Diane Oliver-Jensen made a motion to accept the minutes of October 1, 2008. John Hooven seconded the motion. Voted 4-0 to accept the minutes as presented.

Diane Oliver-Jensen made a motion to accept the resignation of Conservation Commission Member, Edward Kwasniewski. John Hooven seconded the motion. Voted 4-0 to accept.

Reviewed distribution easement from National Grid for property on Front Street.

7:15 p.m. PUBLIC HEARING: Request of Determination - Water Department, seasonal operation and maintenance of the Lake Wickaboag Dam. Present: Bob Benson, Al Collings and Dave Healy. Negative Determination given.

8:00 p.m. PUBLIC HEARING CONTINUED: Lake Wickaboag Improvement Association Request of Determination to repair existing boat launch/removal area between #137 and 138 Lake Shore Drive. Present: Sarah and Michael Allen, John Carrier, James Boyko, John Brennan. The Lake Wickaboag Improvement Association presented a letter from their attorney, George P. Kiritsy, P.C., 87 Main Street, Rutland, MA 01543, which stated “my client claims easement rights over the areas in question. Additionally, all property owners in the subdivision have easement rights over the subject areas.” The Commission received a letter from Kopelman and Page, P.C. signed by Brian J. Winner who stated “Because the regulations state that a non-owner applicant is required to certify notification of the application to the owner, I recommend that the Commission consider an application incomplete and refrain from acting on an RDA that lacks this information. To confirm the Commission’s position in this regard on each deficient application, I suggest, as stated above, that the Commission notify the applicant that an application lacking this information is considered incomplete until the Commission receives specified information.” The Commission, per Town Counsel’s advice, refrained from acting on this Request of Determination.

Gordon gave an update on the beaver dam on Ragged Hill Road. The pond had been lowered about 12 inches and again heard lowered another 6 inches. They are going to try and put a ditch and if this works hopefully it will satisfy the abutter.

John Hooven made a motion to adjourn the meeting. Diane Oliver Jensen seconded. The meeting was adjourned at 8:10 p.m.

Respectfully submitted,

Christine M. Long
Secretary