

Minutes
Lee Conservation Commission
Town Hall 32 Main Street Courtroom
Wednesday October 16, 2019 7:00 PM

Commission Members Present: Kathy Arment, Chair; John Philpott; Marilyn Hansen; James Wickham

Commission Members Absent: John Coty, Jr.; Stu Dalheim

Members of the Public Present: Mike Kulig, Berkshire Engineering; Linda Shafiroff; Kim Madden; Diane Naventi; Kathy Hall; Mark DiGrigoli, Stockbridge Terrace; BJ Church, Building Commissioner; James McMahon; McMahon Strategic Development; Steve Poole, Lakeview Engineering; Harsh Patel, Green Theory Cultivation

- **Update on Enforcement Order 1365 Pleasant Street Braxton Shafiroff** Mr. Kulig represented Mr. Shafiroff. Mr. Kulig would like a site visit to see the particular concerns. The Commission had noted that a lot of heavy work has been done in the riverfront including work on the bank, work in the first 100' of the river, tree cutting, and fill being put in. A site visit will be set up for this weekend with Mr. Philpott and Mr. Wickham.
- **Request for Determination of Applicability Green Theory Cultivation 845 Pleasant Street Development of a hybrid greenhouse cannabis cultivation facility** Mr. Patel introduced Mr. Poole who gave an overview of the project. The existing buildings on the property will be demolished. The wetland area and the buffer zone, the detention basins, the water system were all pointed out. The closest point of work to the wetland is 40'. The flood plain was designated and was determined by use of Oliver. The Commission would like the flood plain maps in the Building Department (National Flood Insurance Program maps June 1, 1982) used for this. The water system was explained; the majority of the water used will be re-circulated for use in the interior thus minimizing the impact on the grounds. The Commission would like more details as well as a flood plain designation using the before mentioned flood plain maps. Ms. Hall asked about the water system and waste. **Motion by Mr. Wickham with a second by Ms. Arment to require a Notice of Intent to be filed because of the location in the buffer zone and the flood plain. Unanimous approval**
- **Update Stockbridge Terrace LLC Enforcement Order** Mr. DiGrigoli presented a report on the progress that has been made. One side of pond 1 is completed; the one other area needs work and plantings. He is in the process of working with the trench company; a contract is being sent to him to review and finalize. He had thought he would have more information for tonight. Ms. Naventi would like to have copies of reports from August until the present. These are most likely with Mr. White of White Engineering; he needs to be notified of this. The Commission has requested that another update with more information be presented on November 6, 2019.
- **Kim Madden Concern about 140 Beaver Dam Road** Ms. Madden is concerned about the placement of a house on the footprint of the former home. She believes that the new construction is nearer the wetlands and not on the exact footprint. Ms. Church, the Building Inspector, previously approved the permit for construction. Ms. Madden submitted various documents to the Commission including a signed plot plan, the Commission's paperwork, and Berkshire Engineering's plan for wetland delineation. The Commission only has jurisdiction for the wetlands under the Wetland Protection Act

Documents: Request for Determination of Applicability, Green Theory Cultivation; Enforcement Order Braxton Shafiroff; Packet of documents, Kim Madden

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