

**Town of Lakeville
Conservation Commission
Tuesday, May 22, 2018
7:00 PM – Lakeville Senior Center**

On May 22, 2018, the Conservation Commission held a meeting at 7:00 PM at the Lakeville Senior Center. The meeting was called to order by Chairman Bouchard. Members present: Robert Bouchard, Joseph Chamberlain, Mark Knox, Caitlin Canedy, Keith Jensen, John LeBlanc and Richard Hagerman Associate. Also: Lenore White, Conservation Agent. Members absent: Katherine Goodrow Robinson, Sarah Kulakovich Associate. LakeCAM was present to record the meeting.

Hearings:

NOI – MA DOT- South Coast Rail Project (town wide) – Lars Carlson was present for discussion. An alternatives analysis for the riverfront area was conducted per request of the Commission. It showed that there was no practical alternative that would have less of an impact on the jurisdictional resources. The Commission also suggested there may be a need for a second mitigation area on the Fall River Secondary line, so a design was submitted for that area. There was a discrepancy in one of the drawings of the proposed mitigation area on the New Bedford Main Line on the main plan versus the cross section. A revision was made to the cross section. A site visit on May 4th raised the question of a ditch they were proposing to rework. It was determined that the ditch is functioning fine even with debris in it. They plan to leave the ditch as is with selective removal of the debris. There will be erosion control between the track bed and the work. The final detail added to the detail sheet is soldier pile and lagging retaining wall. Ms. White asked if there would be any other areas where access would be required that may involve additional wetlands alteration. There was a discussion regarding proposed work. Member Knox asked about the movement of the Lakeville station and noise complaints. How do people file for a noise barrier, is that part of this filing if they are near the wetlands and want the noise barrier? Per Lars, the requirements for noise mitigation are part of the Environmental Impact document; there are no noise barriers proposed in Lakeville. There is an evaluation to determine which properties are eligible for mitigation, there's a cost benefit analysis to determine which type of mitigation might be the best and most reasonable. There are no homes in Lakeville that are impacted by the noise per the formula. Member Knox recused himself from the vote as an abutter.

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

Voted: to close the hearing on the NOI for the MassDOT Southcoast Rail Project and issue an Order of Conditions to be determined by the Conservation Agent.

Unanimous approval (1 abstention- Member Knox)

LeBaron Estates- Phase IV and V

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

Voted: to continue the hearing until the June 12th meeting at 7pm at the Lakeville Library.

Unanimous approval.

14 Beech Tree Drive – NOI and restoration - Chairman Bouchard read the legal notice into the record. Bill Hoyerman and Karlis Shulte from Civil & Environmental Consultants were present for discussion. The heating oil tank located under the porch let go, losing an unknown amount of oil. DEP was contacted by the Fire Department; DEP contacted an emergency response contractor. It was discovered that the contamination went from the house down to the pond. Three to six foot sections under the foundation were dug out and then concrete was poured at intervals around the house. A 20x40 swath was dug out to the pond. There were two wells showing an increase in contaminant level so the whole area needed to be dug out which included the removal of two trees. The area was dug down 3 ½-4 feet and water (about 20,000 gallons) has been pumped out and 150 cubic yards of soil removed. The neighboring wells were sampled and no contaminants found. The electricity at 14 Beech Tree is off so they have not been able to sample the well. The homeowner plans on bringing in top soil and seed the area. Ms. White said that the property is in a Natural Heritage area. The hearing can't be closed without having received something in writing from Natural Heritage, so it will have to be continued. She also visited the site and found that some of the soil pile has become uncovered and some oil staining is visible. There is a lot of water ponding and a boom out in Long Pond to keep the contamination should it enter the water. There needs to be some maintenance and clean up of the site. She felt the site is currently unstable and there is nothing in place to keep any erosion from going into the pond. Karlis said on the plan a silt sock was included around the perimeter of the work. Ms. White asked if he felt the silt sock was close enough to the edge of the water since so much of the area is bare past the silt sock. He stated he was open to adjusting that in the field. For the replication they are proposing loam and seed, they are not altering the grade. There was a discussion regarding tree replacement. Bill said that they were pretty much done with the intrusive activity; everything now will be pumping water. He said it was his intention to get the boom and soil pile removed by the weekend. Chairman Bouchard asked if there was any indication that there was residual oil from previous releases or other activities. Bill said it was definitely an old release. They haven't seen any sheen on the surface water but there's a lot of organic sheen in the area. They have sampled that water and it was non-detectable.

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

Voted: to continue the 14 Beech Tree hearing until the June 12th meeting.

Unanimous approval

29 & 33 Riverside Drive - Member LeBlanc recused himself from the discussion. Jamie Bissonnette from Zenith Consulting Engineers was present to update the Commission on the project. The Zoning Board of Appeals met last week and there were four issues involving easements and a detention basin. He would like to get the Order of Conditions on lot D. Ms. White said she was hesitant since she hasn't seen anything from Nick Lanney and the Planning Board is reviewing the storm water plan. She would like to see something from Nick that storm water review is in accordance with the design. There was a discussion regarding the lots and drainage.

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

Voted: to close the hearing and file an Order of Conditions on 29 & 33 Riverside Drive (lot D) with all the standard and special conditions pending Nick Lanney's findings and that changes are made as needed.

Unanimous approval (1 abstention- Member LeBlanc)

12 Dunbar –RDOA-septic upgrade - continued to next meeting.

20 Langlois Pines - Tom O'Rourke was present to inquire about a Notice of Intent to repair the seawall. Ms. White said they could do an RDOA depending on the amount of work to be done. She will do a site visit. Member Knox said he would like a site plan for the record.

13 Settler's Drive - Certificate of Compliance

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

Voted: to approve the Certificate of Compliance for 13 Settler's Drive.

Reference file number 192-791 and 192-296.

Unanimous approval.

Advertising - The Commission will go back to posting legal notices.

Meeting Minutes – continued to next meeting.

Adjournment –

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

Voted: to adjourn

Unanimous approval.