

TOWN OF LEE  
32 MAIN STREET  
PUBLIC MEETING NOTICE

POSTED IN ACCORDANCE WITH THE PROVISIONS OF M.G.L. CHAPTER 39  
SECTION 23B - AMENDED.

CONSERVATION COMMISSION  
**Minutes**

PLACE OF MEETING: Judge's Chambers, Town Hall

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DAY, DATE & TIME: Monday, June 15, 2009

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Members Present: Deborah Garry, Chairperson, Kathy Arment, John Philpott, Marilyn Hansen, Stuart Dalheim. **Others present:** Bob Nason, Jim Bailey, DeeDee Consolati, Monica Ryan, Beverly Trombley, Tom Cahalan, Conrad Decker.

**Sign-Offs**

John Peron, 31 Fox Run, 3-season room over existing deck; no action.

Thomas and Linda Cahalan, 1600 Pleasant St., So. Lee, 14x34 addition on north and west sides of house; no action.

**Public Hearings**

7:00 RDA Steven Bankert & Joanne Thompson, 155 Chestnut St., construction of subsurface disposal system. Continued to July 6 at 7:45.

7:15 RDA, 33 Park St. Driveway/parking area repaving, West Nominee Realty Trust (Conrad Decker). The current pavement is 37 years old and needs yearly patching. Mr. Decker wants to patch the existing layer and add a new 1 ½" layer on top. This work is in the 100-year floodplain, so he plans to remove 6 ½" of material from the back of the buildings for compensatory storage (2435 cu.ft. new material, 2608 cu.ft. compensatory storage). Airport mix will be put on top of where material is removed. A silt fence will be installed along the south and part of the

western boundaries. The project is 275' from the Housatonic River, so there is no riverfront involvement. Discussion included the fact that historically all work on Housatonic St. properties need Notices of Intent because of floodplain issues. The parking lot adjacent to this particular parcel needed a Notice of Intent, and the DEP is tightening its documents' interpretations. Upon examination of the Determination document it was noted that it can be issued with conditions only for the buffer zone or an exempt project. So, Mr. Decker will file a NOI, and a public hearing will be scheduled for 7:05 July 6. He should call DEP the preceding Friday if he has not received a file number. Stu motioned to close the public hearing, issue a positive Determination and request that a NOI be filed. This motion was seconded and passed unanimously.

### Other Business

Bob Nason came to talk with us regarding the Commission budget for next year, and the funds that will be available for it. He also confirmed that the Town would be submitting a RDA for repairing the Town Beach access road.

Valentine Lane Conservation Restriction (off Pine St.).

The State cannot locate the form, so a new form must be filled out with the original information. John motioned that we accept the Restriction and Community Certification as presented on June 1 [st.](#) ~~The~~ motion was seconded and passed unanimously. Stu will sign for the Commission, and Deb will notarize it.

Jim Bailey came to talk with us on how to proceed with filing for a new garage 36x28 (versus current 16x20, which will be demolished) construction. The work falls within the buffer zone of a wetland. We asked him to file a Notice of Intent, and to include work he plans to do on his house, so everything will be in one Notice. It will be easier for him to request an Extension for an Order of Conditions than to file a second Notice for the house work. He should also take pictures for the DEP to show that the land is mowed to the edge of the brook. He should include

erosion control measures, and keep the line of work to 50' from the brook's edge. We will schedule a public hearing on July 6 at 7:30.

DeeDee Consolati came to discuss work to be done on the Laurel Lake Lee Beach access road. We wrote Natural Heritage at the last meeting and copied DEP regarding any applicability of endangered species on this site. Mark ~~Stinson~~Stimson emailed us that he felt there was no Natural Heritage involvement. The town will submit an RDA for road repairs, and there will be a special public hearing on June 24.

John motioned that we end the meeting. It was seconded and passed unanimously.

Respectfully Submitted,

Audie Furgal

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