

Conservation Commission Meeting Minutes

April 10, 2007

The Conservation Commission held a meeting on April 10, 2007 in the Lakeville Town Office Building. The meeting was called to order by Chairman Orrall at 7:00 p.m. Members present were Bob Bouchard, Joe Chamberlain, Emery Orrall and Martha Schroeder. Elizabeth Leidhold, Conservation Agent and Jennifer Jewell, recording secretary were also present. Michael Toole was absent with prior notice.

7:00 P.M. – 12 County Street

Robbins

Chairman Orrall read the legal notice. Coleman & Doreen Robbins presented a Request for Determination of Applicability for renovations and additions to an existing dwelling and the repair of the existing septic tank. There was a review of the plans. Ms. Leidhold stated that there was a partial review of the wetland flagging in the field. It was noted that this project is exempt from a MESA filing because the work will be done in an area of existing lawn.

Member Bouchard entered the meeting.

The approximate distance to the Bordering Vegetated Wetlands was discussed. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability with the note that the Commission approved the proposed project but did not rule on the accuracy of the wetland delineation. Four in favor. Member Bouchard abstained.

7:06 P.M. – 21 Howland Road

Driskell

Chairman Orrall read the legal notice. Steve Gilbert, from SFG Associates, presented a Request for Determination of Applicability for a septic system repair. There was a review of the plans. Mr. Gilbert stated that if the septic tank does not need to be replaced all work will take place outside of the buffer zone. Ms. Leidhold noted that the stream is designated as perennial on the USGS maps but because the proposed work is an improvement to existing conditions on existing lawn it is allowable under the Rivers Act. There was a review of the proposed route for the electrical line to the barn. Ms. Leidhold stated that wetland flags 10, 11 and 12 should be excluded from the Determination. Upon motion made by Member Schroeder and seconded by Member Chamberlain the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability with the note that the Commission approved the proposed project but did not rule on the accuracy of the wetland delineation. Unanimous vote.

Meeting Scheduling

There was discussion regarding the numerous repeated requests for continuances. The impact of these requests on future meeting schedules was discussed. Upon motion made by Member Bouchard and seconded by Member Schroeder the Commission

VOTED: To adopt a policy which requires the applicant who requests a hearing or continuance to notify the Commission of their intention to be present with all deliverables at least ten days prior to the meeting or the filing will be denied at the next meeting for lack of activity. Unanimous vote.

7:23 P.M. – Mark Twain Ln., Cedarwood Pl., Hickory Ln.

Folkman & Zola

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

VOTED: To continue the hearing to May 8, 2007 at 7:00 p.m. at the request of the applicant. Unanimous vote.

7:25 P.M. – 167 Bedford Street**Macon**

It was stated that Dave Varga, a consultant for the Commission, has not received any new information to review. There was question as to whether the wetlands engineer had been replaced. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to May 8, 2007 at 7:00 p.m. at the request of the applicant. Unanimous vote.

7:28 P.M. – 17 Malbone Street**Barboza**

Chairman Orrall read the legal notice. Steven Chmeil, from Hydric Solutions, presented a Notice of Intent for the construction of an addition to a single family home within the 100' buffer zone of Bordering Vegetated Wetlands (BVW). There was a review of the plans. Ms. Leidhold stated that the area on the plans depicted as Isolated Land Subject to Flooding (ILSF) is connected to the larger BVW and recommended it be renamed as BVW on the plans. Mr. Chmeil agreed to the revision. There was discussion regarding the distance from the proposed work to the BVW. Erosion control measures were reviewed. There was a review of site photos. Concern was voiced regarding the potential impact of chemical fertilizers on the Atlantic White Cedar in the area. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To close the hearing pending receipt of revised plans 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.) Haybale line 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 owner of the property must manage the lawn according to standards of organic lawn care; 4.)Access to the property will be granted to the Conservation Commission and/or its agents, for site inspections, to determine that the project is in compliance with this Order of Conditions. Unanimous vote.

7:48 P.M. – 19 Malbone Street**Barboza**

Steven Chmeil was present for the discussion. It was stated that the applicant is in the process of retaining a consultant to replace Wetlands Consulting Service. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to June 12, 2007 at 7:00 p.m. Unanimous vote.

Meeting Minutes

There was a review of the March 27, 2007 meeting minutes. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To approve the March 27, 2007 meeting minutes as amended. Unanimous vote.

There was a review of the March 13, 2007 meeting minutes. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To approve the March 13, 2007 meeting minutes. Unanimous vote.

8:07 P.M. – 325 Pond Lane**Julowen**

Chairman Orrall read the legal notice. Stephen Rhumba, from Collins Engineering, presented a Notice of Intent for the repair and upgrade of a septic system. There was a review of the plans. It was stated that the existing tight tank is leaking. Ms. Leidhold noted that the applicant is exempt from Natural Heritage because the septic repair will be done on an area that is existing lawn. There was a review of site photos. There was question as to whether a Chapter 91 Permit had been issued for this site. Chairman Orrall voiced concern regarding the installation of a septic system to replace the failed tight tank. The distance to the public water supply was discussed. There was question as to whether this was a seasonal dwelling. Upon motion made by Member Bouchard and seconded by Member Schroeder the Commission

VOTED: To close the hearing pending receipt of Board of Health approval 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.) Haybale line 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 is to be onsite during any dewatering procedure; 4.) The Commission is to be notified as to whether this home is a season dwelling; 5.) Access to the property will be granted to the Conservation Commission and/or its agents, for site inspections, to determine that the project is in compliance with this Order of Conditions. Unanimous vote.

8:29 P.M. – 17 Twin Oaks

Garvey

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

VOTED: To continue the hearing to May 8, 2007 at 8:00 p.m. at the request of the applicant. Unanimous vote.

8:31 P.M. – Precinct Street/Elders Pond

City of Taunton

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

VOTED: To continue the hearing to May 8, 2007 at 8:00 p.m. at the request of the applicant. Unanimous vote.

8:33 P.M. – Myricks Street

Stagecoach Village

The proposed Conservation Restriction and Management Plan were submitted to the Commission for review. It was noted that a 55 acre no touch zone was mandated by Natural Heritage. It was stated that BSC has not completed the peer review for this filing. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to May 8, 2007 at 8:00 p.m. at the request of the applicant. Unanimous vote.

8:44 P.M. – 1,3,5 Quequechan

QBI

It was stated that the drainage analysis and plans will go out for a peer review. The Commission will solicit three proposals. Chris Ross, from DEP, has recommended that all work is to be done under an Enforcement Order. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To continue the hearing to June 12, 2007 at 8:00 p.m. at the request of the applicant. Unanimous vote.

8:44 P.M. – 3,5,7,8 Quequechan

QBI

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

VOTED: To continue the hearing to June 12, 2007 at 8:00 p.m. at the request of the applicant. Unanimous vote.

66 Highland Road

It was stated that haybales have been installed and an engineer has been retained to file a Notice of Intent.

Next Meeting

The next meeting of the Lakeville Conservation Commission will be held on April 24, 2007 at 7:00 p.m. in the Town Office Building. Upon motion made by Member Schroeder and seconded by Member Chamberlain the Commission

VOTED: To adjourn the meeting at 9:05 p.m. Unanimous vote.