



TOWN OF BRIMFIELD

CONSERVATION COMMISSION

Salisbury Annex Building, 2nd Floor
23 Main Street
Brimfield, Massachusetts 01010

Roger deBruyn (Co-Chair)
Michele Restino (Co-Chair)
Joe Collins
Matt Toth
Steve Phifer

Agent: Angela Panaccione

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MEETING MINUTES WEDNESDAY OCTOBER 15, 2014 @ 7:00 PM

Members Present: Roger DeBruyn (Co Chair)
Michele Restino (Co Chair)
Matt Toth
Steve Phifer
Joe Collins

Members Absent: Angela Panaccione (Agent)

Also Present: Zach Lemieux, Brimfield Highway Department
Michael Lion, Bertin Engineering
Bill Campbell, 61 Cubles Drive
Anthony Belcher, 18 Marsh Hill Road
Keith Terry, Sherman & Frydryk
Mark Farrell, Greenhill Engineering
Shelia Hawk, 170 East Hill Road
Michaelene Kelly, 156 East Hill Road
Alice Willis, 258 Little Alum Road
Jeff Paulin, 50 Chamberlin Mountain Road

Meeting Opens: 7:05PM – Roger deBruyn (Co Chair)

7:05pm Request for Determination(RDA): St. Clair Rd ROW – Brimfield Highway Dept

DPW will place 330 feet of wattles along the edge of the road. There will be 3 1/2 “ of asphalt put down from #51 to Dunhamtown-Brimfield Rd. No work will take place in resource areas. They will repair shoulders and perform safety tree trimming.

Negative Determination #3 with Special Conditions. MT, second SP so voted 4:0

7:15pm Notice of Intent DEP #117-0345: 44 First Street (Map 5C Lot6 A42)-James Lacey

Notice of Intent (NOI) submitted by Matthew Lacroix c/o James Lacey, for work at 44 First Street (Map 5C Lot A42), pertaining to the construction of a new retaining wall in the buffer zone to Little Alum Lake. Roger deBruyn re-opened the public hearing and no public or representatives were present.

No NHESP approval received.

Motion made by Matt Toth to continue the hearing until 7:00 PM on Wednesday November 12, 2014

Motion Seconded by Michele Restino

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

7:15pm Notice of Intent DEP # 117-03480: 53 Apple Road (Map 4D Lot 3)- Solar MA Series XX

Notice of Intent (NOI) submitted by Bertin Engineering c/o Solar MA Project Management LLC, Series XX, for work at 53 Apple Road (Assessors Map 4D Lot 3), pertaining to the construction of 0.66 MW ground mounted Solar Array. Specifically the work will include roadway construction and the clearing of approximately 5 acres of land. Portions of the proposed work lie within resource areas and/or buffer zones regulated under M.G.L. Chapter 131, §40. Roger deBruyn opened the public hearing and Michael Loin, of Bertin Engineering was present as a representative for the property owner's Paul and Carol Porra.

The stormwater will be re-designed using LIDs and the plan will be sent to New England Environmental (NEE), DEP and Brimfield. The Applicant is okay with both recommendations on page #3 of the review by NEE. We are still awaiting the letter from NHESP.

Joe Collins arrives (7:20pm)

Motion made by Matt Toth to continue the hearing until 7:15 PM on Wednesday November 12, 2014

Motion Seconded by Steve Phifer

No further discussion – 5-0-0 – Motion Carries

7:35 Request for Determination (RDA): Warren Road (Map 2D Lot 4.8) – Michael Koprowski

Request for Determination (RDA) submitted by Michael Koprowski, for work at Warren Road (Map 2D Lot 4.8) to determine if the work associated with the construction of a driveway in the buffer zone to a Bordering Vegetated Wetland is subject to the Wetlands Protection Act. Roger deBruyn opened the public meeting and Mike Koprowski attended to represent himself

Motion made by Steve Phifer to continue the hearing until 7:30 PM on Wednesday November 12, 2014

Motion Seconded by Joe Collins

No further discussion – 5-0-0 – Motion Carries

Administrative Matters: Discussion about email access

*The letter from the abutter (John Carpenter) was sent to our personal emails rather than to just the Con Com email. This is a concern and Steve requests that the link for our personal emails be taken off the web site.

Administrative Matters: Sign Payable – New England Environmental; Review \$4200

Motion made by Michele Restino to sign the payable voucher for New England Environmental in the total amount of \$4200.00, for the payment of Peer Review Consultation

Motion Seconded by Matt Toth

No further discussion – 5-0-0 – Motion Carries

7:15 PM Notice of Intent: 14/18 Marsh Hill Road (Map 5 A-B Lot 15.1) – Anthony Belcher

Notice of Intent (NOI) submitted by Sherman & Frydryk c/o Anthony Belcher & Steven Orloff, for work at 18 Marsh Hill Road (Assessors Map 3B Lot 2.4C), pertaining to the construction of a single family home. Specifically the work will include the construction of a single family house with associated private well and sanitary sewage disposal system. The work will include approximately 15,670 square feet of disturbance to the buffer zone of a Bordering Vegetated Wetland.

Present: Keith Terry and Anthony Belcher

Received details of the walls: 8' wall A: around septic system; 9' wall B: behind septic wall and around house; and wall C is the northwest wall. The walls will be poured with reinforced steel (#5 rebar). The Board of Health approved the septic design. The Building Inspector will be responsible for inspecting the retaining walls.

Construction sequence: rear wall 1st, fill added, then the other walls, house and septic system.

No DEP# yet.

- Order of Conditions should include: 1. if oil heat, must have a double wall around the tank, and 2. Building Inspector must approve walls.

Motion made by Steve Phifer to continue the hearing until 7:45 PM on Wednesday November 12, 2014

Motion Seconded by Matt Toth

No further discussion – 5-0-0 – Motion Carries

Site Visit scheduled for November 8 at 10am

8:25 Notice of Intent DEP# 117-0347: 75 Haynes Hill Road (Map 13F Lot 1)-Thomas Gately

Notice of Intent (NOI) submitted by Greenhill Engineering c/o Thomas & Jane Gately, for work at 75 Haynes Hill Road (Assessors Map 13 F 1). Specifically, the work includes the construction of a horse paddock & riding rink with associated site clearing and grading within the buffer zone of a bordering vegetated wetland; resource areas regulated under M.G.L. Chapter 131, §40.

Mark Farrell present.

Michele had met with Mark to review the wetland line and is in agreement with the placement of the flags. The work includes the construction of a horse paddock and riding ring with associated site clearing and grading. Move to issue Order of Conditions with Special Conditions. MR, second SP so moved 5:0

8:35 PM Notice of Intent: 119 Little Alum Road (Map 5B Lot B-14) – Roland Blake/Maple Lane

Notice of Intent (NOI) submitted by Greenhill Engineering c/o Maple Lane Development Corp, for work at 119 Little Alum Road (Assessors Map/Lot 5 B B14). Specifically, the work includes the construction of a 500 square foot beach and the reconstruction of an existing dock. The proposed work occur within the buffer zone and resource areas of Little Alum Pond; regulated under M.G.L. Chapter 131, §40.

This work includes construction of a 500' beach and the reconstruction of an existing dock. There is no NHESP approval yet.

Motion made by Michele Restino to continue the hearing until 8:00 PM on Wednesday November 12, 2014

Motion Seconded by Joe Collins

No further discussion – 5-0-0 – Motion Carries

8:40 Enforcement Order (EO): 258 Little Alum Road (Map 4E Lot 4.1)-Brian & Alice Willis

Alice Willis present.

Site visit scheduled for November 8 at 9am

Motion made by Matt Toth to continue the hearing until 8:15 PM on Wednesday November 12, 2014

Motion Seconded by Joe Collins

No further discussion – 5-0-0 – Motion Carries

8:45 Enforcement Order (EO): 50 Chamberlin Mountain Road (Map 5A Lot 14)-Jeffrey Paulin

Jeffrey Paulin present.

Violation resulting in disturbances to 2 BVWs from a direct discharge of sediment runoff. Mr. Paulin disagrees that it is his fault. Discussed ways in which to slow the velocity of the runoff and decrease erosion and sedimentation. Mr. Paulin is agreeable to using wattles along the road.

Abutters were present and were very unhappy with all the runoff. There are concerns about the culverts that were put in the road and one of the abutters would like them taken out. Can the water be contained on his property? Permission would need to be granted to fix the properties.

Note to see file #117-0277 – question of the Order of Conditions and COC.

In a letter by DEP dated 6/7/13 it stated that the culverts were stable and that the work was in substantial compliance.

This property is off E. Hill Road.

A site visit is necessary. We need to get permissions from property owners prior to our site visit.

Site visit scheduled for November 8 at 10:30am.

Other Projects

9:20 Lake Sherman Water Levels

Bill Campbell, 21 Cubes Drive present.

Looking for information regarding beaver dams and water level rising. What can be done regarding this? Access to the Horse Cemetery is lost. Access is through Tom Kelly's property on Brookfield Road.

It is possible to apply for a permit through Dept. of Fish & Wildlife to remove beavers.

MR to look this up and let Steve know. Get information to Mr. Campbell.

Talked about Apple Road. Site access for soil borings ok as long as no machine is in water.

Meeting adjourned 9:45 PM –

Motion made by Matt Toth to adjourn 9:45 PM

Motion was seconded by Michele Restino

No further discussion – 5-0-0 – Motion Carries

Sincerely Submitted

Michele Restino, Conservation Commission Co-Chair