

**Conservation Commission  
Meeting Minutes  
April 10, 2012**

The Conservation Commission held a meeting on April 10, 2012 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, Linda Grubb, Emery Orrall, Pam Rasa and Martha Schroeder. Tara Martin, Conservation Agent and Jennifer Jewell, Recording Secretary were also present. Sarah Kulakovich, associate member was absent with prior notice.

**Water Extraction By-Law**

Jim Marot, Planning Board, was present to review the proposed by-law. This bylaw will prevent commercial withdrawal and protect the resource areas from any potential negative impacts. It was suggested that town counsel find the appropriate portion of the general by-laws for this addition. There was question regarding the standpipe behind the town hall and possible use of metering that water supply. Ms. Martin will contact the Board of Health to obtain their feedback on the proposal.

**7:07 p.m. – 201-203 County Street**

**Rogers, Pond Realty Trust**

Chairman Orrall read the legal notice. Bruce Garrett from Dependable Petroleum Service presented a Request for Determination of Applicability for the removal of an existing underground petroleum storage tank and the installation of an above ground tank. There was a review of the plans and site monitoring. It was stated that the dispenser will also be replaced. The new piping will be a one piece flexible unit. The erosion control measures were discussed. The excavation area will be backfilled daily and the existing concrete pad will not be replaced. Daniel Hopkins, Fire Chief was present and voiced his support of the project. Ms. Martin stated that due to the proximity of the underground tank to the pond and the need to impose enforceable conditions the applicant should file a Notice of Intent. Mr. Rogers and Mr. Garrett requested that the Commission elaborate on the types of conditions that will be used to regulate this project. It was stated that no leaks have been detected on the existing tank. There was question as to the stockpile location or disposal method for contaminated soils. Upon motion made by Member Rasa and seconded by Member Bouchard the Commission

VOTED: To close the hearing and issue a Positive Determination of Applicability, requiring a Notice of Intent filing. Unanimous vote.

**7:23 p.m. – 38 Shore Avenue**

**Walsh**

Chairman Orrall read the legal notice. Jon Pink, from AZOR Land Sciences, presented a Request for Determination of Applicability for the installation of a seasonal aluminum dock. There was a review of the plan. The supports would be removed and reinstalled yearly. The applicants will apply for a Chapter 91 permit. There was question as to whether the presence of the dock on the bank would kill the vegetation resulting in an erosion problem. Current site conditions were reviewed. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

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

**7:35 p.m. – 51 Nelson Shore**

**Andrews**

Chairman Orrall read the legal notice. The Commission received a Request for Determination of Applicability for the installation of a retaining wall, patio and grill island. There was a review of the plans. Ms. Martin stated that the plans appear to show a much larger impervious area than what was proposed verbally. There was question regarding the measurements of the retaining wall and proposed patio. It was suggested that due to the amount of impervious area the applicant should file a Notice of Intent. It was noted that because the

applicant was not present the hearing will be continued to allow for further explanation or modification of the project prior to the official vote. Upon motion made by Member Rasa and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to April 24, 2012 at 7:00 p.m. Unanimous vote.

**7:45 p.m. – 32 Churchill Shores**

**Barrett**

No one was present for the discussion. Upon motion made by Member Rasa and seconded by Member Chamberlain the Commission

VOTED: To continue the hearing to May 8, 2012 at 7:00 p.m. and impose the \$25.00 administrative fee to failing to request a continuance. Unanimous vote.

**313 Pond Lane**

**Beauregard**

The Commission issued an Enforcement Order for this site. The applicant was allowed to repair storm damage to the property and file after the fact. The filing has never been completed. Ms. Martin will contact Mr. Beauregard to notify him of the Enforcement status.

**7:53 p.m. – 59 Lakeside Avenue**

**White**

Chairman Orrall read the legal notice. The Commission received an Abbreviated Notice of Resource Area Delineation. Upon motion made by Member Rasa and seconded by Member Chamberlain the Commission

VOTED: To continue the hearing to May 8, 2012 at 7:00 p.m. Unanimous vote.

**7:54 p.m. – Lot 4, Highland Road**

**Mahoney**

Chairman Orrall read the legal notice. Niles Zager, from Outback Engineering presented a Notice of Intent for the construction of a single family dwelling. There was a review of the plans. Mr. Zager noted that the closest point of work is approximately 70' from the wetland and only the area surrounding 5-6 of the flags will be impacted by the project. Ms. Martin stated that this site should have been covered under an ANRAD filing prior to the Notice of Intent. There was a review of perc test locations. Member Schroeder suggested that the approval of certain flags be specified in the Order of Conditions. Mr. Zager offered to remove all non-essential flags from the plans. Brian Camacho, abutter questioned the location of the project and noted the limited space available for building. Shirley Patton, abutter, noted the presence of a natural swale and voiced concern regarding possible impact from the project. Upon motion made by Member Chamberlain and seconded by Member Schroeder the Commission

VOTED: To continue the hearing to May 8, 2012 at 7:00 p.m. and the Agent will verify flags 16A -21A. The plan will be revised to show the abutting well at 69 Highland Road and all non-essential flags will be removed from the plan. The site will be staked for the house, well and limit of work. Unanimous vote.

**Forest Stewardship**

The Board of Selectmen approved the Forest Stewardship grant application for the Forest Stewardship for the Vigers and Howland Road properties.

**Taunton Street**

Hay bales extending into the wetland were observed on Taunton Street. Ms. Martin will visit the site to investigate further.

**Filing Requirement**

Ms. Martin requested that the Commission discuss minimum filing requirements at the next meeting to establish clear submittal guidelines.

**Invoices**

The Commission signed an invoice for Winberg's True Value

**Budget Report**

Member Grubb stated that no travel expenses have been posted since November 2011. Ms. Martin noted time constraints.

**Conservation Corner**

Ms. Kulakovich submitted an article to the Middleboro Gazette. There was discussion regarding future articles. The mascot will be a salamander.

**Upcoming Meeting**

The next meeting of the Lakeville Conservation Commission will be held on Tuesday, May 8, 2012 at 7:00 p.m. in the Lakeville Town Office Building. Upon motion made by Member Rasa and seconded by Member Schroeder the Commission

VOTED: To adjourn the meeting at 8:30 p.m. Unanimous vote.