



THE TOWN of MERRIMAC  
CONSERVATION COMMISSION  
4 School St., Merrimac  
MASSACHUSETTS 01860

**Conservation Commission Meeting Minutes**  
**Tuesday, April 27, 2021**  
Video Conference

Members present: Robert Prokop (chair), Jon Pearson, Arthur Yarranton, Jerome Mathieu, William Andrulitis, and Gregory MacLean. Conservation Agent Jay Smith was present.

Meeting called to order at 6:45pm.

**Cont. Public Hearing --- Notice of Intent --- Dennis Page, Manager for Middlesex Land Holdings, LLC, 118 East Main St., (DEP# 45-xxx).** --- For the construction of four (4) duplex units and associated site work within the buffer zone to a bordering vegetated wetland and intermittent stream

Maureen Herald, representing the applicant went over the items requested by the Commission at the last meeting and showed the changes on the revised plan submitted. R. Prokop received an inquiry about access to the cemetery next door. The Commission stated that the cemetery should bring it up with the owner. Other comments were made by members were satisfied and already shown on the revised plan. J. Pearson made a motion to issue an OC with the Standard and Special conditions. W. Andrulitis seconded the motion with a unanimous vote to issue. (6-0)

**Public Hearing --- Request for Determination of Applicability --- Greta and Mike Buzzell, 30 Orchard St.** --- Tree cutting in the buffer zone to a bordering vegetated wetland.

The Buzzells were in attendance. The Commission reviewed the Request to cut ~50 trees in the buffer zone outside the 25ft.no-disturb zone. After a discussion J. Pearson made a motion to issue a Neg.3 Determination with the following conditions: 1. The area extending 25ft from the intermittent stream shall remain undisturbed. No cutting of vegetation will be allowed in that area. 2. All tree debris shall be removed from the site or piled at least 50ft. from the wetlands. 3. Erosion and siltation prevention measures must be properly installed before work begins. Securely installed silt fence backed with doubly staked hay bales, both

embedded a minimum of 6" into existing grade or straw wattles shall be placed between work areas and the wetlands as shown on the plans. Prior to installation of these devices, the Conservation Agent shall be contacted for instruction as to proper installation and inspection. Both erosion control methods shall be maintained throughout the project until all disturbed areas have been mulched, seeded and stabilized to prevent erosion. 4. All wetland flags shall remain in place throughout the work until the erosion control is removed. W. Andrulitis seconded the motion with a unanimous vote to approve. (6-0)

**Public Hearing --- Request for Determination of Applicability --- Richmond Allen, 67 W. Shore Rd. ---** For the expansion of a porch and addition of a hot tub within the buffer zone to Lake Attitash.

Mr. Allen was in attendance and described his request to rebuild his porch and add a hot tub on one side of the porch. The request was discussed and the Commission was agreeable to allowing Mr. Allen to place the tub on the ground over crushed stone as long as it stays within the footprint of the existing deck. The Commission also allowed the deck to be cantilevered past the existing footprint 2ft. W. Andrulitis made a motion to issue a Neg. 3 Determination with the items allowed. The motion was seconded by J. Pearson with a unanimous vote to approve. (6-0)

**Public Hearing --- Request for Determination of Applicability --- Lianna McGauley, 4 Oak Circle ---** For a dock on Lake Attitash.

Lianna McGauley was present. The dock plans were reviewed and the applicant stated that the section of dock that paralleled the shore was there to access the dock and to center it on the lot. The Commission agreed to a dock length reduction to 42ft. removing a section. After reviewing the file on the property, it was noted that previous conditions had not been met regarding plantings required along a 10ft. deep strip along the entire front of the property at the top of the bank. The Commission asked that a planting plan be submitted and approved by the Commission for the area. J. Pearson made a motion to issue a Neg. 3 Determination pending approval and planting of the plants. The motion was seconded by J. Mathieu with a unanimous vote of approval. (6-0)

**Public Hearing --- Notice of Intent --- Heather Ide, 49 West Shore Rd. ---** For the construction of a patio, pavilion, dock and shed within the buffer zone to Lake Attitash.

Michael Seekamp (wetland scientist) and Heather Ide were in attendance. The project was reviewed. The 12x16 patio was set back 25ft. from the bank. The dock was centered on the lot containing 3 sections 24ft. long by 3ft. wide. A waiver was requested and considering the amount of lawn removed for other landscaping and pavement removed was found sufficient. Abutters voiced their concerns about lines of sight to the lake and were satisfied. J. Pearson made a

motion to approve the project with Special conditions. W. Andrulitis seconded the motion with unanimous vote of approval. (6-0)

**Public Hearing --- Notice of Intent --- Stephen Camarda for 7 West Hadley Rd.** --- For the construction of a single-family home and septic system within the buffer zone to bordering vegetated wetland and intermittent stream.

The Commission reviewed the filing and agreed to the wetland line at the last site visit. Everything was in order and followed the local guidelines. A suggestion was made to add markers to the plan designating the 25ft. offset to the resource area. The Hearing was closed and J. Pearson made a motion to issue an Order of Conditions with the Standard and Special Conditions including markers at the major turns in the wetland line offset placed on a revised plan. J. Mathieu seconded the motion with a unanimous vote of approval. (6-0).

**Discussion:** Edward Warnock, 10 Shore Rd. --- COC Request

The Commission agreed to issue a Certificate of Compliance for work done at 10 Shore Road. The agent went to the property and viewed plantings installed at the request of the Commission and confirmed work was in compliance with the Order of Conditions .

**Discussion:** Review Bob Prokop's letter.

A letter put together by R. Prokop commenting on the price to dispose of brush in town was discussed and it was decided that the Con Com should not be giving their opinion on this subject as a group.

**Discussion:** Request from Mike Seekamp to discuss a wetland.

Mr. Seekamp wanted the Commission's input on a wetland he was evaluating in town. B. Prokop and the agent have agreed to take a look and give him their input.

**Discussion:** minutes.

The minutes for March, 23, 2021 were reviewed and the vote was unanimous to approve as revised by J. Pearson. (6-0)

**The next C.C meeting is May 25, 2021, 6:45pm., at the Public Library hopefully.**