

## Conservation Commission – August 29, 2020 Conference Call Meeting

Members present were Mr. Freddy Friedman, Dr. John Schreiber, and Mrs. Nanci Worthington & Mr. Dave Herrick. Others on the conference call were Ms. Emily Renshaw, and Ms. Nicola Mencheti & Ms. Martha Bryan 5 Village News, Ms. Shannon Boomsma, Mr. Mike Kulig, Mr. Jonah Deweater, Mr. Ryan Nelson, Mr. Robert Goyette.

Meeting was called to order at 9:32 AM.

Meeting minutes of July 18<sup>th</sup>, 2020 were accepted as amended.

### Old Business:

Umpachene Falls Park Commission (Town of New Marlborough) Hearing: Representative Ms. Shannon Boomsma, White Engineering Inc. Applicant filed a NOI for the purpose for restoring the river bank to original condition. Property location is 510 Umpachene Falls Road. Ms. Boomsma mentioned that on the map in the area (1) marked in the blue will be filled in with crushed stones followed by soil and native vegetation, area 2 is in the buffer zone, area 4 has a lot of erosion and will be similarly repaired, area 5 under cutting. Ms. Boomsma also mentioned that work should only take a few days to complete the project Work. The Commission and Ms. Boomsma reviewed DEP comments along with the comments from National Heritage. 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.

Koerner Hearing: Representative's Ms. Renshaw and Ms. Mencheti, Morgan, Lewis & Bockius LLP for the continued RDA hearing. The Commission mentioned that an enforcement was issued to GrassMarket LLC and they received a letter from an attorney stated that they will comply with the enforcement order, which includes removal of the road within 200 feet of the river bank followed by planting and seeding with native grasses. Ms. Renshaw has concerned about the Commission not receiving access to the property for a site visit. Dr. Schreiber mentioned the Commission hasn't been granted access to the property as of yet, and could only see the property from the road. After discussion a motion was made, seconded and so voted to send out a letter to the attorney of GrassMarket seeking permission to visit the site. A motion was made, seconded and so voted to continue this hearing.

### New Business:

Berkshire National Fish Hatchery: Representative, Mr. Jonah Deweater of Oak Point Associates. Applicant filed a RDA for the purpose of install a new multi-purpose facility. Property location is 240 Hatchery Road. Mr. Dewater mentioned that a handful of buildings will be demolished and install a multi-purpose facility. Dr. Schreiber inquired if the work can be accomplished in three years. Mr. Dewater state that yes the work will be able to be accomplished in three years. After the 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 as a negative determination #3.

Kiesel Hearing: Mr. Mike Parson, of Kelly, Granger, Parsons and Associates. Applicant submitted a RDA for the purpose of installing a new septic system. Property location is 109 Mill River Great Barrington Road. It was noted that a cesspool will be abandon. 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 as a negative determination #3.

Goyette Hearing: Mr. Ryan Nelson of Levesques Associates and Mr. Robert Goyette of Heritage Homes of New England. Applicant submitted a RDA for the purpose of installing a new house and septic system. Property location is 120 Hillside Ave. Mr. Nelson and Mr. Goyette mentioned that the total square feet is 2730, which includes 600 for the garage. Dr. Schreiber inquired if the driveway can be done with permeable material to reduce water runoff. Mr. Goyette mentioned that the driveway will be permeable dirt and gravel and that thus run off will be reduced and no work will be done in the buffer zone. It was also noted that this property is 2 to 3 houses from the lake. 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 as a negative determination #3 with the following condition of a permit able driveway.

Mintz Hearing: Mr. Mike Kulig of Berkshire Engineering Inc. Applicant submitted a RDA for the purpose of a new house, septic system, and water supply well. Property location is 0 Hayes Hill Road. Mr. Kulig mentioned there is wetland to the south and house is out of the buffer zone. 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 as a negative determination #3.

Dr. Schreiber mentioned that Mountain Act/ridge lines should be on the next agenda for discussion.

Dr. Schreiber is concerned about the development occurring in the Lake Buel area, which includes sizes of houses with more bedrooms and bathrooms, since any increase effect the water quality. It was noted that the Commission needs to control wetland regulations. The Commission will request that the one member of the following be on the next agenda to discuss this issue: Planning Board, Board of Health and Lake Buel District.

Next meeting is scheduled for September 26<sup>th</sup> at 9:30AM.

A motion was made, seconded and so voted to adjourn at 10:46AM.

Respectfully submitted,

Kathy Chretien  
Secretary