

Town of Lakeville
Conservation Commission
Tuesday August 27, 2019
7:00PM – Lakeville Senior Center

Members present: John LeBlanc, Mark Knox, Richard Hagerman, Joseph Chamberlain and Chairman Bob Bouchard. LakeCam was present to record.

113 Nelson's Grove Rd - Chairman Bouchard read the legal notice into the record. Nyles Zager from Zenith Consulting Engineers was present for discussion. This project is the raze and rebuild of the existing home. This will require work within 100' of Assawompset Pond and the flood zone. There will be no change of the elevation in the rear of the property. Erosion control will be managed with silt sock. The septic system was upgraded in 2004 on a separate parcel across the street. There was a passing Title V on the system so it will remain but the tanks, pump chambers, and Singulair unit will need to be relocated in order to meet the setbacks for the new home. The force main that runs from the pump chamber to the existing system across Nelson's Grove Rd, will be relocated and retrenched. This project has not had Board of Health approval but is on the agenda for the next meeting. No variances are being requested and the distances from the pond are actually further away. The homeowners association will be notified that there will be trenching across the roadway. The area will be stabilized with loam and seed and walkways. The new home will be done without a full foundation, just a crawl space due to flooding. The grades onsite will remain as is. The top of foundation will be raised a foot from the previous foundation. Member Knox asked about the plan notes on Natural Heritage. Mr. Zager said they had not responded yet but since it's a landscaped area, he didn't expect he would have to come back for changes due to Natural Heritage. This project will be going before the Zoning Board of Appeals on September 19th. Member Chamberlain asked why there was a need for a dewatering basin on the plan. Mr. Zager responded he didn't think one would be needed but he put one in just in case. Member Chamberlain said in a couple of areas on the plan a 2" silt sock was being used with a 2x2 wooden stake. Mr. Zager said he didn't think that was correct, it's usually a 1x1.

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

Voted: to close the hearing and issue an Order of Conditions for the Notice of Intent on 113 Nelson's Grove Rd.

Unanimous approval.

12 Dunbar Rd – Chairman Bouchard read the legal notice into the record. Rick Charon from Charon Associates was present for discussion. There was an RDA submitted on this property for a proposed septic upgrade about a year and a half ago. The Estate put the property up for sale once all the approvals were granted and it was purchased by Mr. & Mrs. Fess. They would like to raze and rebuild the home. The setback on the top of bank will be the same, as well as

the side lines. A special permit will be requested through the Zoning Board of Appeals. There will be no changes in the grades; the septic tank will be moved slightly to make room for the house. They are also proposing a new garage outside the buffer zone. The other work that is proposed is to replace the stairs going down to the pond. There was a discussion regarding the new stairs and dock plans. There are three tall pines between the existing house and the top of the bank, they would like to remove the trees and grind the stumps down leaving the roots so there will be no bank destabilization. Member Knox said the grade at the top of the hill looks relatively flat, the plan notates hay bales and a silt barrier but there isn't a line drawn in. He would like to see a line on the plan of record that goes up the lot line to encompass the edge of the well and all the way across. He felt that would satisfy the construction of the well, the house and the proposed garage because of the low slope. Member Knox felt the stairs was its own entity and he would like to see a separate silt fence (or silt sock) at the base of the stairs, maybe 5-10' wider than the stairs. Chairman Bouchard said when he spoke with the owners they had mentioned doing a separate filing for the stairs later on. Mr. Charon said he was concerned about getting a second file number running in conjunction with the first file number. Chairman Bouchard said they could do it as an amended Order of Conditions, which would maintain the same number. There was also a discussion on a mud pit (2x10x12") to be provided for the well drilling. Member Knox asked if the revised plans could be presented at the next meeting.

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

Voted: to continue the 12 Dunbar hearing until the September 10th 7pm meeting.
Unanimous approval.

8 Edgewater Drive - Chairman Bouchard read the legal notice into the record. Suzanne Huerth was present for discussion. She would like to put an addition on to her kitchen, in doing so they will need to move the septic tank. They would like to move the tank closer to the road. Chairman Bouchard said that there are four components to this project. The first was the removal of trees (which was done), the carport (which is not part of the filing), and the kitchen (which will have a crawl space underneath). Because of the location of the kitchen, the septic tank will need to be moved anywhere from 15-30' away from the water. Member Knox asked if there was a contractor who was going to move the tank, and if the Board of Health had approved the tank relocation. Member LeBlanc asked if the addition was going on the back of the house, closer to the road. Nothing is being done closer to the pond. Member Knox asked if the boat ramp was going to be touched and if it was paved. Ms. Huerth said the ramp will not be touched. The boat ramp is paved with a 5' stretch of lawn between it and the house. Member Knox said there should be some sort of silt protection and there was a discussion regarding what should be used.

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

Voted: to close the hearing and issue a negative determination with the previously mentioned siltation barriers (silt sock) where necessary where the soil will be disturbed.
Unanimous approval.

Island Terrace - An Emergency Cert was issued by Chairman Bouchard for the helipad on the Decas property adjacent to Island Terrace. Brush is to be cut back within the 30 day time limit. Chairman Bouchard said after a discussion with Nate Darling, he had second thoughts. Even though the property is within Lakeville, we're granting authority to other municipalities (Taunton and New Bedford) to use this and do the work. That gets into liability, and they may not want to extend it beyond the 30 days. There was a brief discussion regarding the project.

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

Voted: to approve the Emergency Certification.

Unanimous approval.

87 Pierce Ave - Member Knox recused himself from the hearing, but asked if he could speak to the issue. In 2011, Mr. Knox purchased the property with an existing Order of Conditions from the previous owner. In 2013, the work was completed and the Order of Conditions left open. A Certificate of Compliance is being sought.

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

Voted: to grant a Certificate of Compliance for file number 192-636, contingent upon Chairman Bouchard's final inspection and approval.

Three in favor, 1 abstention (Knox-property owner)

Clark Shores – A few months ago there had been a complaint from an abutter to the beach area that water was being discharged onto her property. Chairman Bouchard met with the Clark Shores Association and requested they file a Notice of Intent to address drainage to the beach area from the roadway. He is sending a follow up letter stating the Notice of Intent has not been filed yet.

107 Hemlock Shore - This was an Enforcement Order that the previous Agent issued. This is a property on a steep slope on the pond where some excavation was done and some cutting of trees. The partial resolution was that DEP wanted a progress letter every year for three years from an engineer stating what had been done. A letter was sent the first year, but nothing for the two remaining years. They have applied for a permit to build a deck, and the request came to Chairman Bouchard. He spoke to the homeowner's parents and they have decided to add a swale to divert some of the water and some timbers. There is a vegetation plan, and where they plan to put the new deck has stabilized. There was a discussion regarding the site. Any work will be continued under the Enforcement Order. Chairman Bouchard will not sign off on the new deck until the site is stabilized.

71 Southworth St – The restoration program must be finished by November. The Commission has not received any updates on the project. Chairman Bouchard said he would reach out to the engineer on the restoration project for an update and possible site visit.

Meeting Minutes July 9, 2019 -

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

Voted: to approve the meeting minutes for July 9, 2019.

Unanimous approval.

Meeting Minutes July 10, 2019 –

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

Voted: to approve the meeting minutes from July 10, 2019.

Unanimous approval.

Adjournment –

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

Voted: to adjourn.

Unanimous approval.