

**Conservation Commission
Meeting Minutes
July 14, 2009**

The Conservation Commission held a meeting on July 14, 2009 in the Lakeville Town Office Building. The meeting was called to order by Chairman Orrall at 8:03 p.m. Members present were Bob Bouchard, Joseph Chamberlain and Emery Orrall. Tara Martin, Conservation Agent and Jennifer Jewell, recording secretary were also present. Tom Mason, Randall Kenney and Mike Schroeder were absent with prior notice.

7:22 P.M. – Central Avenue

Ms. Martin stated that water is flowing from 31 Central Avenue onto a neighboring lot. The septic plans for 31 Central Avenue were reviewed and septic system is located at the source of the water flow. The Board of Health sent a letter to the homeowner requiring a Title V inspection. The septic system has been pumped but no inspection has taken place. Ms. Martin and Larry Perry, Board of Health Agent will obtain a water for testing. The water departments of Taunton and New Bedford as well as the Clark Shores Association will be notified of the testing results.

8:04 P.M. – 330 Bedford Street

Savas

It was stated that the Department of Environmental Protection (DEP) denied the application due to lack of information. The Commission will send a letter to the DEP supporting the need for expedited approval for this project due to the possible impacts to the resource areas. There was discussion as to the impact the storm water regulations might have on the plans. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To continue the hearing to August 11, 2009 at 7:00 p.m. 3 in favor. Chairman Orrall abstained.

8:12 P.M. – 15 Brookstone Drive

Lucas

Chairman Orrall read the legal notice. Sharon Lucas presented a Request for Determination of Applicability for the installation of an above ground pool. There was a review of the plans and site photos. It was stated that the lot is relatively flat and siltation barriers will not be necessary. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability with the note that any pool backwash or draining will not be directed toward the Bordering Vegetated Wetlands. Unanimous vote.

8:20 P.M. – 24 Langlois Pines

Troiani

Chairman Orrall read the legal notice. Bob Whalen presented a Request for Determination of Applicability for the construction of a wood patio. There was a review of the plans and site photos. It was stated that the patio will be constructed at existing grade with no excavation necessary. Site elevations were discussed. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability. Unanimous vote.

8:25 p.m. – 47 Loon Pond Road

Knox

Chairman Orrall read the legal notice. Darren Michaelis, from Foresight Engineering presented a Notice of Intent (NOI) for the installation of a gravel parking area and walkway, demolition of the existing structure and construction of a new dwelling and the removal of the existing outbuilding and concrete slab. Mark Knox was present for the discussion. There was a review of the plans and site photos. It was noted that a building permit was issued without the sign off of the Commission. Ms. Martin visited the site and issued a Cease and Desist resulting in the NOI filing. It was stated that two sona tubes will be installed by hand and that the siltation barriers are in place. A MESA filing with Natural Heritage is required for the gravel driveway and the applicant must reapply for a building permit. It was stated that storage of construction materials should be kept away from

the pond. It was noted that no roof drains are planned at this time. Upon motion made by Member Bouchard and seconded by Member Chamberlain the Commission

VOTED: To close the hearing 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.) Silt fence & 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 homeowner must adhere to organic lawn care standards; 4.) Access to the property will be granted to the LCC and/or its agents, for site inspections, to determine that the project is in compliance with this Order of Conditions. Unanimous vote.

8:35 p.m. – 3 Galfre Road

Cote

Chairman Orrall read the legal notice. Darren Michaelis, from Foresight Engineering, presented a Notice of Intent for the construction of a barn and associated grading. There was a review of the plans and site photos. It was noted that the 25 foot no-touch zone was adhered to and that the siltation barriers are in place. The barn will be used to store landscape vehicles and tools. There was a review of site elevations. Chris and Joanne Nelson, abutters, voiced concern regarding the overflow of the pond onto Galfre Road and their lot. The direction of stormwater runoff was reviewed. It was noted that the outflow of the pond is controlled by another resident of Galfre Road and that pre-existing flooding conditions are not under the jurisdiction of the Conservation Commission. Ms. Nelson reiterated her concern regarding possible flooding of their home due to the proposed grading and construction. Mr. Michaelis stated that an earthen berm could be constructed at an elevation higher than the pond elevation to divert any direct overflow. Upon motion made by Member Chamberlain and seconded by Member Bouchard 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.) Silt fence & 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.) Access to the property will be granted to the LCC and/or its agents, for site inspections, to determine that the project is in compliance with this Order of Conditions . Unanimous vote.

Meeting Minutes

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

VOTED: To approve the minutes for the June 9, 2009 meeting as presented. Unanimous vote.

Conservation Commission Policies

There was discussion regarding the impact of changes to the allowable perc rate made by the Lakeville Board of Health. It was proposed the Commission adopt a policy that does not allow the installation of septic system components in the Buffer Zone. It was stated that repairs on existing systems would be exempt from this policy. There was discussion regarding plan submittals. It was stated that applicants for new construction should provide plans showing proposed locations for the septic reserve area or future shed and pool installation. The plans reflecting future build-out will assist the applicants with siting the dwelling to provide the least amount of total impact to any adjacent resource areas. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To adopt two policies: To require plans for new construction to reflect possible locations for outbuildings, reserve area and pools and to require that no subsurface disposal systems be

located within the 100' buffer zone to Bordering Vegetated Wetlands. All decisions relative to the policies will be noted on the Order of Conditions. Unanimous vote.

Woodland Ridge

An onsite visit will be schedule to obtain a timeline for the completion of the work onsite.

35 Pilgrim Road

Ms. Martin stated that the required plantings have been done and the vegetation is growing well. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To issue a Certificate of Compliance for 35 Pilgrim Road. Unanimous vote.

Taunton Water Treatment Plant

Ms. Martin visited the site and has no concerns. Upon motion made by Member Chamberlain and seconded by Member Mason the Commission

VOTED: To issue a Certificate of Compliance for Phase 1 at the Taunton Water Treatment Plant. Unanimous vote.

Administrative Fee Schedule

There was a review of a response from town counsel regarding the fee schedule. There was question as to whether the Commission could provide proof that the costs associated with an after-the-fact filing were higher than a regular filing. The Commission reviewed the requirements and found they could demonstrate that need for an increased fee based on the number of site visits. Upon motion made by Member Chamberlain and seconded by Member Mason the Commission

VOTED: To approve the fee schedule as amended, effective immediately. Unanimous vote.

Next Meeting

The next meeting of the Lakeville Conservation Commission will be held on August 11, 2009 at 7:00 p.m. in the conference room at the Lakeville Town Office Building. Upon motion made by Member Bouchard and seconded by Member Chamberlain the Commission

VOTED: To adjourn the meeting at 10:00 p.m. Unanimous vote.