

Town of Andover
INLAND WETLANDS & WATERCOURSES COMMISSION
Tuesday July 13th, 2021 - 7:00 P.M.
Virtual Meeting via Zoom Website Platform

REGULAR MEETING MINUTES

Members present: George Elliott, Jed Larson, William Munroe, Ed Smith (arrived at 7:03 pm)

Member absent: Jim Hallisey

Others present: Joseph Wagner – Wetland Agent, Mindy Gosselin – Board Clerk, Kevin Shea

1. CALL TO ORDER: G. Elliott called the meeting to order at 7:00 p.m.
2. ROLL CALL/SEATING OF ALTERNATES: None.
3. CHANGES IN ORDER TO AGENDA: None.
4. APPROVAL OF MINUTES
 - a. May 27th, 2021 Special Meeting Minutes

Item 8d. Additional soil testing was conducted and there was another 100% code ~~complaint~~ **compliant** area found that would better suit the system.

J. Larson MOVED to approve the May 27th, 2021 Special Meeting Minutes as amended. W. Munroe SECONDED. By roll call vote, MOTION CARRIED 3:0:0, E. Smith was not at the meeting yet.

5. PUBLIC COMMENT:

Kevin Shea, owner of 436 Lake Road, stated that there was a site walk at his property back in December and there was discussion about taking down some trees. K. Shea discussed his project further with Agent Wagner and Wagner stated that it would need to be brought to the Commission. So, K. Shea was wondering if they could discuss his activity or schedule a site visit at tonight's meeting. G. Elliott stated that it seems like the original scope of work that was proposed was more extensive than expected. He also stated that the Commission needs a formal permit application for the proposed activity/activities.

K. Shea stated that the foundation and first floor are installed so they now have more of an idea of what activities they want to propose. G. Elliott stated that K. Shea should work on an application with Agent Wagner.

6. ENFORCEMENT ACTIONS:

Agent Wagner stated that the enforcement actions for 497 Route 6 and 33 Route 87 have been completed/resolved.

7. ELECTION OF OFFICERS

J. Larson MOVED to elect G. Elliott as chairman for 2021-2022. W. Munroe SECONDED. By roll call vote, MOTION CARRIED 3:0:1 with G. Elliott abstaining.

J. Larson MOVED that the nominations be closed for chairman. W. Munroe SECONDED. By roll call vote, MOTION CARRIED 3:0:1 with G. Elliott abstaining.

E. Smith nominated J. Larson as Vice Chair. J. Larson declined nomination. MOTION WITHDRAWN.

E. Smith nominated W. Munroe for Vice Chair. J. Larson SECONDED. W. Munroe declined. MOTION WITHDRAWN.

E. Smith nominated himself as Vice Chair. G. Elliott SECONDED. By roll call vote, MOTION CARRIED 3:0:1 with E. Smith abstaining.

8. REVISION OF IWWC REGULATIONS

G. Elliott stated that the regulation revisions were drafted and discussed at previous meetings. However, when G. Elliott contacted Attorney Mark Branse about moving forward with a legal review and public hearing M. Branse informed him that the Commission should wait until the end of the legislative session before proceeding. G. Elliott stated that the session has since concluded and nothing major has changed to his knowledge.

J. Larson MOVED to submit the updated regulations for legal review. E. Smith SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

9. RESUMPTION OF IN-PERSON MEETINGS

G. Elliott stated that the Commission has three different format options for future meetings: in-person, hybrid, or virtual.

W. Munroe stated that he does not have a format preference. J. Larson stated that acoustics and the display of information are some of the advantages to continuing the zoom format. E. Smith stated that he is leaning toward zoom but in-person would be okay too. He was not in favor of hybrid. G. Elliott stated that he has a strong preference for zoom.

G. Elliott MOVED to have the Andover IWWC continue meetings via zoom unless otherwise stated. By roll call vote, MOTION CARRIED unanimously.

10. AGENT REPORT

- a. Pending Administrative Permit (Agent) Application- IWWC 21-10: John DeVore, 104 West Street- Installation of a 4-ton geothermal heat pump closed-loop system. The ground loop and a portion of the trench is within the 100-foot Upland Review Area (URA) of a wetland.

Agent Wagner stated that this application was for a geothermal closed-loop system in the 100-foot URA. It was located on the edge of the URA.

- b. Pending Administrative Permit (Agent) Application- IWWC 21-12: Joseph Colangelo, 420 Lake Road- Installation of a standby generator and outdoor electrical outlet within the 200-foot Upland Review Area of Andover Lake.

Agent Wagner stated that this activity was in the front yard of the property – closer to the road as opposed to the lake.

- c. Pending Administrative Permit (Agent) Application- IWWC 21-11: Jeffrey and Susan Hays, 242 Lake Road- Construction of a stone stairway and walkway within the 200-foot Upland Review Area of Andover Lake.

Agent Wagner stated that the property slopes down toward the lake. The application proposes excavating and putting in a natural stone gravel drain to help with runoff toward the lake. It also proposes a stairway and walkway that will be on the lake side of the property.

G. Elliott asked if the walkway would count as an impervious surface and require further zoning permitting. J. Larson stated that he is unsure and would need to visit the site. J. Larson also told Agent Wagner to continue to communicate with Agent Hallisey. G. Elliott stated that there probably won't be a building permit pulled so even though it is a zoning issue, Agent Wagner should discuss with Agent Hallisey so the proper departments can review the activity.

The nutrient allocation sheet is zoning's regulation but wetlands is also indirectly tied into the matter due to the lake/upland review areas being involved.

- d. Approved Administrative Permit (Agent) Application- IWWC 21-09: James Hallisey, 50 Merritt Valley Road- Construction of a 12-foot by 10-foot wood deck within the 100-foot Upland Review Area of a wetland and intermittent stream.

Agent Wagner stated that the proposed deck wouldn't be attached to the house but would be close to it. The deck would be about 40 feet from the intermittent watercourse.

e. Other

J. Larson asked about 85 Lakeside Drive. Agent Wagner stated that he issued a wetland permit but there are still some outstanding zoning issues. J. Larson stated that the shed is up already. Agent Wagner stated that he believes the owner moved the shed back further. J. Larson asked Agent Wagner if there was a nutrient allocation worksheet completed, Agent Wagner stated that he didn't believe so.

J. Larson stated that the implementation of the nutrient allocation worksheet has been off to a rocky start and that Agent Wagner and Agent Hallisey should be in frequent communication.

11. OTHER BUSINESS

There was discussion about individual tree removal in relation to needing a wetland permit.

12. NEXT REGULAR MEETING: Monday August 2nd, 2021 @ 7:00 p.m.

13. ADJOURNMENT

E Smith MOVED to adjourn the regular meeting at 8:03 p.m. W Munroe SECONDED.
By roll call vote, MOTION CARRIED 4:0:0.

Respectfully submitted by Mindy Gosselin,

Mindy Gosselin

Please see the minutes of subsequent meetings for the approval of these minutes and any corrections hereto.