

Meeting Minutes - Chilmark Conservation Commission
June 21, 2022 (9 am)

Commissioners present: Candy Shweder (Chair), Sandy Broyard, Chris Murphy, Pam Goff, Russell Maloney, Doug West

Commissioners Absent: Sarah Khedouri, Joan Malkin

Staff: Kara Shemeth (Agent)

Public in attendance: Reid Silva

Action: Doug West appointed as a voting member

9:01 Notice of Intent - Public Hearing SE12-888

Applicant: Carol B. Kenney

Address: 45 Beach Road (AP 2-3)

Representative: Reid Silva, VLS

Project: Application to construct and maintain an in ground swimming pool within the buffer zone to a bordering vegetated wetland 9:05 - Notice of Intent -

Documents shared: VLS Site plan

Reid presented the site plan and explained the location in 7 Gates. The pool is proposed in front of the house in an area that has established lawn and retaining walls. Some retaining walls will need to come out. The pool falls within the 100' buffer of a pond (79' from resource), it could be moved further from the pond but that would remove the pool from necessary sight lines from the house as required by zoning/ building regulations for safety. Access to the pool construction site will come alongside the house but will also be within the 100' buffer.

Action: A motion was made, and seconded, to close the hearing

Passed unanimously via roll call vote

Action: A motion was made and seconded to approve the project with the usual pool conditions and reception of an updated plan showing the limit of work.

Roll call vote:

No: Chris Murphy, Doug West

Yes: Sandy Broyard, Candy Shweder, Russell Maloney, Pam Goff

Passes 4-2

9:14 Notice of Intent - Public Hearing SE12-889

Applicant: Kristin A. Lobby and Karen M. Leaf

Address: 2 Barton Way (AP 18-54)

Representative: Reid Silva, VLS

Project: Application to install and maintain a septic system upgrade within the buffer zone to a bordering vegetated wetland and within the FEMA flood zone (AE 10)

Documents shared: aerial of site, septic/ site plan

Commissioners noted recent work on an outdoor shower and wanted it to be clear to the applicant that most any work on this property needed to come before them for review as it is situated in a resource area.

Reid reviewed the history of the property as it related to the septic system. The southernmost portion of the property has traditionally had a cesspool. This project will remedy that by installing a heavy loading, watertight tank and pump chamber that will tie in to the new leaching field that is installed at the northern portion of the property at the "main house". In recent years the main house has had some issues with its well and septic, prompting the installation of the new system which allows for the upgrading of the system at the guest house. Reid feels that the cesspool could be filled in using hand shovels and wheelbarrows which would reduce the limit of work and amount of brush cutting needed to access the cesspool. He feels the biggest disturbance will be the trenching up the side of the dirt road. This will be achieved by using a small excavator, backfilling as they go and staging any spoils in the road as they work. Reid anticipates the work taking 2 days to complete the portion of the project at the guest house.

Consensus between the Commissioners and Reid Silva was that the wetlands delineation needed to be updated. The current line was flagged by Rusty Walton years ago and the area around the guest house is clearly more wet than shown on the plan.

Action: A motion was made, and seconded, to continue the hearing to 7/5 to allow for updated delineation of the wetlands.

Passed unanimously via roll call vote.

Discussions:

Letter: Commissioners asked kara shemeth to draft a letter to the owners advising them of what they can and cannot do within the confines of the WPA and the wetlands protection bylaws.

Managed Retreat: Commissioners expressed the need to develop or implement bylaws regarding managed retreat. Kara will research the issue and bring information back to the Commissioners for the 7/5 meeting.

Fire Station: Commissioners discussed the drainage at the Fire Station site, Kara advised them of her observations and that they have a pump set up that discharges into a large filtration area. REid explained that the stormwater management plans he developed would be implemented further along in the process, likely just before everything is finished.

Sica: Reid advised that VLS had only very recently sent the site plan along to Leo DeSorcey for review and they would need a bit more time to develop the plan for the property's future use.

Minutes:

Action: A motion was made, and seconded to approve the minutes from 5/3
Passed unanimously

Action: A motion was made, and seconded to approve the minutes from 5/17
Passed unanimously

Action: A motion was made, and seconded to approve the minutes from 6/7
Passed unanimously

Agent Update:

- The CZM grant application was submitted and accepted, now we wait.
- The DEP has received a complaint regarding a wooden boardwalk through the marsh leading from the Menemsha Inn to Menemsha Beach. Kara has been asked by the DEP to send along any pertinent information. Commissioners recalled the issue and asked that this be sent to the Select Board for referral to Town Counsel as the use of town property and if there

are any easements on this property is unclear. Commissioners asked that the Chair and Agent work together to remedy this.

- Squibnocket sand - Candy asked that we figure out how to permit the future use of dredge sand for Squibnocket Beach.

With nothing further to discuss, the meeting was adjourned at 10:06 am

Minutes to be approved at the 7/5/22 Conservation Commission Meeting