

Town of Lakeville
Conservation Commission
Tuesday October 9, 2018
7:00PM – Lakeville Senior Center

The meeting was called to order by Chairman Bouchard at 7:00pm. Members present were: John LeBlanc, Mark Knox, Keith Jensen, Richard Hagerman, Joseph Chamberlain, and Agent Lenore White. Members absent were: Caitlin Canedy and Associate Member Josh Faherty.

Certificate of Compliance – 142 County Rd. SE-192-780 – Agent White did a site visit, this is for a septic replacement within the buffer zone of a bordering vegetated wetland. The lawn has completely grown in and the silt fence is still in place. She felt the Certificate of Compliance should be issued.

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

Voted: to issue the Certificate of Compliance for 142 County Rd. SE-192-780
Unanimous approval

RDA Pine Bluff - Chairman Bouchard read the legal notice into the record. Dave Marzelli was present for discussion. After the last informal meeting, the residents put together an RDA to formalize their request of what they are proposing for the 100' private right-of-way area. They would like to re-establish the grade down to the pond. The grade is sloping down to the right and into a swale. The swale has been eroded, filled in with leaves. They are proposing to clean it out, re-establish it, and put in a geo-grid along the swale to maintain the integrity of the sides of the swale. The swale will be filled with 1 ½ or 1 ¼ stone to maintain it. The level of the pond right now is 20 feet lower than that area (a 20' beach area) that will not be touched. There are projects outside the buffer zone that are being done to mitigate the amount of runoff. There are a couple of dry wells installations in conjunction with this project. Agent White said there is no impervious area being added, no paving, no dredging, filling or altering any resource area; all work is in the buffer zone.

The neighbors have formed a proprietorship and will now collect annual assessments and have the funds to maintain the swale. Member Knox asked if there was a written plan or if it was just verbalized in the RDA application. At the last meeting the Commission had requested a sketch or plan to go along with the filing. Mr. Marzelli explained that the right of way was owned by the Bebis family, but the other homeowners have the right to use the easement. Member Knox said they still need a plan or sketch for the file; it may not need an engineer, but something that shows the intended work. There was a discussion about the project. Mr. Marzelli said he could print out some geogrid specifications and an aerial map of the site. Agent White said if the Board chooses, they could go with a negative determination with the

conditions that the construction follows the specifications and the plan as submitted by the applicant. Chairman Bouchard added that any changes would need to be brought to the Board. Member Knox asked when they clean out the existing swale, define the process. Will you be digging down and then laying the geogrid? Mr. Marzelli said the swale will be 2-inches deep. It is already 2-inches in some places, in other places it has been filled in with debris. The geogrid itself is 9-inches, at the very bottom there will be some stone and then the geogrid, and it will be filled with stone. Member Knox asked if there should be any standards for silt fence. Agent White said at the base of the slope. Member LeBlanc agreed, adding at least while they are doing the work.

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

Voted: to approve the RDA for the Bebis filing with a negative determination pending the receipt of GSI maps showing the scope and limits of work with erosion barrier drawn in on that map. Included in the packet will be a spec sheet for the geogrid used in the application with installation directions.

Unanimous approval

Certificate of Compliance – 330 Bedford St. SE 182-591 - Agent White said when the septic system had to be redone, Title V couldn't be met. They went to DEP for a "pilot approval". At the time DEP was approving the BSF (bottomless sand filter) systems. DEP did issue an approval to construct the system. It went in, and when the engineer did the as-built plan, he realized it didn't go in according to specs. There were a couple of setbacks that weren't met. There was one for 99 feet that turned out to be 98 feet. Another setback from the BSF to the edge of the wetlands was supposed to be 50 feet and turned out to be 31 feet. Two tanks set off the wetlands one is supposed to be 39 feet, its 33 feet. The other is supposed to be setback 100 feet and its 89 feet. The engineer handed in the as-built and wanted a Certificate of Compliance even though it doesn't meet the plan of record. Nothing ever happened with the Certificate of Compliance – since 2011. The Board of Health had issues with it as well because of the setbacks and they are still waiting on some information, including a sign off from the installer. Agent White felt the Commission had a few options at this time: to issue a Certificate of Compliance (understanding that it doesn't meet the plan of record-and still hasn't satisfied Board of Health), or conditional on meeting the Board Health. Or, the Commission could just say no. Member Knox thought it would be foolish to get anything changed, it would do more impact to the wetlands. Maybe they should vote to issue a Certificate of Compliance pending Board of Health approval. There was a discussion about a sign off.

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

Voted: regarding 330 Bedford Street, to acknowledge that the as-built differs from the plan of record and that we issue a Certificate of Compliance based on the as-built.

Unanimous approval.

Correspondence - Agent White read a notice from the Middleboro Lakeville Herring Fisheries Commission regarding stabilization of the stone work along the top of the Long Point Rd culvert. There were no concerns from the Commission.

Certificate of Compliance Rhode Island Rd. – Paul Turner was present for discussion. There was an Order of Conditions that has expired but there was a discrepancy as to whether the work had been done. The Order of Conditions was for the removal of a dump that was located on the property. Mr. Turner said they made a landing area to remove the loam, and then replaced it with 6-8" of $\frac{3}{4}$ " stone. That created a tracking pad to put the roll-off containers to collect all the scrap metal and brick. The site also has monitoring wells. Continued to next meeting.

Enforcement Order 71 Southworth St – The homeowner was not present and there has been no contact from him. He was to hire an engineer to begin a restoration plan. Agent White felt that a second site inspection should be conducted. Member Chamberlain said he wanted to handle the problem on a local level rather than involve a State agency. Agent White will reach out to the homeowner again to see if a site visit can be schedule.

Approval of meeting minutes –

Upon a motion made by Member Knox, seconded by Member LeBlanc, it was:
Voted: to approve the meeting minutes from March 27, 2018 as drafted.
Unanimous approval

Upon a motion made by Member Knox, seconded by Member Chamberlain, it was:
Voted: to approve the meeting minutes from May 22, 2018 with correction.
Unanimous approval.

Upon a motion made by Member LeBlanc, seconded by Member Jensen, it was:
Voted: to approve the meeting minutes from July 10, 2018.
Unanimous approval.

Upon a motion made by Member Knox, seconded by Member LeBlanc, it was:
Voted: to approve the meeting minutes from July 24, 2018.
Unanimous approval.

Upon a motion made by Member Knox, seconded by Member LeBlanc, it was:
Voted: to approve the meeting minutes from the August 14th meeting with correction.
Unanimous approval.

Adjournment –

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

Voted: to adjourn

Unanimous approval.