

Minutes
Lee Conservation Commission
Land Use Office Town Hall 32 Main Street
Wednesday March 21, 2018

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

Members of the Public Present: Alexander Glover, Lazan, Glover, Puciloski Law; Brent White, Shannon Boomsma, White Engineering; Emily Stockman, Stockman Associates LLC; Sarah Gapinski, SK Design Group; David Tyel, Berkshire Liquors Inc; David Lane, D.F.Lane Landscaping Inc; Bruce Singer, Devonfield Inn; Marc DiGrigoli, Stockman Terrace LLC; Jeff Collingwood, Jeffrey F. Collingwood, PE; Diane and Peter Naventi, homeowners 765 Stockbridge Rd.

- **Continued Notice of Intent David Forrest 660 Greylock Street DEP number pending Construction of a shared driveway with stream crossing, work in wetlands and wetland replication area Motion by Ms. Arment to continue with applicant's consent to the April 4, 2018 meeting; second by Mr. Coty. Unanimous approval**
- **Request for Certificate of Compliance Bruce Singer 85 Stockbridge Road DEP #196-0336** There is an expired Order of Conditions for which a Certificate of Compliance wasn't issued. The former owner had to make a security deposit and have a third party review of the work. A letter was shown that stated that the work was completed, reviewed satisfactorily and the money released. **Motion made by Ms. Arment and seconded by Mr. Philpott to issue a complete Certificate of Compliance. Unanimous approval**
- **Site Plan Review 130 Housatonic Street** Mr. Ryel is seeking guidance on work for this site. Most of the work is interior work—constructing 2 walls, installing 2 doors, a cooler and sprinkler system and putting a ramp inside. Exterior work will be installing a new sign where the current sign now is, installing new lamps over it painting parking lines and landscaping the median. At some future time there will be excavating to install a new pipe to connect the current 4" water main to the 8" one across the street. The Commission has no jurisdiction over the interior work and requests that before and after pictures be taken and if there is any change in the plans to come back before them.
- **Notice of Intent Berkshire Wireless 115 Run Way DEP #196-0444** Ms. Gapinski of SK Design presented. Resources in the area are Willow Brook with wetlands and the Housatonic River. There are flood plain certificates for the site. The applicant wants to expand the parking lot and construct a loading dock of a commercially developed lot. There will be 7,000 sq ft of work and 2 restoration areas; one area now has lot of debris and it would need to be cleaned out. Though there will be some excavation there will be no fill. The comments from DEP were addressed. The Commission requested a site visit; it will be scheduled for next week. **Motion by Ms. Arment to continue with the applicant's consent made and seconded by Mr. Philpott. Unanimous approval**
- **Continued Stockbridge Terrace LLC Enforcement Order** Mr. White presented a stabilization plan for the brook based on the Naventi's videos that were sent a while ago. The plan is on file. The plan is for a temporary solution; the whole stream channel has to be addressed in future plans. There was a discussion as to the type of fiber used for the vinyl sheeting, the distance of the fabric up and down slope, whether a pipe is needed in the top section, and how the materials get carried to the site. The plan will go to Mr. Collingwood and then to Tighe & Bond to the peer reviewer and then back to the Commission. Ms. Glover asked if the plan could be

shown to contractors now as they would like to get estimates, etc. It was reiterated again that it is a temporary fix. The Naventi are to be contacted by the contractor(s) before any work is done and are to put in writing what they are permitting. There was a consensus to move forward with this.

Ms. Boomsma presented the work she did on the area behind the development. She dug holes 6, 7, 8 (see plan); one was in the wetland where was a foundation. All showed consistent soil layers; there was no evidence of lighter brown material that would have eroded off in the construction site. There could have been some water that had gotten through to culvert 3 but it would not have been enough to cause the damage that was seen. There was definitely some damage that came off the west side. Ms. Stockman showed that there is a large swamp/wetland to the north and west. A past RDA showed the place where the silt fence was to be put. There was work in the 100 ft. buffer and it appears that either the silt fence was placed in the incorrect area, was breached or something else happened. Culvert 3 leads to Pond 1. She had questions about the watershed area to culvert 3.

The next meeting there will be a discussion about culvert 3.

Ms. Naventi would like the opportunity to present newer additional information they have found/received and needs time to organize this.

Ms. Glover would like to see more information and share it outside of the Commission meeting. The data and information would be presented to the Commission and a concrete discussion on culvert 3 and the pond would be done.

All will be continued at the next regularly scheduled meeting.

Motion to adjourn made by Ms. Arment at 9 pm and seconded by Mr. Philpott. Unanimous approval

NOI Berkshire Wireless 196-0444; Request for Certificate of Compliance 85 Stockbridge Rd.; Plan for temporary fix of stream on Naventi property

Respectfully submitted:
Kathleen Vsetecka