

**Conservation Commission
Meeting Minutes
August 12, 2014**

The Conservation Commission held a meeting on August 12, 2014 in the Lakeville Public Library Conference Room. The meeting was called to order by Chairman Bouchard at 7:00 p.m. Members present were Robert Bouchard, Joseph Chamberlain, Linda Grubb, Derek Maksy, Hugh Rogers, Martha Schroeder and Ryan Trahan. Sarah Kulakovich, associate member; Nancy Yeatts, Conservation Agent; and Jennifer Jewell, recording secretary were also present.

7:02 p.m. – 10 Paddock Hill

Truax

Chairman Bouchard read the legal notice. Rob Truax, from GLM Engineering, presented a Request for Determination of Applicability (RDA) for the installation of a new installation of a new sewage disposal system. There was review of the plans. The proposed location of the septic system is due to the onsite well. The existing tank will be removed. The shed will be relocated onto an area that has been previously disturbed and will be on concrete blocks. The siltation barriers were discussed and the site contours were reviewed. It was noted that there is no locus on the plan. The spelling of the applicant's name was verified. Upon motion made by Member Trahan and seconded by Member Schroeder the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability, Option 3: The work is in the Buffer Zone but will not alter an area subject to protection under the Act. Unanimous vote.

7:12 p.m. – 80 Pickens Street

Esposito

Chairman Bouchard read the legal notice. Nicholas Esposito presented a Request for Determination of Applicability for the construction of a garage on a concrete slab foundation. There was review of the plans. It was noted that the project had not been approved by the Zoning Board of Appeals. It was stated that an engineered plan is not required for an RDA filing. Member Grubb voiced concern regarding the proximity of the wetlands to the proposed work and noted that the wetland and buffer zone are not adequately depicted on the plan. The possibility of contaminants in the garage was mentioned and the direction of stormwater run off was reviewed. Upon motion made by Member Maksy and seconded by Member Schroeder the Commission

VOTED: To close the hearing and issue a Negative Determination of Applicability, Option 3: The work is in the Buffer Zone but will not alter an area subject to protection under the Act; with the following conditions: 1. A 12" siltation sack shall be installed on the up side driveway and must be inspected by the agent prior to the start of work, 2. This plan is subject to approval by the Zoning Board of Appeals, 3. At no time shall any material enter the driveway. The Conservation Agent must be notified immediately of any breach. 6 in favor. 1 opposed. Motion carried.

7:25 p.m. – 139 Staples Shore

Stanley

Chairman Bouchard read the legal notice. Jason Youngquist, from Outback Engineering, presented a Notice of Intent (NOI) for the installation of a subsurface sewage disposal system. There was review of the plans and abutters list. Proof of submittal to the City of New Bedford will be provided to the Commission upon receipt. Because the original NOI narrative did not include the well, a revised page was submitted to the Commission at the meeting. There a review of the locations for the abutter's wells and Mr. Youngquist agreed to revise the plans and submit them to the Commission upon completion. The flood plain elevations were discussed. Mr. Youngquist stated that topographic information was used to make the determination and he will meet with the building inspector to discuss the matter further. This project requires a MESA review with Natural

Heritage. Roger Eldridge, abutter, questioned the timeline of the project and noted the depth of wells on neighboring lots. It was stated that the new well will be functioning prior to abandoning the existing well and the installation of the septic system. The existing cesspool will be pumped and filled with clean sand. Upon motion made by Member Chamberlain and seconded by Member Maksy the Commission

VOTED: To continue the hearing to September 8' 2014 at 7:00 p.m. and require proof of submittal to the City of New Bedford and a plan that will be subject to revisions per the Board of Health and Conservation Commission. Unanimous vote

Harding Street/Route 44

There was a review of an email from Curt Young, Wetland Preservation Inc., requesting information regarding the status of the Conservation Restriction (CR) review. Ms. Yeatts will discuss the matter with Rita Garbitt as input will be required from the Board of Selectmen and Town Counsel. There was question as to which project, the building or the roadway, were subject to the Conservation Restriction. It was stated that the Commission had never managed an escrow account. There was discussion as to whether Wildlands Trust would be interested in holding the CR. Ms. Yeatts will review the meeting minutes and Order of Conditions to verify the language used for the approval.

Associate Membership

It was stated that at a recent meeting for another Board, Associate Members were allowed a vote in the absence of regular, voting members. There was question as to whether Associate Members would serve to make a quorum. Member Maksy stated that because the Wetlands Protection Act is state law, the voting rules may differ. Member Yeatts will discuss the matter with Rita Garbitt.

77 Pickens Street

It was stated that Mr. Cody was unable to attend the meeting and that he is currently working with Darren Michaelis towards a resolution. It was stated that if there has been no response as of September 8, 2014 the Commission will move forward with enforcement.

Vigers Conservation Area

At a recent Planning Board meeting a local contractor volunteered to provide labor for the renovation of the Boy Scout building on the property. The Commission had voted previously to raze the building. Materials are an estimated \$11,000.00. Ms. Kulakovich presented a proposal to begin fundraising for the project and stated that the Board of Selectmen have previously voiced their support for the project, pending approval by the Commission and have agreed to provide funds for the debris removal.

All donations will be made through the Town Accountant. It was noted that the Board of Selectmen ultimately oversee the maintenance of all town-owned buildings. The Commission will have to draft building use policies. Ms. Kulakovich stated that volunteers and fundraising is available at this time and requested that the Commission re-visit the decision to demolish the building. It was noted that the Board of Selectmen will require the installation of an alarm system for the building. The Building Inspector will serve as the contact person for the project. Upon motion made by Member Maksy and seconded by Member Chamberlain the Commission

VOTED: To rescind the April 22, 2014 vote to recommend that the Conservation Commission will move forward with the appropriate steps to have the Boy Scout House taken down. Unanimous vote.

Vigers Conservation Area - continued

Upon motion made by Member Maksy and seconded by Member Schroeder the Commission

VOTED: To allow the Friends of Vigers, subject to approval by the Board of Selectmen, to explore options and to proceed with fundraising efforts for the reconstruction of the Boy Scout House. The Building Inspector will oversee the construction on behalf of the Conservation Commission. Unanimous vote.

Upcoming Meeting

The next meeting of the Lakeville Conservation Commission will be held at the Lakeville Town Office Building on September 8, 2014. Upon motion made by Member Maksy and seconded by Member Schroeder the Commission

VOTED: To adjourn the meeting at 9:05 p.m. Unanimous vote.