

**Conservation Commission
Meeting Minutes
October 8, 2013**

The Conservation Commission held a meeting on October 8, 2013 in the Lakeville Public Library Conference Room. The meeting was called to order by Chairman Bouchard at 7:01 p.m. Members present were Robert Bouchard, Joseph Chamberlain, Linda Grubb and Derek Maksy,. Ryan Trahan and Martha Schroeder were absent with prior notice.Sarah Kulakovich, associate member; Nancy Yeatts, Conservation Agent; and Jennifer Jewell, recording secretary were also present.

7:01 p.m. – 57 Long Point Road

Island Terrace

Chairman Bouchard read the legal notice. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To continue the hearing to November 12, 2013 at 7:00 p.m. at the request of the applicant.Unanimous vote.

7:03 p.m. – 16 Priscilla Drive

Bennett

John and Kerry Bennett were present for the discussion. Mr. Michaelis, from Foresight Engineering, presented a revised set of plans. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To accept the plans dated September 30, 2013 for review, waiving the 10 day submittal deadline. Unanimous vote.

Mr. Michaelis submitted a Request for a Partial Certificate of Compliance for an existing Order of Conditions for this site that would cover the shed construction. The Commission stated that they are not prepared to address the Request at this time but would include on the agenda for the next meeting.

There was a review of the revised plans and discussion regarding the existing conditions and locations of swales and rip-rap aprons. There was discussion regarding the Certificate of Compliance process. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To continue the hearing to October 22, 2013 at 7:00 p.m. Unanimous vote.

7:18 p.m. – 25 Twin Oaks

Denison

Jon Pink was present for the discussion. Ms. Yeatts stated that she was not in conflict regarding the recommendation for a Notice of Intent (NOI) filing as she is not a direct abutter or a voting member of the Commission. There was discussion regarding how the property owner came to the decision for the NOI filing.Member Maksy voiced concern regarding the process and requested clarification on the filing requirement for a NOI versus a Request for Determination of Applicability. Member Chamberlain stated that there was concern regarding the protection of the slope. Member Bouchard noted that historically projects in similar locations would require a NOI. Site visits were discussed. 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 a Notice of Intent filing. Three in favor. Member Maksy opposed. Motion carried.

7:37 p.m. – 25 Twin Oaks**Denison**

Chairman Bouchard read the legal notice. Jon Pink presented a Notice of Intent for the installation of a septic system with associated grading. There was a review of the plans and the Conservation Agent's report and recommendations. It was stated the old system will be pumped and filled. Mr. Pink noted the depth of the trench and stated that the tank should be installed in one work day. It was stated that the slope is approximately 15% grade. The retaining wall and siltation barriers were discussed. Upon motion made by Member Grubb and seconded by Member Maksy the Commission

VOTED: To close the hearing and issue an Order of Conditions with the following special conditions: Standard Special Conditions, Special Conditions for Before Construction and After Construction. Unanimous vote.

There was discussion regarding the fact that DEP has not issued a file number and that there has not been a full Notice of Intent submitted to the Commission. Upon motion made by Member Grubb and seconded by Member Chamberlain the Commission

VOTED: To withdraw the issuance of the Order of Conditions and all associated special conditions. Unanimous vote.

Upon motion made by Member Grubb and seconded by Member Maksy the Commission

VOTED: To issue an Order of Conditions pending receipt of the full Notice of Intent filing and issuance of a DEP file number. The associated special conditions are: Standard Special Conditions and Special Conditions for Before Construction and After Construction. Unanimous vote.

8 Edgewater Drive**Bertrand**

The Commission received a Request for a Certificate of Compliance. Ms. Yeatts reviewed the site visit and recommended approval. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To issue a Certificate of Compliance of 8 Edgewater Drive. Unanimous vote.

Meeting Minutes

There was a review of the meeting minutes from July 9, 2013. Upon motion made by Member Chamberlain and seconded by Member Grubb the Commission

VOTED: To approve the minutes from July 9, 2013 as amended. 3 in favor. One abstained. Motion carried.

By-Law Review

There was discussion regarding the importance of public awareness. It was noted that the by-law proposed in Middleboro was not successful. There was question as to how any by-law would be enforced. It was stated that the draft by-law currently being worked on by the Commission is not as restrictive as commonly perceived.

MACC Handbook Review

Member Grubb suggested that the Commissioners review the MACC handbook and chapters could be discussion items at the second monthly meeting.

Year Round Conversions

There was discussion regarding the conversion of seasonal properties for year-round use. Member Chamberlain voiced concern that any decision in this favor made by other Boards or Commissions legitimizes further impacts on the ponds, i.e. septic system, fertilizers, etc.

Upcoming Meeting

The next meeting of the Lakeville Conservation Commission will be held on October 8, 2013 at 7:00 p.m. in the Lakeville Library Conference Room. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To adjourn the meeting at 8:54 p.m. Unanimous vote.