

Berkley Conservation Committee

Meeting Minutes

May 7th, 2025

- **Roll Call: The following persons were present, ☐ Nate Kelliher (NT), ☒ David Patrick (DP), ☒ Diane Maxwell (DM), ☐ Tom Fernandes (TF), and ☒ Jeff Cuttner (JC).**
- **Berkley Town Hall (Hearing Room), DP called to order the Conservation Committee (ConCom) at 6:02 pm on 5/7/2025. DM 1st and JC 2nd. All in favor.**
- **For detailed information on the meeting, a recording can be found at <http://198.0.152.34/CablecastPublicSite/?site=1>, located on the Town Hall's website—search meeting by date.**
- **Denise Cole (DC) conducted the minutes.**

PUBLIC HEARING:

DP raised to make a motion open the hearing. DM 1st, JC 2nd, all in favor.

- **RDA for Septic Repair at 222 Bayview Ave (Map 8 Lot 22), Patrick Grogan, Represented by SFG Associates Inc. (Brad Fitzgerald).** DP raised to make a motion open the hearing. DM 1st, JC 2nd, all in favor.
 - The representative introduced the property to the board and explained the well and septic positioning and erosion control plans.
 - The board notes that this is within 200 feet of the riverbank, but it is exempt from the River Act due to the date of construction of the existing septic tank.
 - DP raises the motion to approve, DM 1st, JC 2nd, all in favor.
 - The board signed and issued a negative request. The signed copy was handed to the representative during the meeting.
 - Motion to come out of public hearing for 222 Bayview Ave raised by DP, all in favor
- **NOI for Barn Construction at 128 Jerome St (Map 1 Lot 44-1), Derek Nedell, Representing himself.**
 - Motion to open the hearing raised by DP, DM 1st, JC 2nd, all in favor.
 - The board examines all presented documents and makes general inquiries about the farm.

Diane Maxwell

Nate Kelliher

David Patrick

- Derek Nedell claims that nothing will ever go behind the barn. The powerline easement is over there and wetlands.
- Manuel Baptista and Ellen Hern, abutters of 128 Jerome St, concerned about location of the barn, examined the map. No complaints.
- DP raises the motion to approve, DM 1st, JC 2nd, all in favor.
- The board signs the OOC and hands it to the property owner.
- DP raises the motion to come out of public hearing for 128 Jerome St. DM 1st, JC 2nd, all in favor.

OPEN BUSINESS:

- **Continued Discussion of 46 Myricks St, Represented by Zenith Consulting (Nyles Zager).**
 - The Board read the findings from natural heritage.
 - NZ presents the initial design for the ball field for context.
 - NZ then presents the new design and plans for the ball field that were altered due to turtle habitat concerns.
 - Andrea Perry from The Historical Commission provides her expertise on the site.
 - There is discussion on funding sources for this project.
 - DP recommends that the NOI is approved under the conditions associated with Natural Heritage's findings with no additional conditions from the board. DM 1st, JC 2nd, all in favor.
- Vote on Previous Minutes from 4.9.2025. DP looking for motion to approve, DM 1st, JC 2nd, all in favor.
- **Billing:**
 - Conservation Commission Clerk Payroll: Last three paychecks approved and signed by the board.
 - DP brings up reimbursing Brad Fitzgerald from 222 Bayview Ave for the public notice fee.
- **Mail: Incoming anonymous complaint concerning 10 Karen's way.**
 - The board reviewed the letter and made plans to address the complaint.
- **Upcoming meeting for June 18th, 2025 was planned.**

Motion to continue the meeting on June 18th, 2025, at 6:00pm was made by DP. DM 1st and JC 2nd. all in favor.

Motion to adjourn raised by DP. DM 1st, JC 2nd, all in favor.