

**MONTEREY CONSERVATION COMMISSION
MINUTES
May 24, 2004**

Members Present: Christopher Blair, Chair; David Dempsey; Richard Andrus; David Logan; Tim Lovitt; Bonnie Jurgenson, Clerk

Leavitt, Elinor – 64 Worth Lane

Map 15, Lots 47 & 48

Hearing opened at 6:03 p.m.

NOI –Present: Marshall White, White Engineering

Hearing was continued from the May 10, 2004 meeting, wherein the Commission was awaiting approval from the Board of Health. It was indicated the Board of Health did approve the plans for the septic system; Mr. White indicated the leach field had been downsized at the request of the Board of Health.

The Commission approved the project with the following conditions: 1) All Excavated materials shall be removed from the site daily; 2) new materials brought in for the septic installation shall be covered at the end of each work day until the project is complete; 3) Loose construction debris shall be cleaned from the site on a daily basis. Hearing closed at 6:15 p.m.

Commonwealth of MA – Lake Buel Harvesting Project

NOI

The hearing was continued to the June 2 meeting. Both Monterey and New Marlborough Conservation Commissions will meet to discuss the harvesting project for Lake Buel at the New Marlborough Town Hall at 7 p.m.

Small, Elliot – 7 Buckingham Lane

Map 15, Lot 56

Present at the meeting: Elliot Small

Mr. Small's contractor received a site visit and request by David Dempsey, Conservation Commission member, to stop work on his project for placement of a hot tub on his property. A complaint was phoned into Town Hall indicating Mr. Elliot was working inside the 40', a no build zone with regards to lakeshore properties. At the meeting, Mr. Elliot was advised to seek a building permit for the three steps leading from his residence to the Hot tub. The newly-constructed stone wall was existent on the property but had been moved back to allow room for the hot tub. Mr. Small indicated the ground needed fill for leveling purposes. The Commission issued an Enforcement Order and asked Mr. Small to provide at the next meeting, a drawing of the site and scope of work. Mr. Small was also asked to take a measurement defining the actual distance from the project to the mean water line of Lake Garfield.

Howitt, Linda – Beartown Mountain Road

Map 6, Lot 20

NOI – cont'd from May 10, 2004 Hearing

Hearing opened at 6:50 p.m.

Present on Linda Howitt's behalf: Robert Akroyd, GDA, and Chris Volchek, architect for the project.

Abutters present: John Sylbert, Denise Andrus, Richard Andrus (recused from Conservation Commission seat)

Number of flows into Loom were discussed and further clarification is needed--only one flow is indicated on the plan. Flag Number 8 was questioned and needs further clarification. Mr. Sylbert read aloud his four-page report why the project should not go forward in the proposed location. Architect and Engineer will present a feasibility study for an alternative location for the house at a future meeting. The mean high water line needs to be identified on the site plan, as well as the wetlands delineation. A DEP field data form was requested. Hearing adjourned at 8:45 p.m.