

**Conservation Commission
Meeting Minutes
July 27, 2010**

The Conservation Commission held a meeting on July 27, 2010 in the Lakeville Town Office Building. The meeting was called to order by Chairman Orrall at 7:03 p.m. Members present were Bob Bouchard, Joseph Chamberlain, Randall Kenney, Emery Orrall and Martha Schroeder. Pam Rasa, Associate Member; Tara Martin, Conservation Agent and Jennifer Jewell, recording secretary were also present.

7:04 P.M. – 6 Race Course Road

Gould

Chairman Orrall read the legal notice. Jaclyn Gould presented a Request for Determination of Applicability to verify whether the work proposed for the site falls under the jurisdiction of the Wetlands Protection Act. There was a review of the plans and site photos. It was noted that the recently submitted surveyed plan does not show any elevations or proposed work. Ms. Martin discussed the site visit and direction of storm water runoff. The wetland line was not verified in the field. The applicant noted that a berm would be installed approximately 100' from the pond to divert any surface runoff and that the Board of Health would determine the number of horses allowed on this property. Ms. Martin stated that stormwater regulations might go into effect if the proposal is considered commercial. There was discussion regarding the possible impacts of horses on adjacent wells and resource areas. It was noted that if the project falls outside the 100' buffer zone it could still fall under the jurisdiction of the Commission for pollution prevention and stormwater issues. Ann Goldman, abutter, voiced concern regarding possible nitrogen loading as her lot is downgradient from the subject lot. There was discussion regarding the material proposed for the berm construction and the use of nitrogen absorbing plants. Paul Hunt, 8 Race Course Road, voiced concern regarding possible contamination of the pond. The construction of the barn was discussed. It was stated that extent of subsurface nitrate pollution was dependent on various factors – distance, soils, concentration, etc. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To close the hearing and issue a Positive Determination of Applicability, requiring that a Notice of Intent be filed. The Commission will require plans that show: elevations, Bordering Vegetated Wetland, the 100' and 25' buffer zones, all resource areas, the subject and neighboring wells, existing and proposed buildings, the riding ring, manure pile, plan for manure disposal, soil test results and surface/groundwater flow. Unanimous vote.

7:40 P.M. – 9 Shore Avenue

Lopes

Chairman Orrall read the legal notice. The Commission received a Request for Determination of Applicability to replace the existing roof. There was a review of the plan and site photos. Ms. Martin discussed the site visit. It was noted that while this property was affected by the flooding the proposed work is unrelated. It was stated that some sort of catchment system should be in place to prevent debris from entering the pond. Upon motion made by Member Bouchard and seconded by Member Chamberlain the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability with the note that a containment system must be provided for debris and that if debris should enter the pond it must be removed immediately. Unanimous vote.

7:40 P.M. – 8 Chrisjenn Brooke

Scenic View/To

Chairman Orrall read the legal notice. A representative from Scenic View, presented a Request for Determination of Applicability to raise the existing lawn areas with additional loam, install irrigation and hydroseed. A cease and desist was issued for this property as the result of clearing and fill on the site. There was a review of the plan. It was noted that the silt fence and haybales are in place and no material has been stockpiled on site. It was stated that there should be no additional clearing. There was discussion on the impact that additional fill will have on the water table. There was a review of the work remaining on the site and it was noted that the irrigation system would be installed via ditch witch. Upon motion made by Member Schroeder and seconded by Member Bouchard the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability with the notes that the erosion control barriers should be removed after one full growing season after inspection by the Conservation Agent and the homeowner must adhere to organic lawn care standards. Unanimous vote.

7:46 P.M. – 43 Shore Avenue

Vermette

Chairman Orrall read the legal notice. Jon Pink, from AZOR Land Sciences, presented a Notice of Intent for the demolition of an existing dwelling and the construction of a new house. There was a review of the plans and site photos. This property was impacted by the flood and the house is no longer habitable. The well and septic system locations were discussed. It was noted that the new dwelling will have a two-bedroom deed restriction. There was a review of flood and pond base elevations. The dewatering pit will be surrounded by erosion control barriers. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To close the hearing and issue an Order of Conditions with the following special conditions: 1.) The Order of Conditions must be recorded at the Plymouth County Registry of Deeds and a stamped receipt returned to the Lakeville Conservation Commission (LCC) before work begins; 2.) Erosion barriers to be installed and inspected by the LCC agent prior to the start of any activity and remain in place until all disturbed areas have been stabilized; 3.) The Conservation Agent must be onsite during the well drilling; 4.) Access to the property will be granted to the LCC and/or its agents, for site inspections, to determine that the project is in compliance with this Order of Conditions. Unanimous vote.

8:12 P.M. – 8 Edgewater Drive

Lundin

Chairman Orrall read the legal notice. Jon Pink, from AZOR Land Sciences, presented a Notice of Intent for the installation of a septic system and well, construction of a utility room and all associated grading. There was a review of the plans and site photos. This property was impacted by the flood. The location of the septic system was dictated by the lot size and adjacent resource areas. There will be a three-bedroom deed restriction placed on this property. It was stated that additional siltation barriers will be needed across the asphalt driveway. The concrete pad will remain in place. There was discussion regarding the amount of impervious area on the site. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To close the hearing and issue an Order of Conditions with the following special conditions: 1.) The Order of Conditions must be recorded at the Plymouth County Registry of Deeds and a stamped receipt returned to the Lakeville Conservation Commission (LCC) before work begins; 2.) Erosion barriers to be installed and inspected by the LCC agent prior to the start of any activity and remain in place until all disturbed areas have been stabilized; 3.) Addition erosion control measures will be installed across the asphalt; 4.) The Conservation Agent must be onsite during the well drilling; 5.) Access to the property will be granted to the LCC and/or its agents, for site inspections, to determine that the project is in compliance with this Order of Conditions. Unanimous vote

8:23 P.M. – 5 Harding Street

High Rock Harding, LLC

Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to August 10, 2010 at 7:00 p.m. at the request of the applicant. Unanimous vote.

8:25 P.M. – CSX Right of Way

CSX

Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to August 10, 2010 at 7:00 p.m. Unanimous vote.

Special Conditions

Ms. Martin is in the process of preparing a list of special conditions that can be used for Orders of Conditions. The list will be forwarded to the Commission for review.

Open Space

The Open Space Committee is requesting comments from the Conservation Commission on the Open Space Plan.

Conservation Restrictions

Ms. Martin, Member Schroeder and Linda Grubb are working to compile a list of all Lakeville properties with Conservation Restrictions. It was noted that these parcels may be available for passive recreation or forestry.

Next Meeting

The next meeting of the Lakeville Conservation Commission will be held on August 10, 2010 at 7:00 p.m. in the conference room at the Lakeville Town Office Building. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To adjourn the meeting at 8:43 p.m. Unanimous vote.