Town of SHELBURNE

Conservation Commission

MINUTES

Regular Meeting ~ September 11, 2018

Present: Norman Davenport, Ellen Jenkins, John Richardson, Steve McCormick, Allan Smith

Absent: None

Administrative Assistant: Faye Whitney

Guests: Mark Shippee, John Payne, Benjamin Payne, Emily Boss, Alain Peteroy

Chairman Norm Davenport convened the meeting at 7:05 p.m. A quorum was present.

It was noted that there had been no meeting in August.

**Minutes**

A motion was made by John, seconded by Steve, to approve the minutes of July 10, 2018.

Voting to approve: Norm, John, Ellen, Steve, Allan

Opposed: None

Abstaining: None

**Organizational Matters/Mail**

Mail consisted of cutting plans for the Broadhurst property and the Chadwick property and a notice that it was time to pay MACC dues/

A motion was made by John, seconded by Ellen, to approve MACC dues for 2019.

Voting to approve: Norm, John, Ellen, Steve, Allan

Opposed: None

Abstaining: None

Building permits for two swimming pools, a garage, and a solar installation have been approved online. Two emergency orders were given to the highway department, one for Center Road and the other at the Shelburne Free Library.

Norm announced that he would be leaving the meeting before the Franklin Land Trust discussi9n took place.

A motion was made by Ellen, seconded by Steve, that in the absence of the Chair, Allan Smith would become Chair pro temp of the Commission. In the absence of both Norm and Allan, the Clerk of the Commission would become Chair pro temp.

Voting to approve: Norm, John, Ellen, Steve, Allan

Opposed: None

Abstaining: None

**RDA Meeting – Shelburne Highway Department, Mark Shippee – 7:30 p.m.**

Mark explained that he is planning on doing some reconstruction of Skinner Road, including some drainage work on the portion of Skinner Road that is just south of Frank Williams Road. There are some wetlands in the area but Mark said the work would stay away from the wetlands. He plans to add three drop inlets and replace a culvert. The drainage in that area comes from many directions. An existing ditch will be cleaned and the water will be channeled into that ditch.

A motion was made by Allan, seconded by John, that the Highway Department RDA be found to be a Negative Determination 1.

Voting to approve: Norm, John, Ellen, Steve, Allan

Opposed: None

Abstaining: None

Norm left the meeting at 7:55 P.m. Allan took over as Chair.

**Franklin Land Trust**

The FLT is working with the Payne family to conserve some land, known as the Dragon Hill property, through the Scenic Bylaw Program, funded by Mass DOT. This property meets all of the funding requirements. One requirement is that a public entity become the holder of the conservation restriction. The town of Shelburne would be the holder of the restriction and would have a MOU with the FLT. State regulations say that the Conservation Commission is the holder of CR for the town. The property consists of 124 acres, currently used for forestry and pasture. Eighteen acres will be held out. The town has no liability. FLT will do the long-term monitoring of the property. John’s objective is to conserve all of his land, with several parcels already having been conserved. The town already holds one CR for part of the Payne property. This particular CR is very restrictive, but Emily said it was based on the current template for CRs. If, in the future, the FLT was unable to monitor the CR the responsibility would be transferred to some other group, not the town.

A motion was made by Steve, seconded by John, to accept the Municipal Certification for the Payne CR as presented.

Voting to approve: John, Ellen, Steve, Allan

Opposed: None

Abstaining: None

A motion was made by Steve, seconded by John, to accept the Memorandum of Understanding between the Franklin Land Trust and the Town of Shelburne for the Payne CR, which would be signed by Allan Smith as Chair pro temp.

Voting to approve: John, Ellen, Steve, Allan

Opposed: None

Abstaining: None

A motion was made by Steve, seconded by John, to accept the Conservation Restriction for the Payne property with the understanding that there will be an updated survey, that due diligence is being done, and that the amount of consideration may change.

Voting to approve: John, Ellen, Steve, Allan

Opposed: None

Abstaining: None

The next meeting was scheduled for October 9.

At 9:10 p.m. John, seconded by Steve, made a motion to adjourn the meeting. The vote in favor was unanimous.

Respectfully submitted,

Faye Whitney

Administrative Assistant