

Minutes

Lee Conservation Commission

Land Use Room Lee Town Hall 32 Main St.

June 15, 2016

Commissioners Present: Kathy Arment, Chair; Stu Dalheim; John Philpott; Marilyn Hansen; John Coty, Jr.; James Wickham

Members of the Public Present: Robert Akroyd, Greylock Design Associates; David Iselin; Joyce and Lou DiGrigoli; Emily Stockman, Stockman Associates, LLC; Peter Naventi

- **Continued Request for Determination of Applicability TEC Associates Housatonic Railroad right-of-ways Vegetation control** Jamie Wickham went on the site visit. He noted the changes that had been referred to last meeting. An email will be sent to TEC to get the updated maps with changes as seen on the site visit. **Motion made and seconded to issue a negative determination #3 with the following conditions. A new updated map with the changes noted on the site visit is to be submitted to the Commission. Unanimous approval**
- **David Iselin 315 Church Street Questions re 230 Church Street** Mr. Akroyd representing. Mr. Iselin is concerned about lack of restoration progress on the 230 Church Street property. Right now all that has been done is the planting of some very small trees; not the size required by the restoration plan. The Commission explained that the restoration plan has never been agreed upon by the Chittendens, owners of the property. There is an Enforcement Order that was issued; the Commission has not issued a new one as there would be an open appeal period. No Notice of Intent was ever filed. Once the restoration is done and approved by the Commission, the Enforcement Order will be taken off. Then a Notice of Intent may be filed. Mr. Iselin would like to have input on the restoration plan. The file on this property has been sent to DEP.
- **Continued Request for Determination of Applicability Louis and Joyce DiGrigoli 51 Chanterwood Road Cutting of trees around the existing house; construction of both a pressure treated dock and an aluminum dock** Paperwork from MESA has come in and there are no issues with the plan as presented. One large pine tree is not to be cut and this was noted on the plan. The aluminum dock is temporary. Pressure treated lumber is not going to be used for the other dock; composite decking material will be used. **Motion made and seconded to issue a negative determination #3 with the conditions that no pressure treated wood be used in the construction of the dock, that instead composite decking material be used; the pine tree as noted on the revised plan is to remain**
- **Louis DiGrigoli Questions for the commission involving a temporary bridge over a brook, etc.** Mr. DiGrigoli showed the Commission the place on a site plan where he wanted to put a bridge. There are wetlands in the area as well as the brook. The Commission explained that paperwork would need to be filed with them for the construction of a bridge.
- **Peter and Matthew Naventi 765 Stockbridge Road (Emily Stockman, rep) Discussion of recent stormwater concerns regarding protected wetland resource areas** Ms. Stockman presenting. There have been problems with flooding on this property for many years since the building of

Stockbridge Terrace. Ms. Stockman presented a Zoning Violation Notice issued to Stockbridge Terrace on September 24, 2015, signed by Donald R. Torrico, Zoning Enforcement Officer. In it is the following: *“The final construction water surface runoff is in violation of Chapter 199-12.12. It is my order that within 45 days of receipt of this notice that Stockbridge Terrace LL retain the services of a design professional to review and submit to the Town of Lee engineering plans to remediate the volume of surface water runoff that is causing the damage to the abutters property. Upon approval by the town the remediation design shall be installed within 90 days of this notice.”* An appeal was made by Stockbridge Terrace LLC and the appeal was denied on March 30, 2016. (These papers are on file) The design and plan for this new system has to come before the Conservation Commission—it has not. A video was shown of the water and damage from the last major storm. Documents 1 through 8 have been submitted to the Commission with the history of this property and are on file in the Conservation Commission office. The Commission will set up a site visit. Mr. Philpot will draft a letter about this issue to be sent to Stockbridge Terrace LLC.

- **Rita Chittenden 230 Church Street** Ms. Chittenden was not in attendance.
- **Municipal Certification of Conservation Restriction on Fernside Drive (sign off)** Paperwork was signed and will be mailed this week.
- **Approval of minutes of June 1, 2016 meeting. Motion made and seconded to approve the minutes. Unanimous approval**
- **Discussion of an acceptable date for a joint meeting with Tyringham re Goose Pond weed treatment** Ms. Vsetecka will contact Matt Puntin.
- **Building sign-off: 115 Church Street, Brent Field, new house**
- **Motion made and seconded to adjourn the meeting at 8:40 PM. Unanimous approval**

Respectfully submitted:

Kathleen Vsetecka