

**Conservation Commission  
Meeting Minutes  
November 10, 2009**

The Conservation Commission held a meeting on September 8, 2009 in the Lakeville Town Office Building. The meeting was called to order by Chairman Orrall at 7:00 p.m. Members present were Bob Bouchard, Joseph Chamberlain, and Emery Orrall. Martha Schroeder was absent with prior notice. Tara Martin, Conservation Agent was present and Jennifer Jewell, recording secretary was absent with prior notice.

**7:00 p.m. – 8 Beechtree Drive**

**Nashawaty**

Jon Pink of AZOR Land Sciences was present as representative. Natural Heritage's response showed no concerns about the proposed work. Discussion of who exactly owns the land upon which some of the proposed work is to take place – road layout is forty feet wide and existing road is to the water side of the layout so much of the proposed work would be on the layout. The Commission wanted a legal opinion as to whether or not we could legally allow such work to be done. Discussion of whether or not a letter from the Huckleberry Shores Association would serve. It was thought not. Member Chamberlain will contact Atty. Thomas Mason concerning this question. Mr. Pink inquired as to whether or not the Commission's 25-foot no-touch zone was valid for this project. The applicant will also contact an attorney regarding the legality of the project. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To continue the hearing to December 8, 2009 at 7:00 p.m. Unanimous vote.

**27 Taunton Street**

**Bausemer**

Chairman Orrall read the legal notice. Seth Dufort from Outback Engineering was the representative. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To accept the revised plan without the required ten day review period as the changes were made at the request of Agent Martin. Unanimous vote.

A DEP file number of SE192-599 was received. No notice from Natural Heritage has yet been received. There was concern that the size of the addition (1200 square feet) on a lot with only 35,000 square feet would create a large amount of impermeable area. The proposed work calls for a full cellar but the topography indicates that the cellar excavation would likely break into the water table. The applicant agreed to decrease the depth of the cellar should they encounter water. Upon motion made by Member Chamberlain and seconded by Member Bouchard the Commission

VOTED: To close the hearing pending receipt of letter from Natural Heritage and issue and 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.) Utilization of infiltrating roof drains; 4.) The property owner must adhere to organic lawn care standards; 5.) The Conservation Agent must be notified of the well drilling prior to the start of work. 6.) 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.

Hearing: Chairman Orrall read the legal notice. RDA for Betty's Neck Farm, Chapter 91 license application, no actual work proposed for the site. Iain Ward was in to represent the applicant. Member Chamberlain moved that the hearing be closed and a negative determination issued. Motion seconded by Member Bouchard, voted on and approved.

Hearing: Chairman Orrall read the legal notice. Matthew Robbins, 11 Stetson Street, who represented himself. Applicant proposes a lean-to 10' by 12' set on sonotubes. Member Bouchard moved that the hearing be closed and that a negative determination be issued. Member Chamberlain seconded the motion, voted on and approved.

Matthew Robbins, who runs an organic lawn care business, will meet with Agent Martin to discuss creating a short guide for an applicant who is required to employ organic lawn care as part of an order of conditions.

Marc Tisdale and Joe Benevides of Ocean Spray came in to update the Commission on some changes in their project to rebuild the flume on the road leading to their building. The size of the port-a-dam will be greatly reduced due to the amount of silt and organic material on the bottom of the pond making the use of a larger dam not practical.

There was a request for a Certificate of Compliance for 4 Court Circle for work done a few years ago. Owner Derek Maksy made the request. Agent Martin has visited the site and saw no problems. Member Chamberlain moved that the Certificate of Compliance be issued, motion was seconded by Member Bouchard, voted on and approved.

Agent Martin reviewed "activities within the buffer zone", 310CMR, 10:02 (b) 1 and 2. Member Bouchard moved to accept the simplified review process to be administered by Agent Martin. Member Chamberlain seconded the motion, voted on and approved.

Meeting adjourned at 8:22 pm.