

Town of Becket Conservation Commission

Meeting Minutes, Tuesday, June 12, 2018

Commissioners in attendance: Alison Dixon, (Chair), Mary Stucklen, Cindy Delpapa and Conservation Agent Stacy Parsons.

Commissioners not in attendance: Barbara Brand and Karen Karlberg.

Public in attendance: Dave Woelper, Zachary Pine, Dave Lenart, Jeff Smith, Steve Salvini

Chair Dixon called the 12 June 2018 Becket Conservation Commission meeting to order at 6:30 PM, read the meeting guidelines, and introduced the Commission.

Public input and comment for items not on the Agenda. None offered.

Request for Determination of Applicability submitted by Susan Deacon: The project proposes to add a screen porch on existing residential home located at 1196 Bancroft Road (Map 412 Lot 12). Commissioners completed a site visit. The deck is within the outer riparian area of an unnamed stream, while not appearing on the USGS topographic maps for the area, the homeowner reported the stream was perennial. The homeowner will excavate a trench for the three pre-cast support piers will be placed in the trench and backfilled. Any excess soils will be dispersed in upland on other side of house. The applicant's representative agreed to place mulch on disturbed areas until the area revegetates. Commission noted there was a mistake on the RDA form – section B should have bullet 'c' checked. Motion made to issue a negative determination #2 for the construction of a pier supported deck at 1196 Bancroft Road (Map 412, Lot 12) with straw mulch added to all exposed areas after the piers are installed and the area revegetated, (Stucklen/Delpapa). MSV.

Request for Determination of Applicability submitted by Virginia and Patrick Conner: The project proposes to add a seasonal floating dock onto existing concrete wall. Project Location: 223 Old Pond Road (Map 210 Lot 45). Commissioners completed a site visit. The deck was historically on the left of the property as one looks at the pond but the concrete on this area is deteriorated. The homeowners wish to put the seasonal deck on the right side attaching to an existing concrete wall that serves as the pond edge. The dock will be installed and removed seasonally by hand. Motion made to issue a negative determination #3 for the installation of a seasonal floating dock at 223 Old Pond Road (Map 210, Lot 45), (Stucklen/Delpapa). MSV. Note the owner should be reminded a Chapter 91 license will be needed from the MA DEP as Center Pond is a Great Pond.

Public Hearing: Notice of Intent from Crystal Pond Homeowners Association for the proposed dam repairs including tree removal and rip rap armoring. Project location is Crystal Pond Dam. (Map 413 Lot 75). Commissioners completed a site visit. Applicant's representative, S Salvini, summarized the project. D Lenart provided a copy of some additional materials including the Operation and Maintenance Plan to append to the NOI. D Lenart agreed to send the O&M plan electronically to allow the Commissioners for their review, (MA DEP requested an operations and maintenance plan for the dam). Commission considered having the required monthly and annual inspections, as required in the O&M plan, be submitted annually and not monthly. DEP also asked

about wetland replication requirements. Given the work proposed, the Commission will not require replication. Commission discussed if a section 404 permit may be required from the Army Corps and if the blue flag, noted on the site visit, might be relocated if possible. The final O&M plan will be appended to the OOC as this will allow maintenance to occur without notification to the Commission until such time as a change is made in the plan. Revegetation of any area disturbed during dam maintenance and repair will be required. D Lenart asked if it would be permissible to chip the removed vegetation and disperse the chips in the wooded area. Commissioners expressed some concern the chip layer could retard or bury growth but agreed the chips could be dispersed in the upland in a thin layer of less than 3 ". The applicant's representative agreed to continue the hearing until the 26 June, 2018 to provide time for the Commission to review the O&M plan submitted. Motion made to continue the hearing for File number 102-0437, Crystal Pond dam repairs to the 26 June 2018 Becket Conservation Commission meeting, (Stucklen/Delpapa). MSV.

Request for Certificate of Compliance for DEP file #102-0408, project location is 1017 George Carter Rd. Project was the select removal of upper canopy trees to permit solar exposure for roof-mounted solar panels, (Map 403 Lot 13 &14). Commissioners inspected the site. Motion made to issue a Certificate of Compliance for the project to remove upper canopy trees to improve solar exposure at 1017 George Carter Road, (Map 403, Lots 13 & 14 DEP File #102-0408) with the ongoing condition owner, prior to any subsequent cutting to manage the upper canopy within the designated 200' by 400' area, mark the trees to allow the Commission to review and provide a written approval for the additional cutting, (Stucklen/Delpapa). MSV.

Request for Certificate of Compliance for DEP file #102-0394, project location is 311 Old Pond Road. Project was the installation of a deck to an existing residential house on Center Pond (Map 210 Lot 56). Commissioner inspected the site. The deck is installed and the vegetation has returned as much as can be inspected given the soil conditions. Motion made to issue a Certificate of Compliance for the deck installation project at 311 Old Pond Road (Map 210, Lot 56, DEP File #102-0394), (Stucklen/Delpapa). MSV.

CONTINUING BUSINESS

Updates related to ongoing Site Inspections for the Borrego Solar project, as submitted by Tighe & Bond on behalf of Borrego Solar Systems in the Tanglewood Circle sub-development (Map 406, Lots 14-20 and 37-47). Commissioners received two inspections undertaken in May. An additional inspection report was received today (6/12/18) for a site visit performed on 6/7/2018. Commissioner Stucklen also inspected the site and noted there was no DEP number posted but the NPDES stormwater permit number was posted. There was also plastic debris noticed throughout the site. Commission agreed to send a letter to Borrego Solar outlining the issues found during the last site visit, request a representative attend the 26 June, 2018 to discuss the issues and the timeline for completion of the project. A final site visit will need to be scheduled.

Updates related to an Enforcement Order regarding parking area located at 3235 Main Street (Map 207, Lot 66). The owner's lawyer requested various materials from the Commission and the requested materials were provided. The lawyer subsequently emailed Chair Dixon to ask if she would be "willing to sit down with him and his client to discuss the issue". The owner's lawyer will be contacted to inform him the Commission will make time for a discussion at a Conservation Commission meeting.

Updates related to an Enforcement Order issued to Tosch on 12/4/2017 regarding Beaver Brook Road and stream crossing. Commissioners visited the site and measured the road width at various transects. The Enforcement Order required an NOI for a replacement stream crossing to be submitted for the June 2018 meeting. The owner has asked for an extension to August for the stream crossing NOI. Commission discussed contacting the town's emergency management to inform them of the road flooding noted during the site visit which poses an access challenge for emergency vehicles.

Updates related to the Appeal of Approval/Denial Order of Conditions for DEP File # 102-0430, Lancelot Lake Dam, Becket (Map 217 Lot 66 & 255). MA DEP provided an update via email on the appeal. MA DEP is still awaiting additional information.

Ratification of the Emergency Certification issued to Yokum Pond Association for the installation of a Beaver Deceiver on Yokum Pond, near the dam due to high water levels threatening septic systems. Yokum Pond Association will need to file with the Commission if there is additional work to be done. Motion made to ratify the emergency certification for the installation of a beaver deceiver on Yokum Pond, (Stucklen/ Delpapa). MSV.

ADDITIONAL ITEMS

Approval of minutes from the May 15th, 2018 meeting. The minutes were not voted on because of a lack of a quorum of Commissioners who were at the May meeting.

- Next meeting date is Tuesday, June 26, 2018 (Submissions were due Friday, June 8, 2018.).

Motion made to adjourn, (Stucklen/Delpapa). MSV. Chair Dixon adjourned the meeting at 8:37 PMs.

Action Items:

- Include reminder to with Conner RDA about the need to obtain a Chapter 91 license.
- Inform 3235 Main Street owner's attorney the Commission is willing to discuss issues at a Conservation Commission meeting of his choosing.