

TOWN OF LANCASTER  
CONSERVATION COMMISSION  
Lancaster Community Center  
January 12, 2016

Present: Ken Rapoza, Chair; Nathan Stevens, Vice-Chair; Jim Lavallee; Tom Christopher and Peter Farmer (arrived at 7:05 PM)

Absent: Ruth Anderson

Also Present: David Koonce, Conservation Agent

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There being a quorum present, Chairman Rapoza called the meeting to order at 7:03 PM.

**Public Hearing (cont'd) – Notice of Intent, I.C. Federal Credit Union, 30 Perry Road**

Mr. David Koonce stated that he had spoken to the engineer, Tim Beauchemin, regarding the project. Mr. Beauchemin informed Mr. Koonce the Kaleva Lodge has not met to discuss access to the property at this time, but should be soon.

**At 7:05 PM Mr. Thomas Christopher made a motion to continue the hearing to the next Conservation Commission meeting on January 26<sup>th</sup>. Mr. Jim Lavallee seconded. No discussion VOTE: 4-0-0.**

**Presentation – Mark Archambault, Nashua River Watershed Association**

*Present: Mark Archambault, Nashua River Watershed Assoc. and Caroly Shumway, Merrimack River Watershed Council*

Mr. Mark Archambault gave a short presentation to the Commission regarding water pollution and the importance of buffer zones.

Mr. Archambault provided the Commission with a copy of the presentation.

**New Business**

Discussion, 2078 and 2089 Main Street

*Present: Richard Cunningham*

Mr. Koonce gave the Commission a brief background of the area and what has been happening on the site. Mr. Koonce stated that the Commission has had issues with the property before. Mr. Koonce stated that Mr. Cunningham has been to the office and is concerned with a dumpster and parked cars that maybe within a drainage easement at close to a wetland.

Mr. Cunningham informed the Commission that the owner of the property does not live there that the issue is with the renters at appear to be running a moving company out of the house.

Mr. Koonce stated that he spoke with the owner of the property and she stated that she will not move the cars on the property and stated that the dumpster on the property has not been moved.

Mr. Christopher asked how close to the wetlands the cars and dumpster are.

Mr. Koonce stated that it appears that at the closest point the car appears to be about 20 to 25 feet away from the wetland and should be moved.

Chair Rapoza asked Mr. Koonce to go out and look at both addresses and see if there are any issues for the Commission to be concerned about.

### **General Business**

*The Commission reviewed the following information, Minutes from September 22, 2015 meeting, November 10, 2015 meeting, November 24, 2015 and December 8, 2015*

**At 8:12 PM Mr. Jim Lavalley made a motion to accept the minutes from the September 22, 2015 as written. Mr. Thomas Christopher seconded. No discussion. VOTE: 4-0-1. Mr. Nathan Stevens abstained.**

Mr. Jim Lavalley had a few minor corrections to the minutes from the November 10<sup>th</sup> meeting.

**At 8:13 PM Mr. Thomas Christopher made a motion to accept the minutes from the November 10, 2015 meeting as amended. Mr. Jim Lavalley seconded. No discussion. VOTE: 3-0-2. Both Peter Farmer and Nathan Stevens abstained.**

**At 8:15 PM Mr. Jim Lavalley made a motion to accept the minutes from the November 24, 2015 meeting as written. Mr. Thomas Christopher seconded. No discussion. VOTE: 4-0-1. Mr. Nathan Stevens abstained.**

Mr. Peter Farmer had a one minor correction to the minutes from the December 8<sup>th</sup> meeting.

**At 8:16 PM Mr. Peter Farmer made a motion to accept the minutes from the December 8, 2015 meeting as amended. Mr. Jim Lavalley seconded. No discussion. VOTE: 4-0-1. Mr. Nathan Stevens abstained.**

### **Old Business**

#### **Discussion, District Court, Mr. Joseph Spinelli**

Chair Rapoza stated that he attended the court hearing yesterday, January 11, 2016 for the enforcement order and fine against Mr. Joseph Spinelli, 160 Fire Road 12. Chair Rapoza stated that he met with the court magistrate and explained what occurred on the property. Chair Rapoza stated that Mr. Spinelli's lawyer was present for the court hearing and had issue with the procedure of how the citation was issued. Chair Rapoza stated that the court will make a decision on the fine.

#### **Discussion, Earth Products Removal Advisory Committee**

Mr. Peter Farmer stated that the Earth Products Removal Advisory Committee met to discuss Keating's Earth Product Removal Permit. Mr. Farmer stated that there are some concerns with the amount of water that is being pumped from the quarry.

**At 8:42 PM Chair Ken Rapoza made a motion to close the public meeting of the Lancaster Conservation Commission and enter into Executive Session for the purpose of discussing strategy with respect to litigation, and not return to public meeting. Mr. Peter Farmer seconded.**

**Roll Call Vote: Mr. Peter Farmer, Aye; Mr. Jim Lavallee, Aye; Mr. Thomas Christopher, Aye; Mr. Nathan Stevens, Aye and Chair Ken Rapoza, Aye.**

**Adjourn**

There being no further business to discuss, the public meeting adjourned at 8:42 PM.

Respectfully submitted,

Heather Hampson  
Office Manager