

MINUTES

BECKET CONSERVATION COMMISSION

Thursday July 18, 2013 6:30 PM

Becket, MA 01223

Present: Commissioners: Bud Moylan, Purr McEwen, Marty Winters; Commissioner and Vice Chair, Richard Pryor; Commissioner and Agent, Kathy Vsetecka

Absent: Commissioner Laurel Burgwardt; Commissioner and Chair, Scott Morley

Members of the Public: David Giannini, Barbara Falk, Indian Lake Lot Committee; Bob Gross; Shannon Boomsma, White Engineering; James and Eileen Kadlec; John Murray, Murray Excavating and Landscaping; Christopher Merrill; Stuart Offner; Bob Gross

Meeting opened at 6:35 PM Richard Pryor presiding

1. Approval of minutes of the June 20, 2013 meeting. No comments by commissioners.
Motion to accept minutes by Ms McEwen. Second by Mr. Winters. Unanimous approval.
2. Continued Notice of Intent Alice and Philip Shabecoff 96 Plumb Rd. Map 407 Lot 12 DEP #102-0389 Pond dredging and maintenance to return a private pond to its original configuration and the removal of nuisance weeds
 - The applicant is requesting a continuance to the August 15, 2013 meeting as the Cate 2 permit from the Army Corp of Engineers and the Water Quality Certification have not been issued
 - **Motion by Mr. Moylan to continue the Notice of Intent hearing to the August 15, 2013, meeting with the applicant's consent. Second by Ms McEwen. Unanimous approval.**
3. Continued Notice of Intent Stuart and Susan Offner Algerie Rd. Map 219 Lot 229 DEP #102-0391 Construction of a single family house with amenities
 - Shannon Boomsma of White Engineering presenting. The lot is a part of the Indian Lake Estates. A 4-bedroom house, 40' x 52', will be constructed (no specific plans for the house as of yet but it will be within that footprint). The lot consists of 1.6 acres and is mostly wooded. The majority of it is in the buffer zone. It is steep coming off the road, plateaus a small amount and then drops off to another small plateau before the lake. The slope is 30' at its widest and 15' at its narrowest.
There is an intermittent stream going under Seneca Road and onto the property. The plan for the culvert that was to direct water under the driveway has now been changed to having a 24" culvert with the water being directed to the wetland. Both that culvert and the other one will direct water away from the building site and have stone discharge aprons.
All excavation materials must be taken off site--no storage on site. Work will begin with the installation of the erosion controls; the driveway will be done; then the house will be built.

Materials will be stockpiled in the area of the septic system and the plan calls for them to be tarped.

The plan calls for a perk-right septic system--the technology of this system makes it smaller than others. The septic system will be 50' from the wetland and the lake. Erosion controls will be straw wattles and silt fencing. This will define the limit of work area. Disturbed areas will be stabilized with a geoweb and a hardy ground cover. Ms. Vsetecka read a letter from the Indian Lake Association. (letter is on file) Concerns of the letter were the number of trees to be taken down and the requirement to replace these. Ms. Boomsma stated that she hadn't counted them, but was guessing there would be about 10 trees with a 6" diameter or greater needing to be removed as well as small bushes and saplings. The Indian Lakes Lot Committee is concerned with the replacement of the trees. Mr. Pryor stated that the Lot Committee's requirements could be different from ours and that the Conservation Commission doesn't usually require the replacement of trees. Ms. McEwen stated that we have required trees to be replaced at times but never have done a tree-tree replacement requirement. Usually we do have a list of the plantings that will be used. Mr. Offner stated that they want to make the house as invisible as possible and they are working to make the driveway and septic system as small as possible.

➤ **Hearing opened to the public at 6:50 pm**

Mr. Giannini of the Indian Lakes Lot Committee stated that the letter was just to be informational.

➤ **Closed to the public at 7:00 pm**

Further discussion by the Commission. More engineering will be involved for the site so it will take a while before any work is done. If there are any changes that will expand the impact to the resource areas an Amended Order will be needed.

➤ **Motion by Ms. McEwen to approve the Notice of Intent with Becket Standard Conditions; the condition that there is to be no greater impact to the jurisdictional areas if the plan changes; that any fueling of vehicles be done outside of the buffer zone; that the final planting plan be approved by the Conservation Commission; that 20 straw bales or the equivalent in straw wattles be kept in reserve onsite. Second by Mr. Moylan Unanimous approval.**

4. **Continued Request for Determination of Applicability Sharon Hughes 670 Bonny Rigg Hill Rd. Map 219 Lot 233 Installation of a floating dock**

➤ Ms. Hughes presenting her plan. The last meeting a dock was presented that had styrofoam. This was questioned by Mr. Moylan. Ms. Hughes researched and stated that it can't be used anymore. She presented a plan by Keith Robinson that is a dock made of cedar, had 3/4" spacing, used 2 cement blocks to anchor it. It would be left in the water in the winter; with the drawdown on the lake, it would be on land. There would be no styrofoam on the outside; any of it would be encased in plastic.

Motion by Ms. McEwen to issue a negative determination for a floating dock. Second by Mr. Winters. Unanimous approval

5. **Request for Determination of Applicability Christopher Merrill 229 East Shore Rd. Map 211 Lot 10 Installation of a temporary boat lift and storage for same**
 - Christopher Merrill presenting. The lift will go into the lake in the spring and be taken out in the fall. It is an aluminum boat lift. The sandy beach will be the place it is stored in the winter; this is within 50' feet of the lake. Little discussion.
 - **Motion by Ms. McEwen to issue a negative determination. Second by Mr. Winters. Unanimous approval**
6. **Request for Determination of Applicability Eileen Kadlec 128 YMCA Rd. Map 212 Map 7 Repair of existing septic system**
 - Mr. Moylan recuses himself at 8:20 pm
 - John Murray, of Murray Excavating and Landscaping, presenting. This is a repair to a failing septic system. It will be relocated and will be 50' from the wetlands. An old shed will be taken out; few trees will be removed. Straw wattles will be used as erosion controls on the stream and wetland sides. There will be a new line from the new pump chamber to the leach field. The plans are initiated as to changes.
 - **Motion by Ms. McEwen to issue a negative determination with Becket Standard Conditions and changes as initialed on the plan. Second by Mr. Winters. Unanimous approval**
7. **Request for Determination of Applicability Andrea Attias 8 South Lake Way Map 211 Lot 145 Demolition of existing boathouse; construction of new boat house on the existing footprint**
 - Mr. Pryor states that a site visit showed a boathouse which is approximately 48' from the lake. The area has a flat and grassy surface. Any machinery, if needed, will come in through the existing driveway. He states that the erosion controls should come out from the existing boathouse to the same point at which the house ends.
 - **Motion by Mr. Moylan to issue a negative determination with Becket Standard Conditions, the condition that silt fencing is used as erosion control, and the amended plan. Second by Ms. McEwen. Unanimous approval**
8. **Certificate of Compliance Robert Gorden 2588 Main St. Map 208 Lot 9 DEP #102-0389**
 - Ms. Vsetecka stated she did a site visit and all was well.
 - **Motion by Ms. McEwen to approve the Certificate of Compliance. Second by Mr. Winters. Unanimous approval**
9. Administrative business
 - a. Ms. Vsetecka stated that a Request for a Certificate of Compliance had been received for the North Becket Village project. She did a site visit this evening and all appeared in order. Mr. Pryor questioned if the Selectboard and/or Town Administrator had some

with the work. Ms. Vsetecka stated that the benches were in the wrong place, grass growing between the pavers, etc. but there was nothing that was within the realm of the Conservation Permit. The Commission decided not to act on the Request at this time as Mr. Pryor wanted to be sure all was approved by the Town Administrator and Selectboard.

- b. Ms. Hughes wanted to speak to the Commission about the surface of the Indian Lake dam which is on her property. The Office of Dam Safety wants the shrubs cut back. She stated that she was hoping the Commission would say that the Indian Lake Association would have to cut them. She restated that at the last September meeting the Commission requested the engineer report. She sent that to them. Ms. Vsetecka asked if she was wanting the Commission to make a ruling that the Indian Lake Association would have to cut them or if she was asking that the Commission give her permission to cut them. She wanted us to force them to do the cutting. Ms. McEwen stated that we cannot make them cut the shrubs, but we can give her permission to do so. She explained the Commission's jurisdiction in the whole matter. Ms. Hughes stated the cost of doing it was a lot. Though the Commission was sympathetic, it was again explained that this is an issue between her and the Indian Lakes Association; the Commission cannot force anyone to cut the shrubs.
- c. Ms. Vsetecka reviewed a continuing Enforcement Order on the Scott Siegel properter in Sherwood Forest; Map 216 Lot 461. They still have not installed the walkway through the wetlands and have instead cut a path. Last May they submitted a new restoration plan which the Commission approved. This reduced the amount of restoration needed. Nothing has been done and it was noted that a path has been again cut through the wetland area. The Commission agreed that a new Enforcement Order should be sent.
- d. Ms. McEwen stated that she will not be at the next meeting.

Motion to adjourn by Ms. McEwen at 7:50 PM. Second by Mr. Moylan. Unanimous approval.

Respectfully submitted:

Kathleen Vsetecka