

Town of Becket

Conservation Commission

Meeting Notice

Tuesday, October 18th, 2016

Berkshire Room

Becket Town Hall, 557 Main Street

At 6:30 PM

Commissioners in attendance: Chair A. Dixon, Barbara Brand, Cindy Delpapa, Karen Karlberg, Richard Pryor, Rebecca Perry, Agent Mallory Larcom

Public in attendance: Michael Pease, Gerald Degass, bob Linden, Robert Ronzio, Barbara Warren, Mike Kulik, Emily Stockman, Paul Mervin, Ann Spadafora, Shannon Boomsma, Chris Tryon, Preston Webb

Chair Dixon opened the meeting at 6:35 pm with a reading of meeting guidelines and an introduction of Commissioners. Chair Dixon asked for anyone recording the meeting to alert the chair. R Ronzio notified the Chair that he was recording the meeting.

1. Approval of the minutes from the September 13th, 2016 meeting.

Motion made to accept the 13 September, 2016 Becket Conservation Commission minutes as written, (Karlberg/Brand). MSV with one abstention, (R Pryor).

2. Public input and comment for items not on the agenda.

Emily Stockman provided materials related to an Enforcement Order issued on a Lancelot Lane property.

New Business:

3. Request for Determination of Applicability from Camp Watitoh for the work of pier replacement on camper bunkrooms, project location 1885 Main Street (**Map 210, Lot 34**). Site visit was completed. Additional materials not included in the packet were submitted to the Commission at the meeting detailing the erosion control proposed for the site. The project may need to use a small excavator to complete the work. While replacing the piers some historic concrete rubble will also be removed from the adjacent resource area. Motion was made to issue a negative determination #3 with Becket Standard Conditions for pier replacement on camper bunk houses and removal of historic concrete rubble at 1885 Main Street/Map 210- Lot 34, (Brand/Karlberg). MSV.

4. Notice of Intent for Sherwood Forest Road District for a stream-crossing replacement and related work located at the approximate intersection of Maid Marion Lane and

Fireside Lane in Sherwood Forest (**Map 217, Roadway**). Site visit completed. M. Kulik from Berkshire Engineering was present representing the Sherwood Forest Road District. Since the recently replaced culvert fails to meet the stream crossing standards, the proposed new structure will be a significantly larger and open bottom structure. The road surface to be raised a maximum of 1.5 ft. to accommodate the larger crossing structure but there will be enough room to blend the additional height to maintain storm water patterns to close to current conditions. A concern was raised concerning the proposed stream bottom materials ability to match benthic conditions upstream of the crossing. Mr. Kulik explained there was not an in-depth study of the area. The intent was the proposed rip rap will infill with resident materials over time. Mr. Kulik responded to the comments submitted by DEP saying the bankful width was measured in the field though not included in the filing. This survey data will be sent to the ConComm. The openness ratio of the proposed crossing will not meet standards as it would require a considerable change to the road layout for this modest crossing which is not practicable. During the site visit the possibility of capitalizing on this work to make improvements to an adjacent 20 foot by 6 foot area currently dominated by *Phragmites* sp. The area could be reworked into a modified swale with check dams and rip rap to help provide some storm water treatment. Commissioner appreciate the willingness of the proponent to add a storm water BMP but requests a maintenance schedule be established to keep the BMP functioning as intended. It was agreed, at a minimum, a spring inspection and clean-out will be done. Chair Dixon opened the hearing for public comment at 6:57pm. No comment offered. Public hearing closed at 6:57 by Chair Dixon. Motion made to approve the NOI submitted by Berkshire Engineering on behalf of Sherwood Forest Road District to issue an Order of Conditions for the plan dated 10/18/2016 for a culvert replacement, storm water quality swale with check dams and related work at the approximate intersection of Maid Marion and Fireside Lanes/ Map 217- Roadway with Becket Standard Conditions, a requirement to have at least an annual inspection and maintenance of check dam and field survey data to be submitted to Becket Conservation Commission, (Pryor/Karlberg). MSV.

5. **Request for Determination of Applicability from Barbara Warren**, represented by White Engineering for the work of a drilled well in the Riverfront Area of the West Branch of the Westfield River located at 3433 Main Street (**Map 206, Lot 77**). Ms. Boomsma of White Engineering was in attendance with property owner. A site visit was completed. The house's well has gone dry during the drought and a new well is needed. The proposed well location was moved five feet per request of the BOH as noted on revised plans dated 10/17/16. MA Heritage has provided a letter stating the work is an exempt activity. Erosion control to protect the river from the well drilling and the slurry pit is proposed. After the well is drilled the area will be seeded. Well can't be on the other side of the house because of a driveway easement for the adjacent property. Ms. Boomsma will provide a copy of the easement document for the file. The adjacent property owner, G Degass, voiced concern he has not received any paperwork on the right-of-way ownership. Chair Dixon explained the proposed well will be in the backyard area and not between the houses. Also Mr. Degass should ask the homeowner or visit the registry of deeds for information on the driveway easement. Motion made to

issue a negative determination #2 for the installation of a new well as shown on the latest the plan dated 10/17/16 within the Riverfront Resource area of Depot Brook at 3433 Main Street/Map 206, Lot 77 with Becket Standard Conditions, appropriate erosion control around the well and slurry pit work areas, area reseeded once the well is drilled and the submittal of the driveway easement information to the Conservation Agent to complete the file, (Perry/Pryor). MSV.

6. **Request for Determination of Applicability from Linda Searles**, represented by Robert Ronzio for the work of driveway repair in the buffer-zone of Nottingham Lake located at 88 Nottingham Court (**Map 216, Lots 751,752,753**). Commissioners completed a site visit where they were shown one driveway slated to be repaired. The Commission was informed at the meeting the request is to repair (place screenings) three driveways. No site plan was provided in the filing to show the location of the three driveways. Mr. Ronzio explained driveway #2 will stop before the 100 ft buffer but there is a stormwater supported wetland near this driveway. The third driveway is a dirt road Mr. Ronzio stated "is maintained every once and a while" and is not in the buffer zone. Motion made to issue a negative determination #3 for driveway repair, an exempted activity for lawfully located driveways, on lots 751, 752, 753 with lot 751 work pending a site visit before work can begin, work shall be completed within 6 months of the delivery of materials, the Becket Conservation Agent must be notified when the repair material is delivered, the material pile must be securely tarped when not in active use, and a plot plan showing the three driveways and where material will be stored prior to the delivery of the material must be supplied to the Conservation Agent prior to delivery of the repair materials, (Perry/Brand). MSV.

Brief recess was called at 7:35 pm by Chair Dixon who called the meeting back in order at 7:40 pm.

7. **Request for Determination of Applicability from Lorette Licata and Marisa Rosentel**, represented by **Berkshire Geo-Technologies** for the replacement of a failed septic system and leach field within the buffer-zone of Robin Hood Lake, project is located at 116 Will Scarlet Drive (**Map 216, Lot 411**). Chris Trial of Geo-Technologies was present to represent the property owners. Also in attendance was realtor Anne Spadafora. The current system has failed. The proposed system will use a JetPac unit because of its proximity to the property's well. The leach system will be slightly raised and a small stone wall will be reconstructed. The system design has been submitted to the BOH but review is pending. The BOH must also approve setback variances. No materials will be stored on site, equipment will be stored on the driveway and fueled outside 100 foot buffer. Erosion control was requested on the northeast side of the house. Motion made to issue a negative determination #3 for an exempt activity, the replacement of a failed on-site system, at 116 Will Scarlet Drive/ Map 216-Lot 411 with Becket Standard Condition, proper erosion control installed before work begins and a 75% successful revegetation of grassed area, (Brand/Pryor). MSV.

- 8. Request for Determination of Applicability from Linda McPhail represented by Berkshire Engineering** for the replacement of a failed septic system within the Buffer Zone of Robin-hood Lake located at 138 Mystic Isle Way (**Map 216, Lot 444**). Commissioners visited the site. Mike Kalik was present to represent the owner. The current system has failed. Because of required setbacks locations for the leach field are limited. The only suitable location will require 6-8 trees to be removed though only 1 or 2 are within the buffer zone. The leach field will barely be in buffer area but the septic tanks are fully in the buffer area of the lake. The disturbed area will be revegetated with grass. Motion made to issue a negative #3 for an exempt activity, the replacement of a failed on-site system, at 138 Mystic Isle Way/Map 216-Lot 444, with Becket Standard Conditions, and the successful replanting of at least 75% of the lost vegetation with native plants within one year, (Perry/ Brand). MSV.
- 9. Request for Determination of Applicability from Kim and Joshua Geisler, represented by P.L. Webb Construction** for the installation of a septic system and clearing of trees in preparation for the construction of a single-family home within and near the buffer-zone of an intermittent stream, project is located at 0 Apache Drive (**Map 218, Lot 75**). Commissioners visited the site. An updated plan was provided at the meeting. The driveway is an existing wood road precluding the need for substantial tree clearing. The new proposed site of the septic is out of WPA jurisdiction with the caveat that the site has yet to have a perk test. Commissioners recommend some erosion control be installed before work begins. Motion made to issue a negative determination #1 for work outside of the buffer area at 0 Apache Drive/Map 218-Lot 75, (Karlberg/Perry). MSV.
- 10. Request for Determination of Applicability from Mary Canty and Robert Linden** for the installation of a seasonal dock in Center Pond located at 211 East Shore Road (**Map 211, Lot 107**). Site visit was completed. Commissioners visited this site previously for a Certificate of Compliance. The dock requires a Chapter 91 license. Motion made to issue a negative determination #2 for the installation of a seasonal dock at 211 East Shore Road/Map 211-Lot 107 over and in the waters of Center Pond, (Brand/Karlberg). MSV.

Old Business:

11. Request for Extension from Kathryn Strohmenger, DEP #102-0394

This Order was originally issued in 2013. Motion made to issue a three year extension for DEP project #102-0394, (Pryor/Perry). MSV.

12. Request for Certificate of Compliance from Jacob's Hollow Road Association, DEP #102-0413.

A form 8A- the official request for a Certificate of Compliance has not been submitted for this project. Agent Larcom provided a sample of the size of material used to construct the check dams which was a part of the restoration work. Concerns were raised about the size of the check dam material used and likelihood it will be dislodged

in a heavy runoff. Request continued until the November meeting when the proper paperwork request can be submitted.

- 13. Request for Certificate of Compliance by Sharon Filus for project located 585 Leonhardt Road, DEP # 102-0238.** Site visit was completed. The project was an installation of a septic system in 2001. Agent Larcom provided a letter from the contractor stating the work was completed according to plan. Motion made to issue a complete Certificate of Compliance for DEP #102-0238/ 585 Leonhardt Road, (Brand/Karlberg). MSV.
- 14. Request for Certificate of Compliance from Bonnie L'Etoile for project located at 301 Beech Tree Lane, DEP#102-398.** Commissioners visited site. Emily Stockman was present to represent the owner. The Order was issued in 2014 for a pond improvement project with invasive species control. A partial certificate was issued, prior to the sale to the current owner, for the dredging of the pond. The remaining work was the monitoring of the replication and invasives control which is the subject of this request. Motion made to issue a partial certificate of compliance to Bonnie L'Etoils at 301 Beech Tree Lane for replication and invasive species control thus completing all of the work for DEP project #102-398, (Karlberg/Perry). MSV.

Item 14A. Ms. Stockman provided a restoration plan associated with an Enforcement Order issued for the installation of a beach at 109 Lancelot Lane within the buffer zone of a Lancelot Lake. The beach resulted in ~ 660 square feet of impact to a resource area. Ms. Stockman explained the work could be done under an NOI with replication but the owner has elected to do a full restoration. The materials will be removed by hand and safely stockpiled. The restored area will be raked and seeded. Ms. Stockman proposed a deadline of 15 November 2016 for the completion of work. Commissioners requested an update on the restoration at the November meeting. Motion made to approve the restoration plan as presented and implementing the plan work at 109 Lancelot Lane under an enforcement order. Owner or owner representative will submit a completed report at the 15 November 2016 meeting, (Perry/Karlberg). MSV.
- 15. Discussion:** Enforcement Order for Becket Town Beach to the Town of Becket
Part of the work has been completed. Recommend issuing an extension. Motion made to extend the requirement to submit an NOI for the remaining restoration work at the town beach in time for the March, 2017 meeting, (Pryor/Karlberg). MSV.
- 16. Discussion:** Enforcement Order issued for 150 Otis Road to the Town of Becket
Work has been done but the owner may have some remaining concerns. Agent Larcom recommends a follow-up inspection. The area also needs to be revegetated.
- 17. Discussion:** Enforcement Order Issued to Darius Kalicki, 370 Alan-A-Dale Drive (Map 216, Lot 268). Agent Larcom met the owner at the site. The tight tank has been installed and the tank is both in the riverfront area, just outside the 100 ft. riverfront inner

riparian zone, and also in BVW. A couple of trees were removed and the area was compacted/impacted by the heavy machinery used for the installation. Agent Larcom recommends the Commission require some mitigation. After discussion, it was decided that Agent Larcom should tell the owner to submit a restoration plan in time for the November 2016 meeting.

18. Continuance from June 14th Meeting: Request from the Chair to discuss and adopt meeting guidelines for the Conservation Commission. Continued to next meeting.

19. Continuance from June 14th Meeting: Request from the Chair to discuss a potential public hearing for a fee increase for RDA filings. Continued to next meeting.

Meeting adjourned at 9:36 by Chair Dixon.

Action Items:

Materials to be submitted before work begins:

*Field Survey due for the culvert replacement at Maid Marion/Sherwood Forest Road District.

* a plot plan showing the three driveways and where material will be stored prior to the delivery of the material must be supplied to the Conservation Agent prior to delivery of the repair materials for driveway repair at 88 Nottingham Ct.

*Information detailing the driveway easement at 3343 Main Street

* Report on restoration work at 109 Lancelot

* Commission site visit for enforcement order work at 150 Otis Road

*Restoration Plan for 370 Alan A Dale