

**TOWN OF DEERFIELD  
ZONING BOARD OF APPEALS  
March 1, 2007**

**MINUTES**

**I. Meeting convened at 7:00 p.m. in the Main Meeting Room, Municipal Offices,  
8 Conway Street, South Deerfield, MA**

Present: Stephen Barrett (non-voting), Ronald Bohonowicz, Richard Calisewski, William McGoldrick, Fran Olszewski, Roger Sadoski

Absent: Jamie Hartwright

**II. David Newell, Pliant Corporation**

Application received by Town Clerk on February 1, 2007 subsequently posted & published on February 2, 2007. Legal ad printed in The Recorder on February 15, 2007 and February 22, 2007. Applicant is requesting a variance to install two 200,000 lb capacity steel welded silos with associated equipment on the property located at 10 Greenfield Road, South Deerfield, MA. (Assessors Map 175, Lot 6)

What?

Pliant Corporation wants to install two storage silos to store their polyethylene pellets. These two silos have a working capacity of 189,000 pounds each.

Why?

- 1) It's an economical solution for storing railcar load, classic pellets or classic resins.
- 2) To increase plant capacity. It is important for these to be installed because the price of resin has skyrocketed and it has to be trucked in which increases their cost, as opposed to railcar delivery.

There are currently 21 silos on site. Some are 60' in height. Others throughout the facility are various heights. They have a factory applied coating system on them that makes them corrosion resistant. They also can be loaded right from a railcar. The silos will be 56' in height and 11.95' in diameter. They will be located near 4 other silos. Two 14' x 14' pads will be installed.

Site Preparation: Pliant has contracted WMECO to relocate a utility pole and underground utility to the opposite side of the rail skirt.

Structural Services: Pliant has contracted Frederick Dzialo who designed the mat and pad.

Heller & Johnson out of New Haven have been contracted to do soil analysis/check soil properties.

A letter from Rocky Foley, abutter was read for the record. Rocky Foley's main concern has to do with noise. The outside intercom system is very loud. It causes his dog to bark which adds to the noise disturbance. He is requesting that the noise level from the intercom system as well as other aspects of their business, be reduced if at all possible.

Clark Sylvester, Pliant's plant manager at the South Deerfield location said that he is able to address these noise issues. He said that Pliant can take care of the screening for the future silos. They are looking at a new vacuum house, which would have a quieter pump, and they can ensure that the house that houses this pump would be closed at night. As for the intercom system use, they can ensure that it will be shut off at night as well. Pliant wants to be good neighbors.

Mr. McGoldrick asked the petitioner when pumping take place. The response was that pumping could take place as late as 10:00 p.m. A self-closing door was suggested.

Letter from South Deerfield Fire Chief, Gary Stokarski, was read for the record. He stated that he does not oppose the granting of the variance relating to the structural height restriction.

Hearing closed for ZBA member discussion. It was decided that the height of the silos is not an issue.

Ron Bohonowicz made a motion that we grant the variance to exceed the 35' height limit for the two silos as noted on the plan (up to 56' height) with the following stipulations:

- 1) Install a self-closing device on vacuum house doors to cut down on noise;
- 2) Restrict outdoor intercom use between 7:00 p.m. and 7:00 a.m. except for emergencies;
- 3) Screening to be determined by agreement between Pliant and Rocky Foley.

Fran Olszewski seconded the motion. Ron – yes; Roger – yes; Richard – yes; Bill – yes; Fran – yes. Vote passed unanimously (5-0).

## **II. Other Business**

Motion made to accept the minutes from 11/16/2006 and 12/21/2006. Motion passed unanimously (5-0).

A question of basic fairness was addressed. Flye Cycles bike shop came before the ZBA to allow continued non-conformance yet, the Go Nomad Cafe' did not have to come before the board for change of use. It was pointed out that Go Nomad is in the C1 Zone as opposed to the bike shop (Flye Cycles), which is located in the CVRD zone.

It was asked if the alternate building inspector is also the alternate zoning enforcement officer and if so, wouldn't that be considered a conflict of interest. Mr. Calisewski who is currently the alternate building inspector as well as the Chairman of the Zoning Board stated that he does not enforce anything therefore; there is no conflict of interest. The Building Commissioner, Bruce Austin is the Deerfield Zoning Enforcement Officer.

It was requested that I check to be certain that the Laczynski variance was filed with the Registry of Deeds. I did check and it was indeed filed on 11/16/2006.

## **III. Meeting adjourned at 7:45 p.m.**

Respectfully submitted,

Patricia Kroll