

FINAL – Approved by the Conservation Commission at their Tuesday, January 9, 2018 Meeting

**Town of Lakeville
Conservation Commission
Tuesday, November 14, 2017
7:00 PM – Lakeville Public Library**

On November 14, 2017, the Conservation Commission held a meeting at 7:00 PM at the Lakeville Public Library. The meeting was called to order by Chairman Bouchard at 7:00 PM. Members present: Robert Bouchard, John LeBlanc, Mark Knox, Katherine Goodrow-Robinson, Caitlin Canedy and Keith Jensen, & Richard Hagerman, Associate. Members absent: Joseph Chamberlain and Sarah Kulakovich. Also: Nancy Yeatts, Conservation Agent and Christine Weston, Recording Secretary. LakeCAM was recording the meeting.

7:00 PM

ANRAD – 1 Susan Lane – Vasseur (cont'd from 10-24-17)

Bob Forbes, Prime Engineering, Inc., was present for the discussion. The Agent and Mr. Forbes had gone out to review the wetland line. It was agreed during the review that another person was needed in order to verify the lines due to the fact that some flags would have to be moved in and others out.

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

**VOTED: To accept the revised plan for 1 Susan Lane
Unanimous in favor**

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

**VOTED: To close the hearing and issue an ORAD approving the following flag series:
BVW Flags A1 through A10, B1 through B117, D4 through D15, E1 through
E55 and F1 through F35.
Top of Bank of intermittent stream flag series A1 through A10 and B30
through B41,
Top of Bank of perennial stream series B1 through B15,
For Buffer Zone purposes only the following flag series are accepted as
generally accurate: Off – site BVW flag series C1 through C15, B118 through
B140, and D1 through D3, Off – site Top of Bank of perennial stream series
B121 through B140.
Unanimous in favor**

NOI – 63B Bedford St – Trask (Maher) (cont'd from 10-24-17)

Bob Forbes, Prime Engineering, Inc., was present for the discussion. Mr. Forbes reviewed the plan/filing for the Commission. The filing will be done in two (2) phases. There are no wetland impacts with Phase 1 which is hoped to be completed within a year. With Phase 2 there will be a new building, placed over an area which is presently covered (pavement). There will

not be any expansion of impervious area since the building will be in the same area as the pavement. There will be wetland impacts with Phase 2. The infiltration system will handle the runoff. It will be treated in stormceptors first. Also, there will be storm scepters installed in some of the older areas, along with catch basins, this will ensure that the water is being treated before it is discharged. Ms. Yeatts stated that the Peer Review was done by Nick Lanney. All considerations which were asked for by Mr. Lanney were accommodated by Mr. Forbes. The only concern with Phase 2 is the replication. There will be no demolition of existing buildings. The only building impact will be the new building directly attaching to the existing building.

Member Knox asked about Phase 1, with the south side of the plan, the area closest to the wetland appears to have a steep drop off, will there be a retaining wall or something to stabilize the slope?

Mr. Forbes responded that the hill goes up, plateaus, then goes back down. The plateau will come out and the hill brought down, thus, there will not be a need for the retaining wall. There will be a 3 to 1 slope at the upper northwest area.

Member Knox asked about Phase 1 and Phase 2 both being closed out. Mr. Forbes responded that it will all depend on business and product. Phase 2 may not even take place. Ms. Yeatts explained that they can get a COC for the completion of Phase 1. It is somewhat typical that people sometimes only do a portion of their project. The Order of Conditions (OOC) will run out after three (3) years unless they come back and ask for an extension. Mr. Forbes stated, that may happen, it depends on business.

Chairman Bouchard asked about having an area designated for snow removal. Mr. Forbes responded that two (2) areas have been set aside which will be graded for snow storage.

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

VOTED: To close the hearing on 63B Bedford Street and issue an Order of Conditions including: All of the Commissions Standard Special Conditions, Approval of BVW flags A9 through A22, A50 through A123, and C5 through C36 only. The Agent will be emailed when the siltation barriers are ready for inspection for Phase 1. Prior to commencement of Phase 2, a meeting will be scheduled with the Agent to review the Wetlands Replication Plan of Record and the sequence of steps 1 through 9. Unanimous in favor

NOI – 142 County St – DBT Investments

Chairman Bouchard read the legal notice into the record
Darren Michaelis, Foresight Engineering, was present for the discussion. Mr. Michaelis reviewed the plan/filing with the Commission.

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

VOTED: To close the hearing for 142 County Street and issue an Order of Conditions including all of the Commissions Standard Special Conditions, the Agent will be contacted in writing by email or text when the siltation barriers are ready for inspection. Unanimous in favor

NOI – 129 Hackett Ave - Velozo

Chairman Bouchard read the legal notice into the record.

Jerry Velozo, Twin Boys, LLC, was present for the discussion. Mr. Velozo provided the plan which was stamped by DEP. Mr. Velozo then went over the plan/filing with the Commission. Ms. Yeatts explained to the Commission that Mr. Velozo had not sent in the plan to Natural Heritage & Endangered Species (NHESP), however, they have contacted Mr. Velozo and he has since provided the plan and is addressing their requests. Ms. Yeatts suggested that Mr. Velozo either put in hay bales or 18” straw wattles, staked every three (3) feet.

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

VOTED: To close the hearing for 129 Hackett Ave and issue an Order of Conditions subject to approval from NHESP and including all of the Commissions Standard Special Conditions. The straw wattles shall be 18 inches and staked every three (3) feet. All demolition materials will be contained in a dumpster at the end of each day. Any material that enters into the water will be removed immediately. The Agent will be contacted in writing through email or text when the siltation barriers are ready for inspection prior to the demolition.

Unanimous in favor

NOI – Lot 1 Shamrock Lane – B&T Realty Trust

Chairman Bouchard read the legal notice into the record.

Nyles Zager, Zenith Consulting Engineers, LLC, was present for the discussion. Mr. Zager reviewed the filing with the Commission. All work is outside the buffer zone, but for a small portion of grading, and the driveway. A sweep was done and no turtles were found.

Ms. Yeatts stated that the dewatering basin is not shown on the plan, therefore, it will need to be included in the motion. Mr. Zager added that he will provide an 8 ½ x 11 plan depicting where the dewatering basin will be. The siltation barrier is already in for the entire project.

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

VOTED: To close the hearing for Lot 1 Shamrock Lane and issue an Order of Conditions including all of the Commissions Standard Special Conditions. A de-watering basin will be constructed prior to the drilling of the well. The Agent will be contacted in writing by email or texted when the siltation barriers are ready for inspection.

Unanimous in favor

NOI – Lot 5 Shamrock Lane – B&T Realty Trust

Chairman Bouchard read the legal notice into the record.

Nyles Zager, Zenith Consulting Engineers, LLC, was present for the discussion. Mr. Zager reviewed the plan/filing with the Commission.

Ms. Yeatts asked that the Commission provide a similar motion as the previous motion, however, since the siltation barrier is already in, that aspect does not have to be included. Also, this site does not have a well so there is no need for a dewatering basin.

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

VOTED: To close the hearing for Lot 5 Shamrock Lane and issue an Order of Conditions including all of the Commissions Standard Special Conditions. Unanimous in favor

NOI – Lot 6 Shamrock Lane – B&T Realty Trust

Chairman Bouchard read the legal notice into the record. Nyles Zager, Zenith Consulting Engineers, LLC, was present for the discussion. Mr. Zager went over the plan/filing with the Commission.

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

VOTED: To close the hearing for Lot 6 Shamrock Lane and issue an Order of Conditions including all of the Commissions Standard Special Conditions. A de-watering basin will be constructed prior to the drilling of the well. Unanimous in favor

RDA – 11 Twin Oaks Road – McNally

Chairman Bouchard read the legal notice into the record. Ms. Yeatts recused herself from the discussion and sat in the audience as a neighbor.

Nyles Zager, Zenith Consulting Engineers, LLC, was present for the discussion. Mr. Zager went over the plan/filing with the Commission. The present wall is in disrepair and the owner would like to replace it. This is a good time to do the repair since the water level is low. It is understood that if there is a need for some machine work, it would have to be done on the upland side of the property, not into the pond or the beach. There was a note on the plan to add a concrete boat ramp, however, that has been eliminated. Member LeBlanc asked if there is an existing boat ramp? Mr. Zager responded that there is a gravel one, which will not be modified, however, if it is later decided to modify it, a Notice of Intent (NOI) will be filed. Member LeBlanc asked if the present walls have a footing? Mr. Zager responded that they do not, just rail road ties as a base below grade. There will be a layer of pea stone put down first so that the rail road ties do not rot out. The level of the wall will not be raised since the back yard is at the same level.

Ms. Yeatts (neighbor) stated that she is present since the property next door to this project is her mothers. Retaining wall blocks were used to build the wall initially. Her mother has a concrete boat ramp.

Mr. Zager stated that Mr. Dellarocco will be doing the work and it is believed that it will take a week, to a week and a half.

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

**VOTED: To close the hearing for 11 Twin Oaks Road and issue a Negative 3 Determination of Applicability with the following conditions: A silt fence only will be installed for erosion control and there shall be no machinery on the Pond side of the wall.
Unanimous in favor**

New Business

- COC – Inlets of Long Pond – Parkhurst Realty Trust

Ms. Yeatts stated that she had contacted Mr. Bill Swartz at the Water Department to review the conditions for the Certificate of Compliance and he agrees with the conditions. Member Knox asked if the paperwork is typically received for the testing each time that it is done. Ms. Yeatts responded that it is. Member Goodrow-Robinson asked who chooses the lab for the testing. Ms. Yeatts responded that the owner does, as long as the laboratory is an independent lab and is state certified.

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

**VOTED: To issue a Certificate of Compliance with the following ongoing Conditions: Testing shall be taken at the 2 locations, #1 outside Metacomet Inlet, #2 Outside Long Pond River (map attached) within 24 hours of initial treatment, then at two (2) days, then at one (1), two (2) and four (4) weeks subsequent to each treatment. Testing shall be conducted by an independent certified lab. Condition #21: The Lakeville Conservation Commission, The Taunton Water Department and the New Bedford Water Department will be notified five (5) days prior to application. These same parties will be advised as to the time of the sampling, so they have the opportunity to be on-site.
Unanimous in favor**

- Extension Request MassDOT

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

**VOTED: To ratify the Extension Request from MassDOT for three (3) years.
Unanimous in favor**

- Duplicate COC – 201 Hemlock Shore Road – Mastrangelo

The Certificate of Compliance was passed around and signed by the commission.

- Approve minutes of September 24, 2017, October 10 & 24, 2017

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

**VOTED: To approve the Conservation Commissions September 24, 2017 Meeting Minutes as presented.
Unanimous in favor**

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

**VOTED: To approve the Conservation Commissions October 10, 2017 Meeting Minutes as presented.
Unanimous in favor**

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

**VOTED: To approve the Conservation Commissions October 24, 2017 Meeting Minutes as presented.
In favor 5, Against 0, Absent 1, Abstain 1 (Member Knox)**

- Approve bills (if necessary)
The invoice for a W. B. Mason order in the amount of \$17 was passed around for signature by the Commissioners.
- Holiday Schedule/December
The Agent suggested that there be just one meeting in November and December due to the upcoming holidays and decrease in filings during these months.

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

**VOTED: To forego the Conservation Commissions second meeting in November and December and send a letter to notify the engineers of this schedule change
Unanimous in favor**

Schedule next meeting.

The next meeting was scheduled for Tuesday, December 12, 2017 at the Lakeville Town Office Building.

Adjournment

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

**VOTED: To adjourn the Conservation Commission meeting at 8:30 PM.
Unanimous in favor**

Josh Faherty, student, was present
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