

Egremont Conservation Commission Meeting of January 12, 2017 Town Hall, Egremont, Mass. 7 PM start time.

Commissioners present: Chairman Bill Tynan, Alina Hsu, Ted Rubsamen and Ben Barrett

Guests: Marj Wexler, Chet Delaney, Joe Bozza, Rich Edwards, Steve Mack Foresight Engineering, Tom Sierau, Tom Gilbert.

Citizens' inquiries:

Joe Bozza from Berkshire County Carpentry (413-822-5779) here to discuss a deck project for **Bataglia 66 Lakeside Drive**. They want to reinforce the deck, and put a roof over it. Plans are still formulating based on what they are allowed to do, but they do not intend to grow the footprint. Site visit scheduled for Wednesday, January 18<sup>th</sup> at 4 PM.

New Business:

**Friends of Prospect Lake (FOPL)** OOC 153-0165 request for extension to treat Prospect Lake by Solitude (formerly Lycott Engineering). After discussion, a motion made was to grant the extension for 3 years until February 26, 2020. All in favor, motion passed. Signatures were executed and the originals were given back to the applicants (Marj Wexler and Chet Delaney) for filing at the Registry of Deeds.

7:30 PM: **Hearing** opened NOI file# 0153-207 for **Shemshack 13 Nicholson Road** for pond dredging and bank alteration. The 401 Water Quality Certification report was finally issued from DEP December 15, 2016 to Kayvan Hakim from DEC granting permission for the work to be done. A "dry hydrant" is proposed, but because the pond will be drawn down for snow making purposes, it cannot be a certified draft hydrant. Proposed "in water" work can be done between June 1-September 30, 2017 only. Optimal time for installing the plantings is in the fall.

Tom Gilbert (Catamount) questions: Pat Prendergast (Catamount's engineer) asked for plans from August 21, 2015 which Foresight Engineering supplied electronically. Does the proposed new outlet create any new buffer zone? Potentially. It may already be in buffer zone. It would be an intermittent stream. Could the new out feed be moved over onto Catamount property (meaning about 2 feet) so that Catamount can "control" the water? Letter hand delivered to the ECC from Catamount for the record stating: No objection to the dredging, but that snowmaking was the impetus for creating the pond originally, and to not lose sight of that. We need to ask Shep Evans to answer the question if the entire pond can be dredged by Catamount in the future. Can we condition that or is it part of the easement? What about a bond to complete the job should the job not be completed per the plan? Shep? Motion to continue the hearing until January 26, 2017 at 7:30. All in favor.

Correspondence: \$0.53.5 vs. 54 per mile is the new mileage rate.

From Mary Brazie:

***Suggested reference in legal notices "Hearing notice also posted on the MNPA's website."  
If I find out that it needs to be other than that I will let you know.***

Updates:

**Karner Brook Bridge** reports from Emily Stockman. The project has been stalled for weeks. We have received reports for some weeks, but because the work has stopped, she has not been required to make inspections. She was hoping that some new progress is happening, and she can report on it. Alina: Was

the work completed for the emergency work? Much discussion ensued with insights from Steve Mack of Foresight Engineering who was willing to stay late to discuss the Karner Brook bridge project. Mr. Mack will email Davenport Trucking to urge them to proceed with the project as soon as possible.

**Algerie enforcement** order: Ben has emailed Emily Stockman to set up a date to meet on site to talk about how to move forward on the enforcement order for the work done on Second Street. Step one is to get the site delineated but because of the snow cover, nothing can be done. But we hope to dove tail one of Emily's Karner Brook inspection visits with a meeting to discuss an action plan for Algerie.

Minutes of December 8, 2016 approved as submitted.

Meeting adjourned 9:30 PM.

Respectfully submitted,



Ben Barrett,  
Secretary for the Commission

