

Town of Becket Conservation Commission Meeting Minutes: October 26th, 2021

The Becket Conservation Commission Meeting was held at the Becket Town Hall in compliance with the MA hybrid open meeting laws allowing applicants, contractors, and consultants to participate in person, virtually, or by audio.

Commissioners in Attendance: Chair David Johnson, Henry Scarpo, Doug Bessone, Henry Hagenah, Meredyth Babcock, Nic Pietroniro – Conservation Agent

Guest in Attendance: Alyssa Maggi, David Sears, David Colpitts

Commissioners participating virtually: none

Not in Attendance –Jim Schaefer, George Roberts

Others in virtual or audio attendance: Susan Purser

The Chair Johnson called the October 26th, 2021 meeting to order at 6:02 p.m. having a quorum and indicated the meeting is being recorded. Chair emphasized that the meeting agenda included introduction comments that wouldn't be read and it is the responsibility of each applicant to review.

The meeting was opened for public comment for items not on the agenda. No hearing any comments, it was closed

Continuing Business:

1. **Enforcement Order** Update issued to David Levenfeld of 229 South Cove Drive (Map 211, Lot 41) for work conducted outside of a Determination of Applicability issued 12-18-2019. The dock needed an RDA. In lieu of an RDA, the property owner provided documentation that the dock was permitted and certified. No vote required.
2. **Enforcement Order Ratification:** review of jurisdiction of culvert in reference to Alyssa Maggi of 0 King Richard Dr (Map 216, Lot 285) for construction of a residence. Chair explained to the property owner the reasons for the enforcement order that is indicated in WPA Form 9 and the Commission is waiting for approval of the building plans by the Board of Health and Building Department. No vote required.
3. **Amendment:** Letter submitted by John Todice of 0 Sherwood Drive (Map 215, Lot 197) for an amendment to their NOI residential application plans. Chair requested a motion of continuance to the 11-16-2021 BCC meeting, **Motion** by Hank, seconded by Henry, carried unanimously. Commission needed the BOH to approve the increase in the building footprint and setbacks in relationship to the location of the septic system.
4. **Request for Determination of Applicability** submitted by Karen Schafran of 92 Mystic Isle Way (Map 216, Lot 449.D) for the removal of a wood dock to be replaced with stainless steel hardware. **Motion** by Hank, seconded by Henry to issue a negative determination number 3 for the removal of an old wooden dock to be replaced by a metal dock that will be a put-in and take-out structure as indicated in the application, carried by majority, one abstention.
5. **Enforcement Order follow-up:** Issued to William Dwyer of 0 Alan A Dale Drive, (Map 216, Lot 458) for unpermitted work in the Buffer Zone. Berkshire presented a restoration plan, **Motion** by Hank, seconded by Henry to approve the restoration plan as presented, carried unanimously.
6. **Enforcement Order:** Issued to Jason Lacourciere and the Town of Becket for the unpermitted work of cutting down of trees in the Buffer Zone on a town owned beach at Shaw Pond. Chair called for a motion to ratified the WPA 9 Enforcement order requiring Jason Lacourciere to appear before the Commission at the November 16th Conservation meeting to discuss the violation and procedure for a restoration plan. **Motion** by Hank, seconded by Henry, carried unanimously.
7. **Emergency Certification:** Issued to Papa Bob's LLC of 71 Chester Road (Map 414 Lot 41) for removal of a beaver dam. The Board of Health issued an emergency order to remove the beavers. Their activity was causing water to

endanger the functionality of Motel and Papa Bob's septic systems. **Chair** called for a motion to ratify the WPA Emergency Certification, **Motion** by Hank, seconded by Henry, carried unanimously.

8. **Emergency Certification:** Issued to David Friar of 261 Old Pond Road (Map 210 Lot 49.c) for the removal of dead trees within 40 feet of an intermittent stream. Branches were breaking off and landing in the road and hitting a building, endangering the power lines, and people. **Chair** called for a motion to ratify the WPA Emergency Certification, **Motion** by Hank, seconded by Henry, carried by majority, one abstention.
9. **Emergency Certification Pending:** Waiting for Jewell Environmental to request the E-Cert of an oil spill into a wetland on October 8, 2021 on I-90 west just prior to the Route 20 overpass in Becket. No action taken at this time.

New Business:

10. **Request for Determination of Applicability** submitted by Steve Rosenthal of 85 Mystic Isle Way (Map 216 Lot 450.D) for bank stabilization in the buffer zone of a residence. Chair requested a motion of continuance to the 11-16-2021 BCC meeting, **Motion** by Hank, seconded by Henry, carried unanimously.
11. **Request for Determination of Applicability** submitted by Shawnee Shore Estate on Dawn Drive (Map 404, Lot 61) for culvert repair in the buffer zone of a private road. Chair requested a motion of continuance to the 11-16-2021 BCC meeting, **Motion** by Hank, seconded by Henry, carried unanimously. Reason to determine BCC's authority to deliberate on an RDA for this project.
12. **Request for Determination of Applicability** submitted by Olivia Krywuki of 2588 Main Street, (Map 208, Lot 09) for the installation of an underground propane tank in the Buffer Zone. The work was completed without an application and approval of the Conservation Commission. Chair requested a motion of continuance to the 11-16-2021 BCC meeting, **Motion** by Hank, seconded by Henry, carried unanimously. Insufficient information.
13. **Request for Determination of Applicability** submitted by Christina Fan of 161 Winter Drive (Map 219 Lot 89, 90) for the removal of dead and diseased trees in the Buffer Zone. **Motion** by Hank, seconded by Henry to issue a negative determination number three for the removal of dead trees as indicated on the application, carried by majority, one abstention.
14. **Request for Determination of Applicability** submitted by Morris Freedman of 75 Seneca Drive (Map 218, Lot 182) for the repair and upgrade of a septic system in the Buffer Zone. **Motion** by Hank, seconded by Henry to issue a negative determination number three for the replacement of a septic system, carried unanimously.
15. **Request for Determination of Applicability** submitted by Gaetan Thibault 131 Prince John Drive (Map 217, Lot 109) for the repair and upgrade of a septic system in the Buffer Zone **Motion** by Hank, seconded by Henry to issue a negative determination number three for the replacement of a septic system, carried unanimously.

Additional Items Discussed:

1. Protocol for handling paper flow and converting to digital filing of records
2. Reorganizing webpage
3. Tuesday July 27th 9th Conservation Commission Meeting minutes – approved unanimously

Next Scheduled Meeting:

Tuesday November 16th, 2021, in the Community Room, at 6:00 pm.

Motion to adjourn meeting at 8:12 pm, carried unanimously

Conservation Commission meeting minutes

Prepared by Dave Johnson, Chair

Date: 11/03/2021