

## Shutesbury Conservation Commission

Minutes – 11/30/2022

Approved – (2/9/23)

*Virtual Meeting*

**Meeting Start:** 6:00pm

**Commissioners Present:** Miriam DeFant, Mary David, Robin Harrington, Beth Willson

**Commissioners Absent:** Scott Kahan

**Other Staff:** Carey Marshall (Land Use Clerk)

**Other present:** Amanda Alix, Leslie Luchonok, Frank McGinn, Penny Jaques, Michael Hootstein, Jill Marland, Janice Stone (Consultant), Joan Hanson, Jon Lawless, Mary Lou Conca, and all other unidentified individuals.

Chair's Call to Order at 6:03pm

Meeting is being recorded

### **Discuss funding sources for hiring legal counsel to advise Commission on Lot O-32 permitting issues**

SCC scheduled this meeting to deliberate and make a decision about funding for an independent counsel but during the Finance Committee's meeting last night, the committee approved funds to be transferred into Legal Funds account to accommodate SCC's expenses. SCC no longer needs to deliberate and/or make a decision regarding this matter. As discussed last meeting, Attorney Elizabeth Goodman was approved to be SCC's independent counsel for reviewing the current permitting for Lot O-32.

### **Unanticipated Business**

**66 Leverett Rd/ Lot O-32 ANRAD updates** – DeFant briefly summarizes the current status/ stage of the ANRAD application; during the last meeting, it was discussed that Stockman would be completing and sending out her 3<sup>rd</sup> Party Reviewer report on December 1, 2022 to both Fuss & O'Neill and SCC to review. Then, Fuss & O'Neill agreed to submit their comments/questions to Stockman's report by the following Monday/Tuesday. This doesn't allow Stockman time to answer to any of those comments or questions as would normally be allowed - Stockman was agreeable to these conditions in this case. DeFant asks SCC if they would want Goodman to be present at their next meeting and/or at a possible SelectBoard meeting to have decisions about the possible future permitting steps. SCC agrees to have Goodman present at the next meeting.

### **Site Visit Scheduling**

*2 Wyola Drive:* Applicant is looking to dredge the cove next to her property due to build up sediments preventing boat access – DeFant noting need to look into proper permitting process for dredging. David recommends the applicant talk to Mark Rivers, Chair of Lake Wyola Advisory Committee, because LWAC is familiar with this permitting process.

### **Public comment**

Leslie Luchonok (61 West Pelham Rd) – from his perspective as a 30 year resident of the Town and a former professional within the environmental/conservation protection, he thanks SCC for going a great job handling the 66 Leverett Rd/ Lot O-32 permitting. SCC thanks him for his comment.

**Motion to Adjourn:** David moves to adjourn, Harrington seconds. Vote: David- Aye, DeFant- Aye, and Willson- Aye.

**Meeting Close:** 6:18pm

**Next Meeting:** Thursday, December 8th, @ 7 pm

### **Documents Used:**

Agenda

*Respectfully submitted by Carey Marshall, Land Use Clerk, 1/6/23*