



# TOWN OF CHARLTON CONSERVATION COMMISSION

## Meeting Minutes

Wednesday, February 8, 2023

LOCATION: VIRTUAL VIA ZOOM & In Person

**Members Present:** Arthur Bellerive  
Mitch Dunn  
Ron Royer  
Ed Nowak

**Members Absent:** Tom O'Malley, James Allen

**Also Present:** Angela Panaccione

1. **Call to Order:** 7:00 PM – Arthur Bellerive
2. **Approval of Minutes :** None

### Public Inquiry

#### 1. **New Conservation Member**

Angela Panaccione informed the commission that Jackie Nowak filed a request to join the commission. The commission made a motion to recommend Jackie Nowak to be appointed by the Board of Selectmen.

**Motion made by Mitch Dunn to recommend the BOS to appoint Jackie Nowak as a member of the Conservation Commission**

**Motion seconded by Ron Royer**

**No further discussion**

#### 2. **Request to accept restitution in lieu of fines**

Angela Panaccione stated under the Stormwater Regulation Section 4.6 – Compensatory action/restitution: “ In lieu of enforcement, penalties and fines, authorized by these regulations, the Commission may accept a violators alternative compensatory actions based on the nature of the violation and the ability to restore damages.

Examples include land donations, donations to the trust fund. Storm drains, stenciling maintenance of storm, water, B. And Ps participation in municipal programs, attendance at workshops, brooks, clean up; etc.

Angela explained that Mr. Santos had offered the use of his Nature’s Classroom for environmental opportunities for the community and other conservation professionals. We would be willing to host three large gathering events in lieu of the Stormwater Fines issued to him due to the Stormwater runoff at Pumpkin Lane/Prindle Lake.

After discussion, the commission voted:

**Motion made by Ed Nowak to accept the restitution offer for the use of Nature’s classroom for three large environmental events in lieu of fines**

**Motion seconded by Mitch Dunn**

**No further discussion**

**3. Signing of documents:**

40 Sturbridge Road – DEP No. 128-1889

**Motion made by Ed Nowak to issue the Order of Condition for DEP No. 128-1889 – 40 Sturbridge Road**

**Motion seconded by Mitch Dunn**

**No further discussion**

Letter to DPW requesting the culvert installed on Blood Road to be evaluated by a professional engineer and a set of plans to be submitted to the commission.

**After discussion, the commission chose to hold off on the letter and will contact Gerry Foskett directly.**

**4. Schedule of Public Hearings**

- a. 7:00 PM Notice of Intent (NOI) DEP# – 128-1888 – Lot 122B, Oxford Road- The applicant has submitted a Notice of Intent for the construction of a single family home with well, septic and driveway/parking area

Angela informed the commission that the applicant requested to continue the meeting.

**Motion made by Ed Nowak to continue the meeting to February 22, 2023**

**Motion seconded by Ron Royer**

**No further discussion**

- b. 7:00 PM Notice of Intent (NOI) DEP# – \_\_\_\_\_ – Lot 3 Hill Road- The applicant has submitted a Notice of Intent for the construction of duplex house with parking area, septic tank, and pump chamber all with associated grading

Angela informed the commission that the applicant requested to continue the meeting.

**Motion made by Ron Royer to continue the meeting to February 22, 2023**

**Motion seconded by Ed Nowak**

**further discussion**

- c. 7:00 PM Notice of Intent (NOI) DEP# – \_\_\_\_\_ – Lot 4B Oxbow Road- The applicant has submitted a Notice of Intent for the construction of a single family home with septic system and associated utilities

Angela informed the commission that the applicant requested to continue the meeting.

**Motion made by Ed Nowak to continue the meeting to February 22, 2023**

**Motion seconded by Mitch Dunn**

**further discussion**

**5. Project Monitoring:**

Rt. 20 Reconstruction

Angela Panaccione informed the commission that she had the pre activity. She informed the commission that the work would be starting soon and would including tree clearing, erosion control and removal of utility lines.

**1. Violations & Enforcement:**

26 Willis Drive DEP No. 128-1683

Angela informed the commission that an abutter made a complaint regarding construction debris into the wetlands. During her site visit, she observed that the applicant was in violation with few of the order of conditions, including clearing passed the 25ft buffer and large boulders in the wetlands.

After discussion, the commission voted

**Motion made by Ed Nowak to send a violation letter giving the applicant 30 days to be in compliance with his Order of Conditions and approved plan. Request the applicant to attend the next public hearing scheduled for February 22, 2023**

**Motion seconded by Mitch Dunn**

**No further discussion**

**2. New/Old Business:**

Angela reminded the commission that MACC was offering their annual classes if anyone would like to take them.

**3. Set Next Meeting Date: Wednesday, February 22, 2022**

**Motion made by Ed Nowak to adjourn at 7:54pm**

**Motion seconded by Mitch Dunn**


**No further discussion**

**Submitted by:**  
**Rose Conway**

**Accepted by Conservation Commission:**


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**Arthur Bellerive**



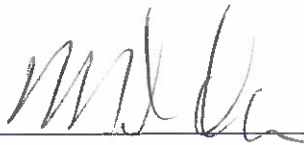
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**Ron Royer**



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**Ed Nowak**



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**Mitch Dunn**