

## Conservation Commission –July 21, 2018

Members present were Mr. Freddy Friedman, Dr. John Schreiber, Ms. Rona Easton, Mr. David Hosford, & Mr. David Herrick.

Meeting was called to order at 10:00 AM.

Meeting minutes of April 21<sup>st</sup> 2018 were accepted as prepared. (No meetings were held in May & June, 2018)

A motion was made, seconded and so voted to tape the meeting for the 5 Village News.

Shalaby Hearing: Present for this hearing was property owner Ms. Michele Shalaby. Applicant filed a RDA for the purpose of addition to and expansion of existing house. Property location is 1055 Clayton Mill River Road. A site visit was made prior to the meeting. The commission mentioned that the project work is at the 100 foot mark and involved excavation of soil to build a new garage. Ms. Shalaby mentioned that the stream always has water in it and is perennial. After a brief discussion a motion was made, seconded and so voted to close this hearing. A motion was made, seconded and so voted a positive determination #1 which requires a filing of a Notice of Intent.

Hall Hearing: Present for this hearing was applicant Mr. Philip Hall & Mr. Adam Morris, Forester & Park Coordinator. Applicant filed a RDA for the purpose of refurbish old single plank foot bridges and will build 25 new 2 plank bridges on 25 sites. Property location is 0 S. Sandisfield Rd (York Lake). Mr. Hall mentioned that the plank bridges are in bad condition and will use logs (wood) for the 15 bridges. Mr. Hall also stated that canoes will be used to transport the log planks. The commission inquired what will happen to the old wooden planks. Mr. Morris stated that the treated planks will be removed from the site and the planks not treated will be left and let nature do its course. After discussion a motion was made, seconded and so voted to close this hearing. A motion was made, seconded and so voted to approve this application with a negative #5. (Mr. Hall is doing this project to earn his eagle designation)

Litchfield Hearing: Present for this hearing was property owner, Mr. Daniel Litchfield. Applicant filed a RDA for the purpose of installing a water level control system to alleviate flooding. Mr. Litchfield stated that he has been in contact with Beaver Solutions, since this has been an issue for years. Mr. Litchfield mentioned that in the last 5 years he hasn't been able to use his garden area and water has come up to his shed. Mr. Litchfield stated that Beaver Solutions has come up with a solution to evaluate the problem. After discussion a motion was made, seconded and so voted to close this hearing. A motion was made, seconded and so voted a positive #1 determination, which requires the filing of a NOI. The commission mentioned to Mr. Litchfield that filing a NOI he will be able to do the maintenance without coming back to the commission.

Regan (Mepal Manor LLC) Hearing: Present for this hearing was applicant Mr. Will Regan and Mr. Matthew Salem, Solitude Lake Management. Applicant submitted a NOI for the purpose of controlling invasive/nuisance plant and algae growth utilizing treatment with USEPA/MA State registered aquatic herbicides, algaecides, and other BMP's. Property location is 100 Stone Manor. Mr. Salem mentioned that there are a number of species on the property and will use herbicides and algaecides similar to rodup, and all the workers are certified and trained. The commission reviewed the comment from DEP with Mr. Salem which references 310 CMR 10.11, 310 CMR 10.12 and 310 CMR 10.53(4) (e) 5 and

appendix A. The commission recessed to review 310 CMR. The commission reconvened. Mr. Salem also mentioned that no silt will be generated. After discussion a motion was made, seconded and so voted to close this hearing. A motion was made, seconded and so voted to approve this application.

#### New Business:

Ms. Shannon Boomsma, White Engineering appeared before the commission to request an amendment for Livack – 156 Woodleigh Rd. A NOI was filed in 2016 to remove and rebuild a house on Lake Buel. The request is for a new patio to be installed at grade of the rear of the house, which is now lawn area. The patio will be constructed of a composite wood set in 4" of granite dust on top of 4 inches of ¾" stone. The patio deck will not contribute to any fill to the floodplain and will not alter the bordering land subject to flooding or the bank of the Lake Buel. A 5ft wide strip of blueberry bushes will be planted along the upper limits of the rocky shoreline as buffer/filter strip. The commission inquired if there is an alternative site for the patio. Ms. Boomsma stated that no there really is not other area for the patio. It was noted that the area is in fact only 7 ft from the lake. The commission felt that this deck would potentially alter the drainage of the area into the lake by covering the lawn and was too close to the lake to be approved. Ms. Boomsma inquiring if they make the area smaller, would the amendment be agreeable. The commission recommended that if modifying the amendment they would like a new filing submitted. The commission decided that they would not approve the amendment request for the patio; Ms. Boomsma withdrew the amendment without prejudice. The commission voted to accept the withdrawal from Ms. Boomsma.

Mr. Peter Hagen, Chairman of the Lake Buel District appeared before the commission in regards to the 2 existing NOI's, 1 is for the beaver dam and other 1 is for the outlet maintenance. Mr. Hagen would like to request both NOI's be extended. Mr. Friedman will contact DEP to see what can be done with the 2 NOI's, so that the district doesn't have to keep coming back to the commission to have them extended. It was noted that an amendment might be needed to add a sentence about maintenance.

The commission reviewed the mail:

- Commonground newsletter
- MACC dues
- Forest Cutting Plan - James Lavalette- 155 Hayes Hill Rd – 10 acres – approved
- Berkshire Natural Resources Council – seeking donation & landkeepers report
- Guide – Their Land, Their Legacy

Next regular meeting is scheduled for Saturday, August 25<sup>th</sup> at 11:20 AM.

A motion was made, seconded and so voted to adjourn at 11:42AM

Respectfully submitted,

Kathy Chretien  
Secretary

