



TOWN OF GRANBY

Conservation Commission

Senior Center Building, 2nd Floor

10-B West State Street

Granby, MA 01033

Website: www.granby-ma.gov

Fax-# 413-467-2080-Phone # 413-467-7177

Meeting held at: 1 Library Lane, Old Carnegie Library

February 28, 2017

Attended by WiL, AF, PK, EC, AS and KC (assistant)

Opened at 7:00pm by WiL-Chair

7:00 Building & Board of Health Permits

Jeff Degray + Kevin Degray - Lot 2 on Morgan Street- SFH. The Morgan Street lot had been recently subdivided, and the lot was reviewed with MassGIS, and the applicant was advised to contact NHESP and Misty Anne Marold in regard to the Priority Habitat situation.

Robin LaBorde of 88 Chicopee Street- in to speak about Granby Bow and Gun Club. He presented an email that Meredith Borenstein from NEE to Kasie Collins in re: to the wetlands. Mr. LaBorde is concerned that there are additional violations going on within the property, as he has observed loads of soil going into the property. Mr. LaBorde was informed that there are multiple agencies involved on the properties.

7:15 Administrative Duties

1. Commentary-
2. Post next meeting: March 14, 2017 – Posted by WiL
3. Approve Minutes: January 28, 2017; February 14, 2017- Postponed to March 14th, 2017.
4. Bills to Pay: Kasie Collins- \$70.00- WiL made a motion to approve, PK sec'd. all in favor; Kearsarge for release of their extra escrow funds for stormwater review of East Street Solar projects- EC had rec'd a call from K.Brooks re: a culvert off East Street has been crushed and is causing a backup on an adjacent property. ConCom will schedule a site visit.
Children's First for release of their extra escrow funds- ConCom approved as long as Mr. Newman has been paid (check with Cathy Leonard).
5. Financial Accounts Update (quarterly)- None

7:30 Appointments/Public Hearings.

7:30 C Lalonde-Discussion- Continued to March 14th, 2017

7:30 K.Richards-7 & 11 East St- Mr. & Mrs. Richards with Mr. Christopher Myhrum (Environmental Law). Mr. Myhrum presented a memorandum asking to rescind the Enforcement Order. Mr. Myhrum states that it the Order is illegal because the ConCom does not have jurisdiction because there is no dispute that Mr. Fugler is responsible for the violation. Mr. Myhrum states that it is not appropriate to issue the EO to the Richards because the narrative

states that the Richards would need to clean up the Fugler's property. Mr. Myhrum would also like to have the issue handled by Solid Waste (there is a site visit on March 9th 2017). ConCom had issued the EO to the Richards' based on guidance from MassDEP (Mark Stinson). Mr. Myhrum states that he does not believe that the owner of the property needs to receive an EO. EC states that he believes the assessment is proper, and would like to defer the Memo rec'd from Mr. Myhrum to the Granby Town Council. Mr. Myhrum proceeded to go over the timeline of discovery of the issue by the Richards'.

The memo will be forwarded to the Town Council.

7:30 Tremblay- South Street- Rep. by Kevin Brooks; Attended by Robin Moulin and Mark Tremblay. Mr. Brooks presented a summary of the Enforcement Order- noting that there were numerous trees cut within the Riverfront Area. They propose to remove the material that was cut, by burning or by dragging it away for chipping. Put silt fence on the Bank and plant areas that had been disturbed, to be planted with grasses. Mr. Brooks says that shrubs/trees were not proposed because the birch would stump sprout back, and that with 2 years of monitoring, he anticipates that they'll grow back. Mr. Tremblay had wanted to put a corn field.

WiL suggested to do a site visit. Mr. Tremblay was advised not to do any more disturbance in the wetlands by pulling the birch out with a machine. (site visit conducted on 7March2017)

7:30 Trout Lily Enforcement - Meredith Borenstein representing the EO- presented restoration plan for isolated wetland clearing. Planning to do the house building and restoration at the same time. Bird houses will be installed to demarcate an area towards the wetland not to disturb. EC suggested additional cedar posts to demarcate the area more definitively. Meredith will also be doing the monitoring. Approved subject to adding 2 additional Bluebird houses to plan.

Re: DEP file 165-0303- Mr. Brooks attended to discuss a ditch that had been previously permitted, which is now filled in by the new road servicing one of the new solar fields. It is unclear as to ownership of the affected area. WiL to contact Mike Lotti about putting in a culvert. Ted Hanna from WMDC was contacted 2/27/17, as per Mr. Brooks information.

8:00 Administrative Duties (cont'd)

6. Outreach/Education/Plant of the Week-

7. Notices (ZBA)-(PB)-

8. News/Announcements- MACC is this weekend.

9. Site Visits to be scheduled- 5:15pm on March 7th, 2017 at the Tremblay EO site.

10. Old Business: Meredith Borenstein talked about Granby Rod and Gun Club- planning to file an NOI for buffer zone work, coming in the spring. She has completed the delineations.

Adjournment:

Motion to adjourn 8:39pm by PK, sec'd by AF all in favor to adjourn at 8:40pm.