

In attendance:

Stacy Parsons (Chairing)

Jack Hickey

Joe Trybus

Mary Weeks (7:40)

*Informal discussion prior to the start of the meeting re: Conservation Fund, status of the Open Space Plan, and possibly asking the Selectboard to support funding the Conservation Fund toward the purchase of land in the future.*

7:30 pm

Brian Marauszowski

Bruce Marauszowski

Ron Tinkham (abutter)

Mr. and Mrs. Trybus (abutters)

- Reviewed discussion from the December meeting. RDA was filed as part of the dock license process through Chapter 91 Waterways program.
- Conservation and concerned neighbors met with the Selectmen to discuss the private dock being maintained on Town property after the public hearing in December.
- Dock plan was reviewed by Lee Hauge, Harbormaster, and complies with current guidelines.
- Revised dock plan shows dock @ 2' off the neighboring property line. B. Marauszowski reports speaking with the neighbor to approve the dock location. Dock has existed for approximately 30 years, resting on 4x4 posts, and removed seasonally. Post may be replaced with steel posts in the future utilizing the existing footprint.
- R. Tinkham reports that the dock has served as a "Town Boat Ramp" and that there is a sign stating that at the end of Ocean Street.
- Mr. Trybus raised concerns about rights to use the dock and concerns about a private dock being maintained on public land. Those issues are not jurisdictional to the Commission and were referred to the Board of Selectmen.
- Issuing negative determination. Informed abutters and those present of right to appeal.

7:45 pm Reviewed request from WMECO re: Partridge Road Substation project (DEP File No. 194-0170)

- Reviewed letter dated 11/30/10 requesting the Commission approve an adjustment to the work approved under the issued Order of Conditions. Completion of the Mall Road has required a change to the how equipment will access the site to complete work on the pole installation and creation of the replication area. The amount of temporary impacts will remain about the same. The use of swamp

mats to cross resource areas was previously approved by the Commission.

- J. Scelsi reported that WMECO has the Mall's approval to access the property to complete the replication area.
- Reviewed monitoring report dated 12/29/10.
- Unanimous approval to accept the letter from WMECO without requiring the filing of a new or amended Notice of Intent.

Other Business:

- Approved minutes from November and December. Web page has been updated with the minutes.
- Reviewed budget statements. Seeking level funding for next year.

7:55 pm 77 Baker Street, Petricca Property

*No representative for this project in attendance.*

J. Scelsi, Berkshire Mall Manager

R. Tinkham, representing the Baker Hill Road District

- Reviewed discussion from the December meeting.
- R. Tinkham raised concern about the width of the road and whether it was a driveway or a subdivision. Non-jurisdictional to the Commission and referred to the Selectboard.
- J. Scelsi explained that Petricca does have a curb cut for a 16' driveway for a single-family home issued by the Road District that was rejected by the Applicant.
- No further information was provided by the Applicant or representative prior to the meeting as was requested in December. Issuing Enforcement Order for alteration of a resource area without a permit.

8:00 pm Request for Extension, Order of Conditions for 35 Williamstown Road (DEP File No. 194-0162)

*No representative for this project in attendance*

- Reviewed file for the property. No work has started under this permit.
- Issuing 3-year extension. Permit will now expire on 2/26/14.

8:15 pm Review of Restoration Plan for Quarry Road

Emily Stockman, Stockman Associates, LLC

Henry Bailly, former property owner

- Restoration plan is being proposed after assessment of the replication area showed significant die off and the need to remediate the soil profile. Soils were translocated but were not sufficient for the area. Proposing to use leaf compost to amend soils and loosening existing soils prior to replanting the area. Native plantings will be used.
- Reviewed and discussed restoration proposal. Unanimous approval. Issuing letter to confirm. Commission will receive inspection reports in the Fall for the next two growing seasons and a final inspection report in 2013. Work to restore the replication area will begin this Spring.

Other Business:

- Reviewed mailings from Natural Heritage and Endangered Species Program documenting a number of new vernal pools in Lanesborough. J. Trybus noticed that many of these occur on or near existing ATV trails. Discussed working with BRPC to create a vernal pool map for quick reference. J. Hickey will inquire.
- S. Parsons was contacted by NHESP regarding a violation on Bull Hill Road. Area was clear-cut without a Forestry Plan and impacted a certified vernal pool. NHESP is proceeding with enforcement actions. More information is needed regarding whether the work was also in violation of the Wetlands Protection Act.

Adjourned 9 pm