

Minutes
Lee Conservation Commission
Town Hall 32 Main Street Courtroom
Wednesday April 17, 2019

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

Members of the Public Present: Kate Wilkins, Tighe & Bond; Ken Boudreau, Hill Engineers; Robert Akroyd, Greylock Design; Maria Firstenberg, TRC; Nicolas Galletout, Annie McQuilan, Cypress Creek; Sean Reardon, Tetra Tech; Scott LePrevost, Henry's Electric Inc.; Michael Misner, Father Gaitley, Brother David, Marion Missionaries of Divine Mercy; Gail Ceresia; Jim Horsford

Continued Abbreviated Notice of Resource Area Delineation Revere Solar, LLC Zero Chanter Road, 175 Silver Street, 335 Forest Street The wetland delineation approval. Ms. Wilkins and other wetland scientists of Tighe & Bond conducted site reconnaissance on April 10, 11 and 16, 2019 to review the wetland boundaries as presented by TRC. Ms. Firstenberg accompanied them during the April 12 and 16 site visits. There were 3 vegetated wetlands and one stream channel which were unflagged and not part of the original delineation. There was also an intermittent stream channel observed. Some modifications to wetland boundaries was done. Most of the information gathered was based on the soils and hydrology. Ms. Wilkins explained the reason for changing the designation of a perennial stream on the plan to an intermittent one; the stream does not fit the definition of perennial as defined in the Wetland Protection Act. Ms. Ceresia disagreed with this. Mr. Horsford had a question about a stream by his house; this stream is not in the area of the project The Peer Review is on file in Conservation Commission office. **Motion by Ms. Arment with a second by Mr. Wickham to pause the discussion as Ms. Firstenberg is not present at this time. Unanimous approval**

Continued Notice of Intent Vaclav Dvorak 230 Moose Drive DEP #196-pending Construction of a single-family house and associated site improvements Mr. Puntin of SK Design representative, requested a continuance. **Motion by Ms. Arment with a second by Mr. Philpott to continue with the applicant's consent to the May 1, 2019 meeting. Unanimous approval**

Notice of Intent Ecological Restoration The Ponds at Fox Hollow 852 Summer Street DEP #196-0457 Herbicide treatment Mr. Boudreau presented a review of the project. Sonar has been used to treat the milfoil which is overtaking the pond. The pond has a stone bottom but leaves and other debris coats the bottom allowing for growth of milfoil. The project's goal is to improve the aquatic environment for native fish and plants; the pond is not used for swimming. The organization which will do the treatment is Solitude Management. An application to apply herbicides BRP WM 04 will need to be approved before the treatment can take place. **Motion by Mr. Wickham with a second by Mr. Philpott to approve the Notice of Intent and issue an Order of Conditions. Unanimous approval**

Request for Determination of Applicability Scott LePrevost 58 Canal Street Warehouse addition Mr. LePrevost presented. He showed the flood plain map of the area; all know that determining where the buildings are on the plan is difficult. The Commission needs to have more information on the flood plain aspect of the project. **Motion by Ms. Arment with a second by Mr. Philpott to continue with the applicant's consent to the May 1, 2019 meeting. Unanimous approval**

Continued Request for Determination of Applicability Glenn Hersh & Nancy Elliott 470 Cooper Creek Rd. Removal of trees on edge of pond The applicant is requesting a specific date for a site visit with the Commission. This will be set up. **Motion by Ms. Arment with a second by Mr. Coty to continue with the applicant's consent to the May 1, 2019 meeting. Unanimous approval**

The ANRAD hearing reopened. Ms. Firstenberg presented. She showed the changes from the original plan to the new plan. The new plan takes into consideration all the changes seen with the site visits done with Ms. Wilkins. She showed the areas on the plan that were fully involved and the ones partially involved. Ms. Ceresia asked about the use of vegetation to do the delineation. At this time of year that is difficult. There are several potential accesses; no decision on them has been made. It was pointed out that the topography of the area will be critical when considering the drainage. The latest maps/plans are ones dated April 2019; project number 269038; 24 pages. The approval of this is just for the wetland delineation. **Motion by Mr. Wickham now that reconciliation has occurred and a new updated site plan has been submitted to approve the ANRAD with a second by Mr. Coty. Unanimous approval**

800 Tyringham Road Father Michael Marion Missionaries of Divine Mercy The fencing has yet to be installed. Again, it was stated that the site has been in continuous use as a farm. A general plan for the property was submitted. The property borders the area of Hop Brook but not Hop Brook itself. There are questions as to the flood plain area. That will be considered at the next meeting.

Motion by Ms. Arment with a second by Mr. Philpott to close the meeting at 8:12 PM. Unanimous approval

Respectfully submitted:
Kathleen Vsetecka

Documents: ANRAD Revere Solar, revised plans and letter, peer review report; Notice of Intent 230 Moose Drive; Notice of Intent, Ecological Restoration #196-0457; Request for Determination of Applicability 58 Canal Street; Request for Determination of Applicability 470 Cooper Creek Road; Plan 800 Tyringham Road