

Minutes
Lee Conservation Commission
Town Hall 32 Main Street Courtroom
Wednesday December 5, 2018

Members of the Commission Present: Kathy Arment, Chair; John Philpott; Stu Dalheim; James Wickham; John Coty, Jr.

Members of the Commission Absent: Marilyn Hansen

Members of the Public Present: Robert Akroyd, Greylock Design Associates; Tom Touponce; Leigh Davis, Ethan Leary, Eagle Mill Redevelopment; Dick Lindsay, Berkshire Eagle; Matthew Puntin, SK Design Group; Marie Firstenberg, TRC; Brandon Boule; Chester Wezevitz; Jorie Latham

- Mr. Akroyd presented an update on the work of the Marian Missionaries of Divine Mercy on Tyringham Rd. and Meadow Street. The property will be used as a farm with the residences occupied by staff. Cleanup of debris by hand is being done on the property now.
- **Continued Notice of Intent David Forrest 660 Greylock Street** The meetings of other boards are scheduled for later this month. **Motion made by Ms. Arment with second by Mr. Philpott to continue to the January 2, 2019 meeting. Unanimous approval**
- **Continued Notice of Intent Eagle Mill Redevelopment DEP 196-0451 Eagle Mill Property on West Center Street and Canal Street** Mr. Puntin presenting. A letter from NHESP was received and there is no problem with the plan as it is now written. There was a question as to whether the hotel site on the plan was to change; if it is, the applicant will return to the Commission. **Motion made by Mr. Wickham with second by Mr. Philpott to approve the Notice of Intent with standard conditions. Unanimous approval**
- **Motion made by Ms. Arment with a second by Mr. Philpott to approve the minutes with a date change. Unanimous approval**
Ms. Arment recused herself.
- **Certificate of Compliance 100 Valley Street DEP #196-0174.**
Certificate of Compliance 100 Valley Street DEP #196-0203
A short review of the permitted work on the properties was done. **Motion made by Mr. Philpott with second by Mr. Coty. Unanimous approval**
Ms. Arment returned to the meeting.
- **Continued Abbreviated Notice of Resource Area Delineation Revere Solar, LLC. Zero (0) Chanter Road, 175 Silver Street, 335 Forest Street DEP #196-0452** Ms. Firstenberg of TRC presenting. A revised plan was submitted. Most of the western parcel of the land previously shown has been removed from the plan. Four wetlands and five streams were found and these are shown on the plan. An abutter who was concerned about the western portion of the plan last meeting, reviewed the new plan and was pleased with it. There is concern about the ways the streams were delineate for this plan and the tree cutting and other work to be presented in a Notice of Intent. The Scenic Mountain Act will need to be addressed at some point. A third party consultant will need to be hired and Ms. Firstenberg requested that one be appointed as soon as possible.
Motion made by Ms. Arment with second by Mr. Dalheim to have a third-party consultant review and report on this project. Unanimous approval
The Commission will discuss the logistics of hiring the peer reviewer at the end of this meeting and will be in contact with TRC.
- **Notice of Intent Vaclav Dvorak 230 Moose Drive DEP # pending. Construction of a single-family house and associated site improvements** Mr. Puntin presenting. The Notice on Intent is

for the construction of a single-family house and associated site improvements. None of the work will be located closer than 50 feet from the bordering vegetated wetlands—these wetlands are not on the property itself. There was an Order of Conditions issued in 2005 for the road construction and the installation of utilities to this subdivision in Leisure Lee. There are bordering vegetated wetlands and an area of isolated wetlands and there are non-disturbance markers installed delineating a 25 ft. zone. The replication of the 4000 sq ft of wetlands disturbed during the road construction was completed and a Certificate of Compliance issued for the Order referred to above. However, there are deed restrictions on some of the subdivision properties in reference to wetlands that have not been resolved. DEP is requiring that these questions be resolved before a DEP number is issued. **Motion made by Ms. Arment with a second by Mr. Coty to continue to the January 2, 2019 meeting. Unanimous approval**

- **Certificate of Compliance Robert Robage Eversource Energy DEP #196-0445** No representative was present. **Motion by Ms. Arment with second by Mr. Coty to continue to the January 2, 2019 meeting. Unanimous approval**

Ms. Latham introduced herself as a resident who came to the meeting as she is interested in the work of the Commission. There was a discussion as to what the Commission's responsibilities are, meeting times, etc.

It was agreed that Mr. Philpott will contact consultants about the third-party peer review.

Motion by Ms. Arment with second by Mr. Wickham to adjourn at 8:15 PM. Unanimous approval

Documents: Notice of Intent Vaclav Dvorak #196-0453; Abbreviated Notice of Resource Delineation Revere Solar, revision, LLC #196-0452; Notice of Intent Eagle Mill Redevelopment #196-0451; Notice of Intent David Forrest 660 Forest St; Requests for Certificates of Compliance—100 valley Road #196-0174, #196-0203; Eversource Energy #196-0445; Minutes 10/17/2018