

**Conservation Commission
Meeting Minutes
July 9, 2013**

The Conservation Commission held a meeting on July 9, 2013 in the Lakeville Public Library Conference Room. The meeting was called to order by Acting Chairman Bouchard at 7:05 p.m. Members present were Robert Bouchard, Joseph Chamberlain, Linda Grubb, Martha Schroeder, and Ryan Trahan. Sarah Kulakovich, associate member; Nancy Yeatts, Conservation Agent; and Jennifer Jewell, recording secretary were also present. Pam Rasa was absent with prior notice.

7:05 p.m. – Joshua Lane

AGS Development

Dan Wells from Goddard Consulting was present for the discussion. There was a review of the site walk and wetland flagging. It was noted that the test pit areas closest to the roadway construction area are out of the Buffer Zone. Concern was voiced over the extensive wetland line and Ms. Yeatts recommended the Commission issue both a Positive (2B) and Negative (4C) Determination. Mr. Wells stated that the wetland line would be approved through filings for the individual house lots. Member Trahan questioned the impact of the storm water drainage system on the buffer zone and requested details of the system design for review. Member Maksy noted that the road layout shown on the plan does not reflect the actual finished construction. Ms. Yeatts stated that the site work will be monitored and applications with proposed work in a jurisdictional area will require a filing with the Commission. It was noted that a wetland delineation of this size usually requires an ANRAD filing. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to August 13, 2013 at 7:00 to review the original Planning Board findings and plans for the proposed storm water drainage system. Unanimous vote.

7:15 p.m. – Highland Road, Lot 4

Mahoney

Chairman Bouchard read the legal notice. Niles Zager, from Outback Engineering, presented a Request for an Amended Order of Conditions for the removal of a stockpile area and related landscaping. There was a review of the plans. The house, septic, well, and driveway remain in the originally proposed locations. The extent of work was reviewed. Ms. Yeatts reviewed the minutes from the previous hearing and suggested that all original conditions remain in place and additionally, the Commission should require the homeowner use organic lawn care to protect a potential vernal pool. There was discussion regarding a Simplified Permit that was issued for the removal of trees. Member Grubb noted that the 50' zone was originally approved by the Commission to protect the potential vernal pool and resource areas. Mr. Zager stated that the stockpile would be removed, the area leveled and markers would be installed along the 50' buffer zone, approximately 25' apart. Possible impacts to storm water runoff were discussed. Chairman Bouchard suggested a berm be installed. An abutter voiced concern regarding siltation runoff to an adjacent catch basin. Mr. Zager stated that site stabilization will eliminate the silt runoff and erosion control barriers will be utilized.

A motion was made by Member Chamberlain and seconded by Member Maksy to close the hearing and issue an Amended Order of Conditions with the following special conditions: the homeowner will adhere to organic lawn care standards, The site will be stabilized and erosion control barriers will be installed and inspected but the Conservation Agent, all stumps will be taken offsite, and requiring a revised plan showing the following: Permanent Bounds at the 50' no-touch zone at 25' intervals, and a berm installed along the no-touch barrier.

Discussion: There was question as to the purpose of establishing a no-touch zone where work has been allowed. It was stated that this area will not be lawn and natural vegetation will be allowed to re-grow.

Member Schroeder suggested restoration to include native trees and woody vegetation. The motion was withdrawn. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To continue the hearing to July 23, 2013 at 7:00 p.m. to allow for the submittal of a restoration plan to be approved by the Commission. Unanimous vote.

Member Chamberlain recused himself from the following hearing:

7:57 p.m. – 1 Satucket Trail

BMG Corporation

Chairman Bouchard read the legal notice. Niles Zager, from Outback Engineering presented a Notice of Intent for the construction of a single family dwelling. Upon motion made by Member Schroeder and seconded by Member Maksy the Commission

VOTED: To review the revised plan, waiving the required 10-day submittal period. Unanimous vote. (Four in favor. Member Chamberlain recused himself. Motion carried)

There was a review of the plans. The 50' buffer zone and erosion control barriers are shown on the plan. This plan has not been approved by the Board of Health at this time. There was a review of the stormwater basin design. Ms. Yeatts reviewed the conditions recommended. Upon motion made by Member Trahan 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 – prior to construction #4, 8, 10; during construction #7, 11; grading/landscaping/slope #1-5. Unanimous vote. (Four in favor. Member Chamberlain recused himself. Motion carried)

Member Chamberlain returned to the meeting.

119 Hackett Avenue

The Commission received notice of an appeal. The reason for the applicant's appeal was discussed. A site visit will be scheduled with the Department of Environmental Protection.

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

VOTED: To approve the minutes for the April 9, 2013 and April 23, 2013 meeting as presented and the May 14, 2013 meeting as amended. Five in favor. Member Maksy abstained. Motion carried.

20 Shore Avenue

The Commission received the final settlement agreement. The dwelling will be smaller than originally proposed and will be serviced by a denitrification system. A replication plan is also included in the settlement. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To authorize Nancy Yeatts to sign the joint motion to approve the settlement and the final settlement agreement on behalf of the Commission. 5 in favor. Member Maksy abstained. Motion carried.

Diana Slocombe Memorial Library

Member Grubb donated a book to the library. Member Schroeder noted that donations are currently being cataloged.

CSX – Rail Line off near Bedford Street

Steve Hurley, from Fisheries and Wildlife stated that the stream in question, the so-called 'Box Brook' is a cold water trout stream. It will be added to the sampling collection for 2013. It was noted that while this area is a designated 'no-spray' zone CSX has had trees and limbs cut and the debris was left in the stream. Member Grubb noted that a number of streams in town could be similarly impacted and requested a site visit. Member Maksy suggested obtaining the standards for cutting and herbicide application from CSX to see if the fault may lie with the sub-contractor. Member Grubb will follow up with additional information.

Vigers

A site visit with Phil Benjamin has been scheduled for July 20th. Abutters and the general public will be invited. A press release will be issued, information will be available on the website and LakeCam will be contacted to see if they have interest in filming the walk.

Tamarack Park

New signs were painted and installed by Pam Rasa's son, Jack.

Lion's Club/Staples Shore

All applications and plans for house lots are being forwarded to the Army Corps of Engineers. The wall that is currently being removed is not under the jurisdiction of the Commission.

Upcoming Meeting

The next meeting of the Lakeville Conservation Commission will be held on Tuesday, July 23, 2013 at 7:00 p.m. in the Lakeville Town Office Building Conference Room. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To adjourn the meeting at 8:40 p.m. Unanimous vote.