 28, 2022 did not approve funding for public water supply testing. It is expected that the Water Resources Committee will withdraw their CPC application.

Motion was made by Dennis, seconded by Dave and voted unanimously to recommend approval of the CPC Conservation Trust Fund article for \$10,000.

Dennis - yes, Dave - yes, Norm - yes, Liz - yes, Steve - yes, Hoff - yes.

Discussion: 95 and 105 Sargent Road Phyllis Campbell Right of First Refusal (RoFR) of acreage currently classified as forestry pursuant to Chapter 61 of MGL.

Dennis summarized that on February 8, 2022 the interim Town Administrator notified the owner's attorney of the deficiencies in the notice of RoFR. A corrected Notice was received on February 22, 2022 and forwarded to Attorney Janet Morrison for review.

The Commission discussed using funds in support of the "due diligence" process. Dave suggested waiting. Dennis replied that the time line for the Annual May Town Meeting makes this necessary.

Motion was made by Dennis, seconded by Liz and voted unanimously to recommend approval of the expenditure of up to \$10,00.00 for expenses related to the 95 and 105 Sargent Road RoFR.

Dennis - yes, Dave - no, Norm – yes, Liz – yes, Steve – yes, Hoff - yes.

Notice of Intent Hearing DEP #113-568

Location: 962 Depot Road Assessor Map: 09-103-000

Property Owner: Stephen and Suzanne Schmitt

Engineer: Mark Farrell, Green Hill Engineering

Project Description: repair an existing septic system outside the 100 ft buffer zone with minor grading in the buffer.

Commission Reviewer: Liz Markiewicz

Dennis opened the hearing and Steve recused himself.

Mark presented the NOI and associated plan.

Liz and Norm reported on their site visit.

In response to a question about invasive seeds in the wattles, Mark noted that would not be a problem.

Motion was made by Liz, seconded by Dennis and voted unanimously to close the hearing.

Dennis - yes, Dave - yes, Norm – yes, Liz – yes, Hoff – yes, with Steve recused.

Liz will draft the Order of Conditions for the next meeting.

Continuations Notice of Intent Hearings 650 & 674 Massachusetts Avenue

Nick Facendola of Level Design Group, representing the property owner 49 Group LLC, requested a further continuation of both hearings. He is working on finalizing NOI plans for the two parcels.

The owner would like to take advantage of these current filings but also needs to consider the long-term use of the parcels and compliance with Zoning and Planning Board requirements for both lots.

Cindy Markowitz, Planning Board, mentioned her Board is also waiting for information on the two parcels.

Nick has provided a revised restoration plan for the Enforcement Orders at both locations.

Motion was made by Dennis, seconded by Dave and voted unanimously to continue the Notice of Intent hearings and discussion of the Enforcement Order Restoration Plans on March 16, 2022 at 8:15 PM.

Dennis - yes, Dave - yes, Norm – yes, Liz – yes, Steve yes, Hoff – yes.

The Commission discussed their upcoming calendar and will return to in person meetings on March 16, 2020.

On March 8, 2022, Liz and Norm will participate in the Open Space and Recreation Plan kick-off meeting for the update to the Plan.

At 8:52 PM, motion was made by Dave, seconded by Dennis and voted unanimously to adjourn. Dennis - yes, Dave - yes, Norm – yes, Liz – yes, Steve – yes, Hoff - yes.

Documents used during this meeting:

Agenda

Draft Minutes Feb. 16, 2022

Correspondence

Sargent Road RoFR

962 Depot Notice of Intent