



TOWN OF BRIMFIELD	Salisbury Annex Bld.
CONSERVATION COMMISSION	23 Main Street
COMMONWEALTH OF MASSACHUSETTS	Brimfield, MA 01010

**BRIMFIELD CONSERVATION COMMISSION
MEETING MINUTES
WEDNESDAY MAY 22, 2013 @ 7:00 PM**

Members Present: Ian Lynch (Chair)
Matt Toth
Roger deBruyn
Joe Collins
Angela Panaccione (Administrator)

Members Absent: Steve Phifer
Joey Resseguie

Meeting Opens: 7:15 PM – Ian Lynch

7:15 PM NOI DEP #117-0332: ExxonMobil – Palmer Rd Pipeline Maintenance – Ian Lynch Opens

No Representative was present at the scheduled start of the hearing to present the proposal

Motion made by Matt Toth to continue the hearing until 7:00PM on Wednesday June 12, 2013.

Motion Seconded by Joe Collins

No further discussion – 4-0-0 – Motion Carries

7:16 PM RDA: Mass DOT – Palmer Road Maintenance – Ian Lynch Opens

Route 20 (Palmer Road) roadway and immediate shoulders, extending easterly from Mile Marker 85.9+/- (250 feet east of Hollow Road Intersection) to Mile Marker 87.4 (Church Street/Warren Road Intersection), including bridges, for a total length of 1.1 4+/- miles. Mountain Brook, West Brook, and several unnamed intermittent tributaries and hydraulic connections cross under and across Route 20. Resource areas located within the project limits include Riverfront, BVW, LUW and Bank and Bordering Land Subject to Flooding. No work will impact these resource areas, as all work will be limited to the roadway & immediate shoulders and/or previously altered Riverfront Areas. No additional fill will be added to floodplain resource areas. This section of Route 20 consists of mixed (low density residential, forested & commercial) land uses.

The proposed work under this book job includes milling and resurfacing Route 20 in the Town of Brimfield. Work also included overlaying the bridges over Mountain Brook and West Brook. Related work includes, as necessary, adjusting and rebuilding drainage structures (catch basins, manholes, drop inlets, etc.); installing new hook lock frame and grates; removal and disposal of drainage structure and pipe sediments; rebuilding/resurfacing driveway aprons; repairing shoulders; constructing wheel chair ramps; repairing/replacing sidewalk; installing/replacing highway signs; installing/replacing curbing, berm and edging; installing slotted pavement markings, installing/replacing guardrail, safety tree trimming, clearing & removal; installing erosion controls and other related work.

Approved Plans and Documents:

1. Request for Determination of Applicability – Resurfacing and related work on a section of Route 20 (Palmer Road) in the Town of Brimfield, Project #607275, dated 5/8/2013
2. U.S.G.S. Locus Map, dated 1/4/2013
3. Environmental Features Map, dated 1/4/2013
4. Typical Sections: Brimfield Route 20 (Sheet 2 of 6)
5. Typical Shoulders Section (Sheet 5 of 6)
6. Pavement Milling Transition & Bridge Deck Resurfacing (Sheet 6 of 6)

7. Compost Filter Tube Detail (Sheet 1 of 1)
8. FEMA Flood Maps
9. Chapter 86 of the Acts of 2008, Section 32

Motion by Matt Toth to close the meeting and issue a Negative Determination 3 with conditions:

1. Install erosion controls as discussed during site visit and as drawn on revised plans.
2. Contact the Commission before work begins to inspect erosion controls.
3. If concerns from NHESP arise, contact and provide relevant information to the Commission.

Motion seconded by Roger deBruyn

No further discussion – vote taken –3-0-1 (Joe Collins abstains as an abutter) - Motion Carries

7:32 PM Administrative: DEP Letter of Non-Compliance – MK Fuel

The Commission discussed the non-compliance issues at MK Fuel. DEP has issued the letter of non-compliance for failure to conduct annual in-use compliance certifications.

7:40 PM Administrative: Quorum Issues and Commission Size

The Commission discussed current quorum issues and the possibility of reducing the size of the Commission. Ian Lynch will contact the Selectboard to discuss future appointments and the possible approaches to reducing commission size.

8:12 PM Administrative: Approval of Minutes from May 15, 2013

Motion made by Roger deBruyn to approve the minutes the Minutes from May 15, 2013 as corrected.

Motion Seconded by Matt Toth

No further discussion – 4-0-0– Motion Carries

8:15 PM NOI DEP #117-0332: ExxonMobil – Palmer Rd Pipeline Maintenance – Ian Lynch Re-opens

Motion made by Roger deBruyn to reconsider the continuation of the Public Hearing and to re-open the hearing now that a representative from Roux Associates is present

Motion Seconded by Joe Collins

No further discussion – 4-0-0 – Motion Carries

A site visit was conducted on April 24, 2012 with Matt Toth and Angela Panaccione. At this point it was determined the wetlands were not properly delineated on the proposed plans. Roux associates did not conduct an on the ground assessment of wetlands; they simply used the Mass GIS overlays for the filing. The area of proposed work is not only in the buffer zone as depicted on the plans, but approximately 40 square feet of work occur within the BVW. Panaccione requested they complete Appendix G data sheets and properly delineate the area. This was submitted with an amended NOI. The project proposes to flush out the casing, between two pipes, and reseal the pipeline and the plan was revised in order to minimize alterations to resource areas.

The proposed plan requires excavating each end of the pipeline, using a small excavator, in order to expose the ends of the casing. The top soil removed will be stockpiled and replaced as removed. The pipeline will be inspected from both ends, and flushed with water to remove any sediments or debris between the pipe and the casing. No petroleum products are present in the casing and there is no risk of hydrocarbon contamination of nearby water sources. Flushing will occur away from wetland resource areas and into a sediment pit for dewatering. A gel will then be pushed into the casing to seal any dents or thinning occurring in the pipeline.

Access will be through the Exxon right-of way and possibly through the abutting property (Killians' Farm), and timber matting will be used as a temporary stream crossing if necessary for access. The work will begin this summer, and take approximately two weeks to complete. If, during the course of the inspection and work, it is determined the Grand trunk trail needs to be completely excavated; the applicant will stop work and re-file a new NOI.

Approved Plans and Documents:

1. Notice of Intent – ExxonMobil Pipeline Maintenance; by Roux Associates, Inc.; dated April 5, 2013
2. General Preventative Maintenance Addendum; prepared by Roux Associates, Inc.; dated April 5, 2013

3. Discharge Method for Trench Dewatering; prepared by ExxonMobil
4. Erosion Controls ("Wattles") General Details; prepared by Roux Associates, Inc.; dated July 31, 2012
5. Revised Figure 1: Site Location Map; prepared by Roux Associates, Inc.; dated May 15, 2013
6. Revised Figure 2: Proposed Work Area; prepared by Roux Associates, Inc.; dated May 15, 2013
7. DEP Appendix G Data Sheet – Upland; prepared by Kelly Coulon/Roux Associates, Inc.; dated May 2, 2013
8. DEP Appendix G Data Sheet – Bordering Vegetative Wetland; prepared by Kelly Coulon/Roux Associates, Inc.; dated May 2, 2013
9. Town of Brimfield Assessors Map 13, dated June 11, 2013
10. Town of Brimfield Certified Abutters List; prepared by Cynthia S. Poirier, dated March 25, 2013
11. Notification to Abutters Letter and Attachment; prepared by James S. Dick/Ian Reed, dated April 5, 2013
12. Affidavit of Service, prepared by James S. Dick, dated April 5, 2013

Motion made by Matt Toth to close the hearing and issue the Order of Conditions

Motion Seconded by Joe Collins

No further discussion – 4-0-0 – Motion Carries

8:55 PM Administrative Matters: Site visit for Restoration Order – John Serrenho, 56 Dean Pond Rd

John Serrenho contacted the commission and requested a site visit to inspect and sign off on DEP # 117-0265 and EO. According to Mr. John Serrenho, the wetlands recourse area restoration conditions are now complete for property location 56 Dean Pond Road, Brimfield, MA Assessors Map / Plat Number 10 F Parcel / Lot Number 10.1. A site visit is scheduled for 9 AM on Saturday May 25, 2013.

Meeting adjourned 9:05 PM –

Motion made by Roger deBruyn to adjourn at 9:05 PM

Motion was seconded by Matt Toth

No further discussion – 4-0-0 – Motion Carries

Sincerely Submitted

Angela Panaccione, BCC Administrator