

Town of Lakeville
Conservation Commission
Tuesday February 11, 2020
7:00PM – Lakeville Senior Center

Members present: Chairman Bob Bouchard, Mark Knox, Joe Chamberlain, John LeBlanc, Nancy Yeatts, and Josh Faherty.

202 County St. – Harold Lunnin was present to discuss a Request for Determination of Applicability. Mr. Lunnin was taking down some trees in his yard when he was notified that he was in a buffer zone. He provided a plan that indicated the tree removal. He explained that the trees were leaning toward the home, pool, and septic system. Chairman Bouchard explained that they had received a call that tree cutting was going on. He went out to the site and by then, Mr. Lunnin had completed most of the cutting. He had identified several more trees that were threatening the home, had rotted, or impacting his well. Chairman Bouchard advised Mr. Lunnin not to cut anymore with the exception of those few trees that were marked. The logs that had been cut already were to be removed. This is an after the fact RDA. Chairman Bouchard recommended that the RDA be approved. Member Knox asked what they were planning to do with the stumps. Mr. Lunnin said the stumps would be left with the exception of the tree near the well. That stump was taken completely out. Member Chamberlain said the soil logs show the estimating high ground water elevation at 55.5'. The pond level is 55', so that is right at water table. Member Chamberlain asked if they were planning on planting anything else. He said they have tried, but most have died.

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

Voted: to issue a negative 3 determination with the condition to leave the stumps.
Unanimous approval.

1 Mona St - Ted Daggett was present to discuss a Certificate of Compliance. Mr. Daggett said they had a septic system installed and Mr. Bouchard explained that they needed haybales installed. He said he called the contractor that day and he came out and installed the haybales. Mr. Daggett showed the Board members photos of the haybales.

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

Voted: to close the file and issue a Certificate of Compliance for 1 Mona Street.
Unanimous approval.

2 Carmella Drive - Certificate of Compliance. Member Chamberlain said he had gone out to the site about three days ago and the site looks great. Chairman Bouchard said it's a large lot off South Kingman and County St and a good portion of it is wetland. To access where the house is, they had to do a crossing. Member Yeatts said she hasn't had a chance to go out and look at it. She asked if they put in a bridge. Member Chamberlain said when they were

working they had a large steel plate in there. Member Yeatts asked how they got over where the water runs through. Member Chamberlain said there is a culvert underneath. Chairman Bouchard said it's all stone and running clear. She asked what size pipe. Chairman Bouchard said it was 18-24. He also had them add a little more stone on either side since he was afraid the water was going to flow in from either side. They were going to build it up a little with more stone. Member Yeatts asked if the pipe would hold up to large equipment. Member LeBlanc asked if the Order of Conditions required him to provide a heavy-duty pipe. Chairman Bouchard thought there was at least a foot of cover over the pipe. He read from the Order of Conditions: "any damage caused by direct result of this project will be the responsibility of the applicant to repair, restore, and/or replace".

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

Voted: to close the file and issue a Certificate of Compliance for 2 Carmella Drive.

Unanimous approval.

44-46 Rhode Island Rd - Review of plans. Chairman Bouchard passed out plans for Oldfield Estates, a portion of the old Lakeville Hospital site currently owned by Paul Turner. Since this is not an official hearing, it can't be discussed, but he wanted members to look over the plan in anticipation of a hearing. This could come before the Board as either a Request for Determination of Applicability or a Notice of Intent. The RDA would not be subject to the Wetland Protection Act. Member Yeatts said for a 40-B project the only thing they can bypass is zoning. There was a brief discussion on the site and project. Member Yeatts thought there could be a procedural discussion of the project, whether it is an RDA or NOI. She explained that the Board already looked at this property in 2003 and approved an Abbreviated Notice of Resource Area Delineation. On that ANRAD this is an isolated vegetative wetland, so it is non-jurisdictional. Chairman Bouchard said it's a consequence of the wording of the regulations, it seems unfair or inappropriate for a project this size with so many potential problems that it's dismissed with just an RDA and we don't get a chance to look at the lots individually. He said if this was an NOI, half the lots would be subject, within the buffer zone. There was more discussion regarding the project.

Equestrian Way - Chairman Bouchard said that according to Zenith Consulting Engineers, the Equestrian Way project will be coming around again. The file will be made accessible for review. Chairman Bouchard felt this should be an NOI rather than an RDA on this project. There was a brief discussion regarding the site.

141 County St - Chairman Bouchard said he revisited the site after the wind storm and one of the silos had almost blown off. He needed to do an inspection anyway since the barn has been torn down without notice. They left behind the concrete all broken up and placed like rip rap. They had said they would remove all demolition materials. Member LeBlanc said he thought they were going to rebuild on the same foundation. Member Knox said that is a deviation from what was approved. They had an engineer look at it and said the foundation was fine. So, 10' from the wetlands, that was fine, there wasn't going to be any excavation. It was removal of wood, and replacement of wood. Chairman Bouchard said that was one observation he had,

the second was the silt fence was in terrible shape. It needs to be repaired. They have also been parking the equipment in the buffer zone. That was another specific item. Chairman Bouchard said he reached out to Outback Engineering and they would get back to him with some corrective action. Member Knox said if they did an RDA and they're pouring a foundation, this needs to be an NOI.

162 Bedford St - The old train depot has a stock pile of gravel in the back, and they brought in some new fill that contains brick, concrete, and blacktop ground up. They've spread it on the slope that overlooks the wetlands. The work they did before was just outside the buffer zone. They were just given a warning to not go in the buffer zone. They installed a silt fence on their own, but the silt fence is being overrun with run-off from that slope and that's why they put down that granular material. But that is also eroding, so now it's time to do an NOI.

Meeting Minutes November 12, 2019 -

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

Voted: to accept the minutes from November 12, 2019 with the changes as noted.

Unanimous approval.

Adjournment – (7:36pm)

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

Voted: to adjourn.

Unanimous approval.