

**Conservation Commission  
Meeting Minutes  
September 18, 2012**

The Conservation Commission held a meeting on September 18, 2012 in the Lakeville Town Office Building. The meeting was called to order by Chairman Orrall at 7:00 p.m. Members present were Robert Bouchard, Linda Grubb, Emery Orrall, and Martha Schroeder. Ryan Trahan, Joseph Chamberlain and Pam Rasa were absent with prior notice. Nancy Yeatts, Interim Conservation Agent and Jennifer Jewell, Recording Secretary were also present. Sarah Kulakovich was absent with prior notice.

**7:00 P.M. – 313 Pond Lane**

**Beauregard**

There was discussion regarding the filing history for this project. It was noted that the work on the house was mandated by the building department. There was question regarding the extent of tree removal on the site. Ms. Yeatts noted that she had reviewed the Request for Determination of Applicability and the Building Permit for compliance. The site visit was discussed. It was noted that the Commission has little enforcement capability when an applicant does not proceed with a filing in a timely manner. Upon motion made by Member Schroeder and seconded by member Bouchard the Commission

VOTED:           To close the hearing and issue a Negative Determination of Applicability, option 2. Three in favor. One against. Motion carried.

**7:12 P.M. – 32 Churchill**

**Barrett**

Chairman Orrall read the legal notice. Ed Barrett presented a Notice of Intent for the installation of a retaining wall and concrete patios. Brant Haworth was also present for the discussion. There was a review of the plans dated August 1, 2012 and buoyancy calculations. Member Bouchard questioned the pump capacity. Mr. Barrett noted the presence of a drain for rain water and reviewed the direction of storm water flow on the site. Ms. Yeatts discussed a conversation with the Department of Environmental Protection (DEP) where they were familiar with the project and indicated that an appeal would be successful. Member Bouchard voiced concern regarding the success of the design. Upon motion made by Member Schroeder and seconded by Member Bouchard the Commission

VOTED:           To close the hearing and issue an Order of Conditions with the following special conditions: Standard Special Conditions. Three in favor. One against. Motion carried.

**7:21 P.M. – 20, 22, 24 Shore Avenue**

**Vermette**

Chairman Orrall read the legal notice. Jonathan Pink, from AZOR Land Sciences, presented a Notice of Intent for the demolition of an existing dwelling and the construction of a single family home with associated septic, well and grading. Louis Vermette was also present for the discussion. There was a review of the plans dated August 25, 2012. The septic location was dictated by soils and perc testing. Ms. Yeatts discussed a recent site visit and noted apparent discrepancies with the wetland line. It was suggested that the delineation be sent out for peer review. There was discussion regarding the possible need for dewatering during construction. The Commission will request feedback from the Board of Health after their hearing on this project. Upon motion made by Member Schroeder and seconded by member Bouchard the Commission

VOTED:           To continue the hearing to October 9, 2012 at 7:00 p.m. Unanimous vote.

**7:37P.M. – 158 Staples Shore**

**Bourgeois**

Chairman Orrall read the legal notice. Darren Michaelis, from Foresight Engineering, presented a Notice of Intent for the upgrade of a septic system and construction of a garage. There was a review of the plans dated September 18, 2012. Ms. Yeatts questioned the extent of the proposed tree removal. Mr. Michaelis stated that they present a hazard to the dwelling. It was noted that the stream is not well defined on the plans. Mr. Bourgeois stated that the two largest trees closest to the Bordering Vegetated Wetlands (BVW) will remain and requested permission to remove some of the debris from the wetland by hand. Upon motion made by Member Schroeder and seconded by Member Bouchard

VOTED: To close the hearing and issue an Order of Condition with the following special conditions: Standard Special Conditions, the two large trees north of the garage will remain in place, no grass clippings or yard debris will be deposited into the BVW, any existing debris in the BVW may be removed by hand. Unanimous vote.

**County Road**

**Markson**

The Commission received a letter regarding the potential sale of the property. There was question as to whether the existing restrictions would remain in place for this site.

**186 Main Street**

**Tjersland**

There was discussion regarding the removal of debris. It was noted that the homeowners have until October 14, 2012 to do the required plantings. This issue will be revisited at the October meeting.

**6 Chrisjenn Brooke**

The tree removal is underway. Ms. Yeatts will visit the site with Member Schroeder to verify whether any replanting will be necessary.

**151 Staples Shore Road**

The Commission received a Request for a Certificate of Compliance. The homeowner recently dismantled the raised garden beds and spread the soil. Upon motion made by Member Schroeder and seconded by Member Bouchard the Commission

VOTED: To issue a Certificate of Compliance for 151 Staples Shore Road. Unanimous vote.

**201-203 County Road**

The Commission received a Request for a Certificate of Compliance. There was a review of the site photos and as-built plan. It was noted that the Fire Chief was onsite during the tank removal. Upon motion made by Member Bouchard and seconded by Member Schroeder the Commission

VOTED: To issue a Certificate of Compliance for 201-203 County Road. Unanimous vote.

**122 County Road**

Ms. Yeatts discussed a recent site visit. She and Member Chamberlain visited the property and noted that no water was observed leaving the site. The homeowner followed all recommendations made by Dr. Walter Hewitson and the former Conservation Agent, Tara Martin. It was noted that an Enforcement Order was not issued for the site nor were there any requests in writing from the Commission. Ms. Yeatts will request a copy of the letter from Doctor Hewitson.

### **Wetlands By-Law Study Committee**

Upon motion made by Member Grubb and seconded by Member Bouchard the Commission

VOTED: To revise the charge of the Wetlands By-Law Study Committee to read “date to expire July 31, 2013” and “recommendation to the Lakeville Conservation Commission”. Unanimous vote.

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

VOTED: Appoint Scott Belliveau, Selectman, as a member of the Wetlands By-Law Study Committee. Unanimous vote.

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

VOTED: Appoint Jim Marot, Chairman of the Planning Board, as a member of the Wetlands By-Law Study Committee. Unanimous vote.

### **Permit Extension Act**

There was a review of the recently revised Permit Extension Act and related office procedures.

### **Treasurer’s Report**

Member Grubb stated that postage expenses must be paid from the agency account. There was a review of the memo that will be sent to the Town Accountant regarding this changed.

### **Meeting Agenda**

An additional line will be added to the standard meeting agenda that will allow other business that requires the immediate attention of the Commission to be addressed at that meeting.

### **Rail Line Memo**

There was a review of a memo dated August 14, 2012 that detailed tree removal on the CSX rail line. There was question as to whether a site visit with Steve Hurley, from Fish and Wildlife, could be scheduled to get specifics on the trees and stream habitat value.

### **50<sup>th</sup> Anniversary**

There was a review of an email from Sarah Kulakovich regarding the tent set-up at the Arts and Music Festival. The plans for the festival and different handouts were discussed. It was stated that the Commission would also have a presence at the Betty’s Neck event in October.

### **Forest Stewardship**

The grant request was not funded for 2012. The Commission agreed to reapply in 2013.

### **Upcoming Meeting**

The next meeting of the Lakeville Conservation Commission will be held on Tuesday, October 9, 2012 at 7:00 p.m. in the Lakeville Town Office Building. Upon motion made by Member Schroeder and seconded by Member Bouchard the Commission

VOTED: To adjourn the meeting at 8:37 p.m. Unanimous vote.