

Town of Lakeville  
Conservation Commission  
Tuesday August 24, 2021

Members Present: Chairman Bob Bouchard, Joseph Chamberlain, Mark Knox, and John LeBlanc.  
Absent were: Fred Frodyma, Nancy Yeatts and Josh Faherty. This was an in-person meeting and recorded by LakeCam.

*There wasn't a quorum at the start of the meeting, so there was an informal discussion on each agenda item.*

**Lakeville Hospital (43 Main St.)** - VHB - Certificate of Compliance. Derek Maceonis from VHB was present for discussion. They are requesting a Certificate of Compliance for an Order of Conditions that was issued on March 29<sup>th</sup>, 2019. This project included direct wetland impacts for a new drive that connected to Rhode Island Road. That work never started and won't with the new development. They are looking to clear that from the title. They would also like a new original copy of the Certificate of Compliance that was issued in July for an Order of Conditions in 2007.

**85 Howland Rd.** - Zenith - Certificate of Compliance. Nyles Zager from Zenith was present for discussion. They were issued an Order of Conditions for construction of a single-family home within the 200-foot riparian zone of a stream located off-site. That work has been completed and as-built submitted. Everything has been stabilized and completed per the plan. Photos were provided of the site and Member Knox said it looks like the grass is growing in good. Member Chamberlain asked about the water filtration backwash, it says shall discharge to a dry well or to the ground. He had never seen it to the ground and if there is a dry well, he didn't see it on the plan. Mr. Zager said that was a standard note and there actually is no water purification system there now. It's a note they put on the as-builts to make sure the homeowner is aware of it. He said that per Title 5, it is allowed to be dumped on the ground to actually discharge at the ground floor. Member Chamberlain asked who did the bottom hole inspection and when. Mr. Zager said it was done by Ed Cullen, but wasn't sure of the date.

**460 Bedford St.** - Zenith - Notice of Intent. Nyles Zager from Zenith was present for discussion. This was in front of the Commission before and was filed for a septic upgrade. The Commission felt it required a Notice of Intent. The septic system is at the rear of the property where the wetland is located. The well location in the front is forcing the septic system to be placed at the rear of the property. A silt sock is proposed for erosion control and they are keeping it as far away from the resource area as possible.

**Residences at Lebaron** - Goddard Consulting - amend ORAD - continued. Tim McGuire from Goddard was present for discussion. They have been before the Commission a few times to request an amendment to an existing ORAD, depicting the location of Thompson Brook, the perennial stream. They have sent in two response letters to comments from the peer reviewer. As of August 10<sup>th</sup> they have received a final letter from Brad Holmes stating that he is in agreement with their line as shown. *Member LeBlanc arrived at the meeting (7:25pm).* Chairman Bouchard said they had been informally listening to comments, not asking and questions and not voting on anything. Member LeBlanc had no questions regarding the Residences at Lebaron hearing. Chairman Bouchard said his opinion on it is it's

satisfactory. Member Knox asked if the August 5<sup>th</sup> plans were the most revised. It was confirmed that it was.

Upon a motion made by Member Knox, seconded by Member Chamberlain, it was:

Voted: to approve the ORAD on the plan dated August 5, 2021 for the Residences at Lebaron Hills.

Unanimous approval.

**Lakeville Hospital (43 Main St.)** - Member Knox gave a brief review of the earlier discussion.

Upon a motion made by Member Knox, seconded by Member LeBlanc, it was:

Voted: to issue a Certificate of Compliance on DEP file 192-819 on 38 and rear Rhode Island Rd. of the Lakeville Hospital property.

Unanimous approval.

**85 Howland Rd.** - Nyles Zager from Zenith gave a brief review of the earlier discussion.

Upon a motion made by Member Knox, seconded by Member LeBlanc, it was:

Voted: to issue a Certificate of Compliance for 85 Howland Rd. for DEP file 192-843.

Unanimous approval.

**460 Bedford St.** - Chairman Bouchard asked if all the information was in the initial filing, the RDA, which the Commission never voted on. Mr. Zager said it was all the same information in the form of a NOI. Chairman Bouchard said he had asked previously about possibly doubling up on the erosion control on the back slope since it was so close and so steep. Mr. Zager said they would be happy to do that if they could make it a condition of the approval. Member Chamberlain agreed. Member Knox asked if they should ask for a silt sock which is what is on the plan, with a silt fence. Chairman Bouchard said they could put that in the conditions. Member Knox said that Member Yeatts wanted the filing changed from an RDA to an NOI because of the inability to put a condition on.

Upon a motion made by Member Knox, seconded by Member LeBlanc, it was:

Voted: to close the hearing and issue an Order of Conditions for 460 Bedford St. septic system upgrade with all the Conservation Commission's standard conditions as well as doubling up the erosion control with silt sock and silt fence along the dashed line shown on the plan for the location of silt fence.

**2 Charles St.** - Analysis & Design Engineering - RDA. Mark Rodrigues from Analysis & Design was present for discussion. Member Chamberlain collected the abutter cards. Mr. Rodrigues said this is an RDA to abandon an existing greywater cesspool. The existing cesspool was never addressed back in 2004 when the new soil absorption system was designed. What they want to do is pump and fill in the existing greywater cesspool that is about 75' away from Long Pond. The owner is going to re-pipe the washing machine discharge and connect to the existing soil absorption system and on-site waste water treatment system. Member Knox asked if the top of the cesspool would be broken up and sand would be poured in after it is pumped. Mr. Rodrigues said the intent is to pump it, earth fill it, crush it, then stabilize the grade. Member Knox asked how much earth disturbance around the tank he thought

there would be. Mr. Rodrigues said it would not be more than an 8' diameter circle. Member Knox asked if a mini excavator would be used. Mr. Rodrigues responded that he did speak to the contractor about that. Since Deneise Street runs along the side of the property, the intent was to bring the earth in with the machine over the existing arborvitaes and drop it into the hole. There won't be any machines going into the back. Member LeBlanc asked if there was any kind of erosion control in place. Mr. Rodrigues said there is none shown on the plan because it's essentially a terraced area. There's a stone wall that's about 4' tall and he thought that might serve as an adequate control.

Upon a motion made by Member Knox, seconded by Member Chamberlain, it was:

Voted: to make a negative three determination on the RDA.

Unanimous approval.

The next meeting is September 14<sup>th</sup> and will be an in-person meeting.

**Adjournment** - (7:30pm)

Upon a motion made by Member Knox, seconded by Member Chamberlain, it was:

Voted: to adjourn.

Unanimous approval.