

Minutes

Lee Conservation Commission

32 Main Street Lee (via Zoom)

Wednesday, December 2, 2020 7:00 pm

Commissioners Present: John Philpott; Marilyn Hansen; John Coty, Jr.

Commissioners Absent: Kathy Arment, Stu Dalheim

Members of the Public Present: Matt Puntin, SK Design; Jim Dunn, Greenock Country Club; Alex Glover, Lazan, Glover, Puciloski LLP; Amer Raza, MassDOT

**Continue Notice of Intent LB Corporation 210 Columbia Street DEO #196-0474 Construction of a commercial building with associated site work** Mr. Puntin presented. A review of the project was done. Some of the Commission went on a site visit after the flagging of the work area was done. The concerns had been the potential for runoff into the stream and the driveway, the erosion controls being placed around the building area and the driveway. Changes to the plan will be done and a revised plan submitted to the Commission. **Motion by Mr. Philpott with a second by Mr. Coty to issue an Order of Conditions with acceptance of the revised plans. Mr. Philpott, yes; Ms. Hansen, yes; Mr. Coty, yes. Motion is approved.**

**Motion by Mr. Coty with a second by Mr. Philpott to issue an Order of Conditions citing the changes in the original plans. Mr. Philpott, yes; Ms. Hansen, yes; Mr. Coty, Yes. Motion is approved**

**Stockbridge Terrace/Naventi Rescinding the Enforcement Order** Ms. Glover presented the paperwork (this was sent to the Commissioners and the office today) with explanations that it was what was discussed at the last meeting. Attorney Pollard has reviewed the paperwork. Mr. Philpott, Mr. Coty and Ms. Arment walked the property and had no issues except the need for a sign-off on the Enforcement Order as it is believed that all requirements of the Order have been met. The Commission has received no comments from the Naventis. There was a discussion about what document and the wording of it would be needed for the rescinding of the Enforcement Order and the dismissal of the case pending in Superior Court. Ms. Glover will work with Atty. Glover will work with Atty. Pollard on this. **Motion by Mr. Philpott with a second by Mr. Coty to approve the substance of the request of the certificate of compliance subject to the final legal wording issues approved by the Lee town attorney and the attorney for Stockbridge Terrace. Mr. Philpott, yes; Ms. Hansen, yes; Mr. Coty, Yes. Motion is approved**

**Request for Determination of Applicability Greenock Country Club 220 West Park Street Maintenance of a pond.** Mr. Dunn, president of the club, presented the paperwork. There are 2 ponds that are used for irrigation. The pond being referred to in this application needs to be cleaned out so that it can hold more water. Through the years material has come in and built up in the pond. The proposal is to bring in an excavator and remove approximately 24-36" of material off the bottom. The pond will be no deeper. Material removed will be used on the property and will need to be stabilized. The water from this pond goes to a second pond where the silt filters out. There is also a dam in the second pond which protects the downstream water. This pond is less than 10,000 sq ft so is non-jurisdictional. **Motion by Mr. Philpott with a second by Mr. Coty to issue a negative determination #1. Mr. Philpott, yes; Mr. Coty, yes; Ms. Hansen, yes. Motion is approved**

**Request for Determination of Applicability Francisca Heming, MassDOT Highway Division  
Resurfacing and related work on a section of Cape Street from Maple Street to the Lee/Becket line**

Mr. Amer presented the plan. A section on Route 20 will be resurfaced. The plan includes the micro-milling of the entire existing roadway surface at an average depth of 2", resurfacing the roadway with a 2" overlay and all related work. Erosion protection will be used to minimize the impact to the environment when work is near resource areas. There will be no culvert changing. All grindings will be taken off site. The Commission reminds the applicant that there is to be no staging and no equipment storage/parking anywhere near jurisdictional areas. **Motion by Mr. Philpott with a second by Mr. Coty to issue a negative determination #2. Mr. Philpott, yes; Mr. Coty, yes; Ms. Hansen, yes. Motion approved**

**Approval of the minutes of the November 18, 2020 meeting.** Ms. Hansen was not at the meeting so could not vote. This item will be on the next meeting agenda.

**Meeting adjourned 8: 30 pm.**

Documents: RDA Greenock Country Club; RDA MassDOT; Notice of Intent LB Corp, 20 Columbia Street DEP #196-0474; Document from Lazan, Glover and Pulciloski of proposed Certificate of Compliance and plans