

TOWN OF LEE

32 MAIN STREET

PUBLIC MEETING

POSTED IN ACCORDANCE WITH THE PROVISIONS OF M.G.L. CHAPTER 39 SECTION 23B -  
AMENDED.

CONSERVATION COMMISSION

**Draft Meeting Minutes**

**PLACE OF MEETING: Judge's Chambers, Town Hall**

**DAY, DATE & TIME: Wednesday July 16, 2014 at 7:00 PM**

Members Present: Kathy Arment, Chair, John Coty, John Philpott, Stu Dalheim, Marilyn Hansen & Jaime Wickham

Ms. Arment opened the meeting at 7:00 PM.

7:00 PM: Kathy Hall, Lee Youth Commission and Matt Puntin, S-K Design re: changes to plans for 126 Housatonic St., file #196-0372. Mr. Puntin explained that they only want to build the pavilion at this site and not the pavilion and building. He felt that since this project is in the floodplain it would be a lessor impact to the resource area. The pavilion would have open sides to allow for flood water to flow through. The pavilion will be located in the exact spot as indicated in the Notice of Intent (NOI) but rotated 90 degrees. The floor of the pavilion will be gravel. Ms. Hansen made a motion to accept the changes to this project and that Mr. Puntin is to supply a new plan, with the changes, and a narrative explaining the changes. Seconded by Mr. Coty, vote unanimous.

Ms. Kathy Hall, Lee Youth Commission and Mr. Gig Wellington, Director of facilities for Lee Schools appeared before the Commission to discuss a possible new athletic field along Maple St. Mr. Wellington explained that youth teams have been using the fields at the school and because of the increase usage the school fields being destroyed. They are trying to find another area to install a practice field for youth sports. Mr. Wellington contacted Shannon Boomsma, White Engineering to look at the area for the location of any wetlands. He handed documentation from Ms. Boomsma showing approximately where the wetlands are and where they would like to put the practice field. The Commission reviewed and then asked Mr. Wellington to submit a Request for Determination of Applicability for this project.

7:15 PM: Carolee Rainey, Foxhollow Condominiums re: tree trimming near Laurel Lake. Ms. Rainey appeared to ask questions about the rules/laws governing tree trimming near the lake. The Commission explained that there were two issues involved. 1) Is the Wetland Protection Act (WPA) which governs work within 100' from the lake or 100' from any bordering vegetated wetland. 2) The Commission believes that Laurel Lake Crossroad, which separates Laurel Lake from Lakeside Condominiums, is designated a scenic road and Ms. Rainey should contact the planning board for guidance on tree trimming along that road. It was explained that a RDA would have to be submitted before any cutting takes place to make sure the trees in question are indeed out of our jurisdiction. Ms. Arment explained that she contacted the condominium board about this issue and they said that they were the ones who would request any tree work. An individual condo owner could not do that because the land it is owned by the association.

7:30 PM: Naomi Grossman, 10 Lakeside Dr. re: bring beach sand onto her property. Ms. Grossman never showed up.

7:45 PM: John Missaggia for 154-156 W. Park St. re: bank and driveway damage from recent rain storms. Mr. Jim Kushi appeared before the Commission to discuss this issue. At the far end of the apartment complex there is a retaining wall that is getting washed out because of the recent storms. This damage is also undermining part of the blacktop and it is crumbling. They would like to repair it. Mr. Kushi showed the Commission pictures of the damage. The Commission requested that a RDA be filed for the work. Ms. Garry will email him the document.

Ms. Hansen noticed that at Halpins on Route 102 silt fencing has been installed and that some dumping is going on. The Commission needs to check to make sure that it is not in any resource area.

Bob Nason, Lee Town Administrator re: process for replacing administrative assistant. Mr. Nason handed out the job description to see if the Commission wanted any changes to it. He asked the Commission how they wanted to proceed. It was finally decided that we would work from a short list of previous applicants and Mr. Philpott would contact one applicant and Mr. Nason would contact the other applicant to see if there is any interest from them in applying for the job again. Mr. Nason will get back in touch with Mr. Philpott and Ms. Arment to discuss the process further.

Mr. John Warner was supplied with a copy of a letter from Natural Heritage and Endangered Species Program, dated 7/10/14, regarding the enforcement order for 230 Church St.

Peter Naventi, Stockbridge Rd: the Commission conducted a site inspection on 7/16/14. Mr. Naventi had appeared before the Commission on 7/2/14 and requested the inspection. Mr. Naventi feels the damage to his property is from a development that is across the road from him. Mr. Coty and Mr. Wickham will review the Order of Conditions for Stockbridge Terrace for compliance.

MassDot request for emergency certification to breach a beaver dam on Rt 20. Mr. Philpott made a motion to issue the certification with one condition: That the work be done in such a way to avoid down-stream flooding. Seconded by Mr. Coty, vote unanimous.

AJ Virgilio Construction request for a certificate of compliance for file #196-331 for work done at MassDot's facility #7 on Route 102. The site inspection was done on 7/8/14. Mr. Philpott made a motion to issue the certificate, Ms. Arment seconded, vote unanimous.

Ms. Garry mentioned that the Town Treasurer, Donna Toomey, made her aware of an escrow account for Big Y for \$199.34 was still open. Ms. Arment made a motion to remit the amount in the escrow account to Big Y, seconded by Mr. Philpott, vote unanimous.

Ms. Arment made a motion to close the meeting at 8:45 PM, seconded by Mr. Wickham, vote unanimous.

Respectfully Submitted,

Deborah Garry