

**Town of Lakeville
Conservation Commission
Tuesday, January 10, 2017
7:00 PM – Lakeville Library**

On January 10, 2017, the Conservation Commission held a meeting at 7:00 PM at the Lakeville Library. The meeting was called to order by Chairman Bouchard at 7 PM. Members present: Robert Bouchard, John LeBlanc, Joseph Chamberlain, Mark Knox, Katherine Goodrow-Robinson, and Keith Jensen, and Sarah Kulakovich, Associate (enter 7:48 PM), Nancy Yeatts, Conservation Agent and Christine Weston, Recording Secretary. Members absent: Derek Maksy. LakeCAM was recording the meeting.

7:00 PM

NOI – LeBaron Boulevard – Stone Bridge Homes Inc.

Chairman Bouchard read the letter stating that Outback Engineering had asked for the hearing to be continued to February 14, 2017.

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

**VOTED: To continue the hearing for LeBaron Boulevard to Tuesday, February 14, 2017, at 7 PM at the Lakeville Public Library.
Unanimous in favor**

NOI – 315 Pond Lane – S. Alan Silliker & Jane S. McGraw

Chairman Bouchard read the legal notice into the record. *Daniel Mulloy, PE was present for the discussion.* Mr. Mulloy stated that the only work taking place in the jurisdiction of the Commission is the new septic tank, pump chamber, retaining wall and leaching field. The proposed tanks are within the 50'- 100' buffer zone. The project is a simple straight forward septic repair. The existing driveway will be eliminated to give room for the new septic system. The proposed driveway will be around the system.

Ms. Yeatts explained that the resource area is the Bank of the Pond, not the wetland. The proposed driveway appears to be off the property. Mr. Mulloy stated the proposed driveway will be in the shared right of way, and the material (gravel, pavement, etc.) has not been decided yet. Ms. Yeatts stated that the Commission would like to know what the driveway will be, since if it is paved this will added to impervious coverage. Does the letter provided take that into consideration with the 21% coverage. Mr. Mulloy responded that the driveway going in will be less than what is there for a driveway right now. Ms. Yeatts asked about the height of the wall? Mr. Mulloy responded that the wall is four (4) feet high at its tallest point. Member Chamberlain asked about elevation of the property and the pond in relation to the flood zone. Mr. Mulloy responded that the pond elevation is about 55' and all work will be done out of the flood zone. Chairman Bouchard asked why the plan reads, "assumed well". Mr. Mulloy responded that there is an old well on the site and it is not known if it is used for irrigation since there is a public water supply in the area. It is not a drinking well.

Upon a motion made by Member Chamberlain; seconded by Member Jensen it was:

**VOTED: To close the hearing for 315 Pond Lane and issue the Conservation
Commissions Standard Special Conditions
Unanimous in favor**

RDA – 101 Staples Shore Road - Pirani

Chairman Bouchard read the legal notice into the record. *Jack Pirani was present for the discussion.* Mr. Pirani came forward to describe the project. He stated that there would not be any changes in elevation or pitch or grade. He will just use a small John Deere tractor at the back side of the wall and the cement will come in with bucket with the John Deere.

Ms. Yeatts stated that the work being described is a bit different than what Mr. Pirani had described in her office originally, she thought that there would only be a wheelbarrow and shovels so the description of the work will have to be changed from what was written up in her Report. Mr. Pirani stated that 2 x 6 pieces of wood would be used, not really forms, to hold the cement back. Ms. Yeatts stated that there should be a siltation barrier. Ms. Yeatts stated that there will not be any machinery allowed on the pond side of the property, no matter how low the water is. Mr. Pirani stated that the work will not be done until the spring.

Upon a motion made by Member Goodrow-Robinson; seconded by Member Knox it was:

**VOTED: To close the hearing for 101 Staples Shore Road and issue a Negative 3
Determination with conditions that there will be no machinery on the
Assawompsett Pond side of the wall, there will be a siltation barrier installed
around the corner of the wall subject to the inspection and approval of the
Conservation Agent before any work begins.
Unanimous in favor**

NOI – 10 Beechtree Drive - Richard

Chairman Bouchard read the legal notice into the record. *Nyles Zager was present from Zenith Consulting Engineers.* Mr. Zager explained both the 10 Beechtree and 12 Beechtree Drive projects together, since they both have the same owner. There will be repairs made to the existing failed septic systems on the properties. There were not a lot of options available as both Lots are very small. The client was not in favor of a tight tank so an advanced treatment unit was proposed with a bottom less sand filter. This type of system is much smaller than a typical system. Its footprint is about 50% smaller. It will be a good fit for the properties. The advanced treatment unit has been proposed to the Board of Health (BOH) in the past and they are in favor with the system and its low maintenance needs. A contact is set up with the BOH for maintenance. There are a lot of variances being requested due to the proximity to the resource areas. Mr. Zager explained that when the project was discussed with the Agent she suggested that a dewatering basin on #12 be shared for both projects and eliminated at #10.

Ms. Yeatts expressed her concern of large machinery in a very small area and where it will be parked at end of the day. Mr. Zager explained that the system comes to the site pre-

assembled. Mr. Zager stated that it is impossible to park near the water. Ms. Yeatts mentioned that they should have an oil spill kit on site, which is part of the order of conditions. Member Knox noted that in the cross section of the system, the sand filter, it seems to sit at water level or below. Mr. Zager stated that there will be a five (5) foot separation. The projects will still be meeting all DEP requirements. Ms. Yeatts explained that she had discussed with Mr. Bissonnette about having a dewatering truck on site, however, since the designed dewatering system looks so substantial the truck will probably not be needed. She added that she will also be keeping an eye on that. Mr. Zager mentioned that it is not known when the work will take place, the owner has not picked a contractor yet. Once the projects have completed their process with Conservation they will present it to the BOH.

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

**VOTED: To close the hearing for 10 Beechtree Drive and issue an OOC approving the septic upgrade, with the condition that there will be a designated parking area of where the machinery will be parked at the end of each day, the watering pit will be eliminated at this site and shared with 12 Beechtree Drive and there will be a silt fence installed connecting both 10 and 12 Beechtree Drive projects, along with the Conservation Commissions Standard Special Conditions.
Unanimous in favor**

NOI – 12 Beechtree Drive – Richard

Chairman Bouchard read the legal notice into the record. *Nyles Zager was present from Zenith Consulting Engineers.* This project was combined for discussion with 10 Beechtree Drive.

Upon a motion made by Member Knox; seconded by Member Jensen it was:

**VOTED: To close the hearing for 12 Beechtree Drive and issue an OOC approving the septic upgrade, with the condition that there will be a designated parking area of where the machinery will be parked at the end of each day, there will be a dewatering pit which will be used for both projects (10 & 12 Beechtree Drive), there will be a silt fence installed connecting both projects along with the Conservation Commissions Standard Special Conditions.
Unanimous in favor**

NOI – 135 Staples Shore Road – Clayton

Chairman Bouchard read the letter from Outback Engineering asking for continuance on the hearing for 135 Staples Shore Road.

Upon a motion made by Member Knox; seconded by Member Jensen it was:

VOTED: To continue the hearing for 135 Staples Shore Road to Tuesday, February 14, 2017 at 7 PM at the Lakeville Public Library.

Unanimous in favor
Other Business

1. Inlets of Long Pond – Parkhurst Realty Trust – Permit Extension

Ms. Yeatts provided the background regarding Parkhurst. In 2004 Parkhurst came before the Conservation Commission asking to be allowed to apply herbicide applications in the canal to control the growth of weeds. Ms. Yeatts explained that the individual homeowners were having Chem-Lawn trucks putting fertilizer applications on their lawns which then increased the growth of weeds so they asked to put Diquat and Sonar Aquatic Herbicides on to knock out the weed growth. The concern is when these chemicals go into the canal and how do they affect the aquatic. They have asked for three (3) extensions on their OOC and then had four (4) years longer because of the permit extension act. This is a total of 14 years. It will no longer be valid as of April 12, 2017 and so they have asked for another extension. The Agent stated that she has contacted both the City of Taunton and City of New Bedford Water Departments about the use of the chemical and they are in agreement with the extension, but also are interested in updating the conditions and revising the testing locations. Member Knox asked who monitors the testing? Ms. Yeatts responded that a Parkhurst resident does. The lab results are always provided to the Office. No one follows the lab technicians out in the boat to watch how the testing is done. The results are provided to the Conservation Commission and the Cities of Taunton and New Bedford. Member LeBlanc asked if it was possible that the alternate testing area could potentially have contamination in it which came from another area. Ms. Yeatts responded that the testing is specific to the exact herbicides in the water. Member LeBlanc felt that it is a reasonable request then to change one of the testing areas. Ms. Yeatts stated that she does not know how DEP looks at the request with so many continuances. Member Chamberlain stated that DEP should have something in place for allowing a long period of conditions. Chairman Bouchard suggested that the Agent contact DEP to see if they have a procedure for this.

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

VOTED: To continue the permit extension request for Parkhurst until the meeting of the Commission on February 14, 2017, allowing the Agent to find out additional information from DEP about the ongoing herbicide applications.

Unanimous in favor

2. Vigers

Ms. Kulakovich reminded the Commission of the Eagle Scout, Derek Cronin, who last year completed a project of a trail opposite the Cowboy House along with making trail markers. The Eagle Scout is now applying for an Environmental Scholarship (Henry David Thoreau) for college. Therefore, could the Commission email Ms. Kulakovich some comments about the Scout, his presentation and the project that he completed so that she could write up a letter of recommendation for him before the next meeting of the Commission? It is hoped to put the letter on official stationery from the Conservation Commission when the letter is sent to the foundation.

Also, there is another Boy Scout, Tyrus, who is looking to earn his Eagle Scout Badge and he would like to do a project. It is being suggested that maybe a loop trail where the cowboy house is, or a much needed kiosk. It is hoped to gather a few small projects which could be offered when the Scouts are looking to earn their badges.

Ms. Kulakovich stated that Lakeville's 3rd Annual Winterfest is scheduled to take place on Sunday, January 29, 2017 from 1 PM – 5 PM. She would like to have a table to showcase the work that Don Bissonnette and the volunteers have done at the Cowboy House to promote awareness about the building. There are scout troops all which would like to use the building as a place to meet. It is hoped to set up an online Google calendar. The building is not yet heated but it will be heated in the future. Ms. Yeatts stated that Mr. Bissonnette called her explaining that someone from Middleborough was volunteering to do the work on the roof of the building and hoped that then his Scout Troop would be able to use the building for meetings. It was conveyed to him that it sounded reasonable, however, if there were any conflicts with two (2) groups needing to meet on the same date it is believed that the Town of Lakeville's group would be the priority.

Discussion followed on different formats that could be adopted to establish a use policy.

Ms. Kulakovich added that the area also needs a sign with the rules listed, and she wanted to know what the Commission would want listed on the sign. The Commission asked Ms. Kulakovich to provide the abbreviated wording, consolidation of the rules, for the sign at the next meeting so that it could be discussed/approved.

3. Roberts Rules of Order

Member Knox stated that the Commission gave him the task of finding out through the Town Offices if the Commission could adopt Roberts Rules of Order. Member Knox then provided a copy of what the Board of Selectmen adopted a few years ago which they use. It is hoped that the Commission will review the information and use it as a template to craft a format specific to the specialized needs of the Conservation Commission. Then the Commission can discuss it at the next meeting and vote to adopt Roberts Rules of Order as the operating procedures for the Commission meetings.

4. FYI – MACC Annual Environmental Conference – Saturday, March 4, 2017

More information to follow as it becomes available.

5. Approve meeting minutes of December 13, 2016 and November 15, 2016

Upon a motion made by Member Knox: seconded by Member Jensen it was:

**VOTED: To approve the Conservation Commissions November 15, 2016 Meeting
Minutes as presented.
Unanimous in favor**

5. Approve Bills (if necessary)

There were no invoices presented this evening.

Schedule next meeting.

The next meeting was scheduled for Tuesday, February 14, 2017 at the Library

Adjournment

Upon a motion made by Chairman Bouchard; seconded by Member LeBlanc it was:

**VOTED: To adjourn the Conservation Commission meeting at 8:41 PM.
Unanimous in favor**

The Framingham State student was present again.

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