



TOWN OF BRIMFIELD

CONSERVATION COMMISSION

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

Roger deBruyn (Co-Chair)
Michele Restino (Co-Chair)
Joseph Collins
Joseph Coan
Joseph Gallo
Carol Platenik
Steve Phifer

Agent: Angela Panaccione

Telephone: (413) 245-4100 x:8
FAX (413) 245-4111

MEETING MINUTES WEDNESDAY FEBRUARY 10, 2016 @ 7:00 PM

Members Present: Michele Restino (Co Chair)
Roger DeBruyn (Co Chair)
Carol Platenik
Joe Coan
Angela Panaccione (Agent)

Members Absent: Joe Collins
Joseph Gallo
Steve Phifer

Also Present: Josh Ensling, True Green Capital

Meeting Opens: 7:10 PM – Michele Restino (Co Chair)

7:11 PM Request for Certificate of Compliance DEP #117-0338: True Green, 185 Sturbridge Rd

Josh Ensling, of True Green Capital submitted a request for a partial Certificate of Compliance (COC) for the work regulated by a final Order of Conditions DEP #117-0338, issued to SH SolarNE2, dated 3/14/2014, for property located at 145 Sturbridge Road (Assessors Map 14 A 12 & 21.3 and Map 6 D 11), Brimfield, MA. The project was for the construction of a 6 MW Solar Array with associated access road and drainage. The partial release is only for the area of the array, within the fenced area. The access road and areas along the access road are not part of the request.

The Commission reviewed the Order of Conditions with the Applicant and provided a list of conditions that still need to be met even for a partial release. The applicant also informed the Commission the stormwater infrastructure on site is not sized appropriately and at this time can only withstand a 2-year storm (vs 100-year). The culvert sizes and the basin sizes on site need to be enlarged to meet the standards.

The commission conducted a site visit Friday January 29, 2016 at 1:30pm to review the “As-Built” in the field

Motion made by Joe Coan to continue the discussion until March 9, 2016.

Motion Seconded by Carol Platenik

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

7:45 PM Administrative Matters: Minute Approval – Wednesday January 27, 2016

Motion made by Joe Coan to approve the minutes from Wednesday January 27, 2016

Motion Seconded by Carol Platenik

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

7:50 PM Administrative Matters: Other Projects, Monitoring, Enforcements and Violations

1. Possible Violation – 80 Palmer Road: The Commission received a complaint about activities occurring at 80 Palmer Road. The Agent shared with the Commission photos supplied by Brian Caron, as well as 2015 aerial photos of the site. The complaint is there are oil tanks in the wetland, as well as 25 junk cars and storage trailer in the buffer zone. The Agent informed Mr. Caron that the land is currently under a Forest Management Plan, and is regulated under MGL 132 (Forest Cutting Practices Act), thereby exempting it from any requirements of MGL 131 (Wetlands Protection Act). As long as the land is in forest management it is the responsibility of the state service forester to ensure there is no change of use and investigate any violation complaints. The Agent forwarded the complaint to Kate Marquis, DCR Service Forester. Kate will investigate the complaint and report back to the Commission. If there is in fact a change of use (from forestry to junk storage) and/or a wetlands violation, the service forester must first remove the area from forest management or issue a stop work order before the commission can take jurisdiction in the matter and pursue enforcement under MGL 131. The Agent will also contact the property owner about conducting a site visit.

8:05 PM Administrative Matters: 2016 Annual Report

The Commission reviewed and discussed the 2016 Annual Report

Motion made by Joe Coan Roger deBruyn to approve the FY 2016 Annual Report as amended

Motion Seconded by Carol Platenik

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

8:15 PM Administrative Matters: FY 2017 Warrant Articles

The Commission reviewed and discussed the proposed FY2017 Town Meeting Warrant Articles

Motion made by Joe Coan to submit the FY 2017 Warrant Articles for:

- 1) **Wetlands Bylaw**
- 2) **Conservation Land Maintenance Account**
- 3) **Conservation Trust deposit \$500**
- 4) **Transfer of Care, Custody and Control to Conservation Commission for several parcels of land**

Motion Seconded by Roger deBruyn

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

Next Meeting Date: Wednesday March 9, 2016 at 7pm

Meeting adjourned 9:00 PM –

Motion made by Joe Coan to adjourn 9:00 PM

Motion was seconded by Carol Platenik

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

Sincerely Submitted

Angela Panaccione, Conservation Agent