

**Conservation Commission
Meeting Minutes
June 10, 2014**

The Conservation Commission held a meeting on June 10, 2014 in the Lakeville Public Library Meeting Room. The meeting was called to order by Chairman Bouchard at 7:00 p.m. Members present were Robert Bouchard, Derek Maksy, Linda Grubb, Hugh Rogers and Martha Schroeder. Also present: Nancy Yeatts, Conservation Agent; and Jennifer Jewell, recording secretary were also present. Joseph Chamberlain, and Ryan Trahan were absent.

7:00 PM 120 Lakeside Avenue – Notice of Intent, Federal National Mortgage Association

Chairman Bouchard read the legal notice into the record. Peter Lyons was present. The Conservation Commission reviewed the plans. The Town line cuts the property in half. The BVW (Bordering Vegetation Wetlands) was reviewed. The leaching field is 300' + from Long Pond. The Tank is 35' from the BVW, leach = 54'. Only a silt fence was proposed. The Freetown Conservation Commission and BOH (Board of Health) have approved the project. There is high ground water so the system is a raised system. There is limited space to install it. Ms. Yeatts asked that they add haybales or silt socks. Member Maksy stated that the contractor is responsible for the work and Conservation Commissioner work and directives. Member Maksy asked if it should be the owner? Member Grubb wanted to put a condition on the lot since it is so small that there be no more buildings built on it. Member Maksy stated that it is not the Commission's place to put that condition on the lot. The applicant can apply, it is the right of the property owner. Ms. Yeatts stated that the Commission has no control over what the broker can say to potential home buyers. The green cards were reviewed. A soils test had been done by the Freetown BOH. It was discussed whether the system will be to Freetown or to Lakeville's standards. Mr. Lyons thins that Freetown is just doing the permitting and the BOH was sent the information.

Upon motion made by Member Maksy; seconded by Member Grubb, the Commission

**VOTED: To close the hearing and issue an Order of Conditions with the Conservation Commission's
Standard Special Conditions subject to the confirmation of the project's approval from BOH.
Unanimous in favor**

Other Business

1. 25 Twin Oaks – Denison - Dock Installation

An RDA (Request for Wetlands Delineation) needs to be done for this project as per Chapter 91.

2. 9 Charbonneau, Lyman, Lokken – Deck Construction

The project was discussed. The applicant is building a deck on the pond side of the property. They will take down the bath house and rebuild. They are asking for guidance in locating the bath house, etc. The site is 7,000 square feet. They want to increase the size from 64' square feet to 240' square feet. It is not known if this project will need ZBA (Zoning Board of Approval). There is no access. They are stuck to the existing dwelling. The property line was discussed. They will need to stay inside the retaining wall. Erosion control measures were discussed. The shed foundation has not been determined yet. They will be increasing the impervious coverage. The shed has electricity currently. Member Grubb stated that if they will be increasing the size of the shed and changing the distance to the property line, what should they file? Member Maksy stated that they need to check on the impervious percentage. If the pavers are taken

out to construct the deck, this will change that. Chairman Bouchard noted that the impacts for runoff are as important if not more important, with construction and what will be there once the project is completed.

3. 113 Hackett Ave, Guerin – Deck Construction

The applicant would like to build a freestanding deck on the water side. The house is approximately 40'. The deck will be closer to the water, further away from the house on the lawn. The applicant was directed to go to the Building Commissioner to discuss the project. The size of the deck is not known. This will be a NOI and the posts need to be hand dug.

4. Conservation Commission Budget Review

It was noted that the budget for the Conservation Commission had been passed at Town Meeting. The budget was then briefly reviewed.

5. Meeting Minutes

Upon a motion made by Member Maksy; seconded by Member Grubb, it was:

**VOTED: To approve the Conservation Commission meeting minutes of November 19, 2013 as presented.
Unanimous in favor**

6. Wetlands By-Law discussion

Chairman Bouchard stated that he would like to vote on the bylaw, however he will postpone that until more members of the Commission are present. A meeting will need to be scheduled with the BOS to discuss status/needs. It has ended up with grievances and bylaw critique. Chairman Bouchard offered to meet with the BOS, however there has been no response. Some comments such as erroneous. Follow DEP regulations and guidelines. Service demands on limited resources. Ms. Yeatts and the Conservation Commission are readily available. The BOS were provided a copy of the draft bylaw. It has not been agreed upon or approved by the Conservation Commission. The BOS response/comments are clearly not favored. Chairman Bouchard is still in favor of the bylaw, however, he does not see a chance of its approval. Maybe a scaled down version? Member Grubb stated that the bylaw helps everyone to understand the WPA (Wetlands Protection Act). People deal with projects but do not have general discussions about the regulations, etc. Member Schroeder stated that she would like to have more general discussion, the best way to continue this is to educate people. It seems to be contentious within the Conservation Commission. Member Grubb stated that the Conservation Commission serves two roles and one is protecting the natural resources. Member Maksy asked what the charge was of the Conservation Commission. He has no interest in the bylaw and feels that it is intrusive on residents. Member Rogers stated that he felt the BOS thought the entire bylaw was new. Member Maksy asked to outline the concerns and what should be covered. Member Grubb stated that the study committee agreed education is needed so that the WPA is understood. 25' from BVW (Bordering Vegetative Wetlands) is different than 25' from the Pond. Facts are needed. Projects vs. comments and 25' no touch. Lot size, water front or BVW property. Member Rogers asked if it shouldn't be the agent that enforces the bylaw. (?) The 25' no touch is not a written policy so leave it alone? Member Maksy stated that people are staying 25' away because they feel they will be denied. Approval is currently on a case by case basis. Ms. Yeatts will investigate the science behind leaving 25' of no touch land.

7. Keolis – YOP – Yearly Operating Plan

This topic will be on the agenda for the 6-24-14 Conservation meeting.

8. Box Turtle

A box turtle had been seen on the Vigers property. A picture will be taken of the turtle and the photo will be sent to NHESP (Natural Heritage Endangered Species)> This is a responsibility of the Commission and anyone that observes an endangered species.

9. Vigers

A brief update was provided on the Vigers property. Regarding invasives and brush removal. Only a licensed applicator can use herbicide on municipal land.

Upcoming Meeting

The next meeting of the Lakeville Conservation Commission will be held at the Lakeville Library Meeting Room on June 24, 2014.

Upon motion made by Member Maksy; seconded by Member Rogers, the Commission

**VOTED: To adjourn the Conservation Commission meeting at 8:20 PM.
Unanimous vote.**

ConComm6-10-14final (on vimeo)
JJ/CCW