

**Town of Lakeville  
Conservation Commission  
Tuesday, April 10, 2018  
7:00 PM – Lakeville Public Library**

On April 10, 2018, 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, Joseph Chamberlain, Mark Knox, Katherine Goodrow Robinson and Keith Jensen, Richard Hagerman Associate. Also: Lenore White, Conservation Agent. Members absent: Caitlin Canedy, Sarah Kulakovich. LakeCAM was present to record the meeting.

**Hearings 7:00 PM**

**RDA – Lot 23, 24, 28, 30 Putter Way & Lot 31, 32, 33 Bunker Lane -Lebaron Hills**

Chairman Bouchard read the legal notice into the record (for this and the following RDAs). Jennifer Delmore, of Outback Engineering, Inc., was present for the discussion. There is an existing silt fence that was installed and is still in good shape and will continue to be used for erosion control. There was a discussion regarding the determination of RDA or NOI. There was also a discussion about the sites and the movement of soils in and out.

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

**VOTED: To close the hearing and issue a negative 3 determination on Lot 23, 24, 28, 30, Putter Way and Lot 31, 32, 33 Bunker Lane with the condition to reference the plan notes and the Storm Water Prevention Pollution Plan, also to stabilize all bare soil within a reasonable amount of time during construction and to develop a testing plan for bringing in clean fill so only approved material is brought in for fill on site, including all of the Commissions Standard Special Conditions.  
Unanimous in favor**

**NOI – Lot 25, 26, 27 Putter Way – Lebaron Hills**

Chairman Bouchard read the legal notice into the record (for this and the following NOIs). Jennifer Delmore stated the houses are within the buffer zones with these lots so they felt it warranted NOIs. There was a discussion regarding lot elevations and soils. Lenore asked that there be a protocol put into place to assure that the soils coming in a clean- there could be something in the SWPPP.

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

**VOTED: To close the hearing and issue an Order of Conditions on lots 25, 26, & 27 Putter Way with the following conditions: that the plan notes be referred to, also the Storm Water Pollution Plan be referred to on all construction, all unstabilized soil be stabilized within a reasonable amount of time during construction, and that all fill to be brought in be tested to be confirmed clean fill approved for construction on new foundations and all the Board's Standard Special Conditions. Unanimous in favor.**

**NOI – Lot 29 & 33 postponed until 4/24/18 meeting**

**NOI – 0 & 111 Pierce Ave postponed until 4/24/18 meeting**

**ENF for Equestrian Way, 109 Pierce Ave** – Jamie Bissonnette was present for discussion. The property was originally 109 Pierce Ave, it is now known as 0/111 Pierce Ave. It was filed in writing that the Enforcement Order from 2001 be removed. Jamie said it was demonstrated that one of the areas that was impacted (the proposed replication area) has now been revegetated into wetlands over the past 15 to 20 years. Jamie did say that he did go back and find an NOI had been filed in 2000. He did not know if the work was done and the property has changed hands and he could not find a DEP file number for the project. There was a discussion regarding the site plan. Jamie said he was hoping the Commission would remove the enforcement order and that they would be back in front of the Commission in 2 weeks for a NOI for a project on site. Lenore said she would like to do a site visit and look at the wetland line and if the new wetland line from Bob Gray is accurate, that would resolve it. The wetland area seems to have restored itself which would be "compliance" to rectify any violation. Jamie said he would like the Commission to take a vote to remove the enforcement order or something in writing that states it's been rectified so that when he goes before the planning board he can say it has been addressed. There was a discussion regarding the removal of the enforcement order. By the next meeting, Lenore will have had an opportunity to look at the wetland line; they can discuss the enforcement order dismiss it, if everything looks good and move on to the NOI.

**Accept Anthony Wade property off Staples Shore Rd - Member**

**Chamberlain made the following motion, seconded by Member Knox:**

The Conservation Commission will need to take a vote, and record said vote in the final written meeting minutes, to accept Parcel ID 064-001-005B Open Space pursuant to the attached referenced language read aloud at said meeting prior to the vote. Motion: I move that the Conservation Commission accept from the Board of Selectmen, such conveyance being subject to Town Meeting approval, for conservation and/or passive recreation purposes under the provisions of G.L. c. 40, Section 8C, and Article 97 of the Articles of Amendment of the Massachusetts Constitution one parcel of land containing 21.75 acres more or less as shown as Lot 3-1 on the plan entitled "Subdivision of Land in Lakeville to be conveyed to Anthony Wade Inc." dated May 15,

1992, revised June 24, 1992, recorded with the Plymouth County Registry in Plan Book 35 Pages 540-543, being a portion of the premises described in the deed recorded with said Registry in Book 11392, Page 77, with the care, custody, control and management of such parcel to be vested with the Conservation Commission and subject to the MA Endangered Species Act (G.L. c. 131A) Amendment to Conservation and Management Permit File No. 09-26765 and a Declaration of Restriction in favor of the Massachusetts Division of Fisheries & Wildlife. "Parcel ID 064-001-005B is dedicated to the public for the sole purpose of conservation of natural resources, including but not limited to, the conservation of species listed pursuant to G.L. c. 131A et. seq., which shall be considered the most important conservation purpose for which this land is to be protected in perpetuity and held under the care and custody of the Town of Lakeville Conservation Commission, pursuant to G.L. c. 40§8 c. Parcel ID 064-001-005B is to remain undeveloped and protected as habitat for both common and rare plants and animals, including, but not limited to, the state-listed Eastern Box Turtle (*Terrapene carolina*). All future work on said Parcel with the exception of maintaining boundary markers and trails in existence at the time of this conveyance, including but not limited to vegetation clearing, soil disturbance, new trail construction, and forestry, including periodic habitat management, shall require prior written approval from the Natural Heritage & Endangered Species Program of the Massachusetts Division of Fisheries & Wildlife."

**Unanimous in favor.**

**Upon a motion made by Member Chamberlain, seconded by Member LeBlanc it was:**

**Voted: to send a letter of thanks to Mr. Basil Bartlett who was the former owner of the land for the donation of the land for conservation.**

**Unanimous in favor.**

**Discussion regarding monthly meeting schedule-** There was a discussion about scheduling hearings on one of the monthly meetings, or both. It was decided that the second monthly meeting would be used to meet deadlines and when overburdened with filings.

**LeBaron Phase 4&5** – the hearings have been ongoing and will delay until May. There was a discussion regarding the project.

**Adjournment –**

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

**VOTED: to adjourn**

**Unanimous approval**