

**TOWN OF GREAT BARRINGTON  
CONSERVATION COMMISSION MEETING  
MINUTES  
WEDNESDAY, MAY 31 2017  
6:30 P.M. – TOWN HALL  
334 MAIN STREET**

**PRESENT:**

GAETAN LACHANCE  
BILL BOYER  
LISA BOZZUTO  
JEFF COHEN  
JESSICA DEZIECK –Absent  
ANDREW MANKIN –Absent  
DAVID SHANAHAN –Absent

SHEP EVANS – CONSERVATION AGENT

**1. CALL TO ORDER**

Gaetan LaChance called the meeting to order at 6:30 P.M.

**WPA NOI 167-0369** from Dave Inglis of Mahaiwe Harvest located on South Main Street, Map 37 Lot 93 for new agriculture in the resource area of the Green River, a NHESP habitat and a 100 year flood plain. **Continued from August 28, 2013.** Update on progress.

**MOTION:** Lisa Bozzuto moved to continue the NOI until the next meeting June 28<sup>th</sup> at 6:30PM.

**SECOND:** Jeff Cohen

**VOTE: 4 -0**

**WPA NOI** from Foresight Land Services on behalf of the Town of Great Barrington DPW, property is on the Town Right of Way on Fairview Terrace. Work includes clearing out a drainage ditch and clearing clogged culverts, as permitted by Emergency Certification issued 3-28-2017

Department of Public Works Superintendent Sean Van Deusen spoke on behalf of the NOI. Mr. Van Deusen said the clogged culverts could possibly lead to flooding and property damage. DEP representative Marc Stintson clarified that this is an ongoing maintenance project.

**MOTION:** Lisa Bozzuto moved to continue the NOI until the next meeting June 28<sup>th</sup> at 6:30PM.

**SECOND:** Jeff Cohen

**VOTE:** 4 -0

**WPA NOI** from Berkshire Engineering on behalf of Camp Institute of Living Judaism (Camp Eisner), property at 52 Brookside Road, Map 38 Lot 11. Pursuant to findings of the most recent Dam Safety inspection at Eisner Pond required by MassDCR, the proposed work will include: tree removal, retaining wall removal and repair, grading, slope stabilization, repairs to the dam outlet, repair or replacement of the low level outlet structure, clearing accumulated sediment from the inlet structure and repair or replacement of the inlet valve, construction of a gravel access road from the bank of Eisner Pond to the area of the outlet structure and removal of less than 100 cu. yd. of sediment accumulated in the outlet works.

Nick Anderson presented on behalf of Berkshire Engineering. Lisa Bozzuto requested a list of the species to be removed from the area. Mr. Anderson said Berkshire Engineering is going to submit a detailed report on what will be removed.

**MOTION:** Lisa Bozzuto moved to continue the Public Hearing until the next meeting on June 28<sup>th</sup> at 6:30PM

**SECOND:** Jeff Cohen

**VOTE:** 4 -0

**Discussion of an enforcement** letter issued to Marion Gilliam on April 6, 2017 concerning cutting, thinning and burning trees and understory vegetation on a 15 acre property on Monument Valley Road south of the intersection with Stony Brook Road, Map 36 Lot 21. A representative of Berkshire Engineering will present and discuss the extent of alteration and suggested restoration ideas.

Nick Anderson presented on behalf of the enforcement letter issued to Marion Gilliam. A tree line has been mapped and identified. The goal is to come back to the Conservation Commission with a detailed report of what species exist at the location and what grew there historically. Mr. Anderson suggested continuing the public hearing and to schedule a site visit prior to the next hearing date.

**MOTION:** Lisa Bozzuto moved to continue the Public Hearing until the next meeting on June 28<sup>th</sup> at 6:30PM

**SECOND:** Jeff Cohen

**VOTE:** 4 -0

**Discussion of wetland and other issues** following a site visit conducted on Wednesday, May 17, 2017 with Ethan Culleton of Flag Rock Farm LLC and Emily Stockman of Stockman Associates. Subject six acre property is located off the north end of Park Street in Housatonic with additional access from Grove Street and has +/- 960 Feet of Housatonic River shoreline. Map 2 Lot 48A.

Emily Stockman presented on behalf of Flag Rock Farm LLC. Ms. Stockman suggested that the Conservation Commission issue an enforcement order to Flag Rock Farm to continue with the intended restoration plan.

**MOTION:** Lisa moved to issue the enforcement order.

**SECOND:** Bill Boyer

**VOTE:** 4 -0

**Discussion of an Enforcement Order** issued on March 4, 2016 pertaining to extensive alterations to resource areas adjacent to the confluence of the Green and Housatonic Rivers, Map 38 Lot 44. Marc Volk of Foresight Land Services will present and discuss proposed remediation activities and restoration concepts and ideas.

Marc Volk presented on behalf of the Larkin Enforcement Order. Mr. Volk informed the Commission that his goal is to draft a restoration plan that satisfies the Larkin's, Natural Heritage, and the Conservation Commission. Mr. Volk suggested coordinating a site visit with Brent Powers of Natural Heritage and the Conservation Commission. Jeff Cohen asked if there was a historic use of the property. Mr. Larkin said it has always been used as agricultural land. Agent Evans clarified that the land had not been used for agriculture for at least five years prior to the wetlands violation. Jeff Cohen said that it is a priority for him to enable agricultural land whenever possible.

**MOTION:** Lisa moved to continue the Public Hearing until June 28<sup>th</sup>.

**SECOND:** Jeff Cohen

**VOTE:** 4 -0

**Discussion of an enforcement letter** issued on April 26, 2017 to Richard Bourdon of the Berkshire Mountain Bakery at 367 Park Street, Housatonic, Map 4 Lot 10. Violation involves cutting, clearing and burning trees and other vegetation within the riverfront area next to the Housatonic River. Marc Volk of Foresight Land Services will present and discuss the extent of alteration and suggested restoration ideas.

The Conservation Commission agreed to schedule a site visit before the next meeting. Marc Volk informed the Commission that his intention is to create a plan for an embankment of shrubs. Mr. Volk said this would best protect the wetlands at this location.

**MOTION:** Lisa moved to schedule a site visit and continue to the next meeting June 28<sup>th</sup>.

**SECOND:** Jeff Cohen

**VOTE:** 4 -0

**Miscellaneous matters.**

- **Citizen Speak time:**  
None.

- **Approval of Minutes** of the April 26<sup>th</sup> Conservation Commission Meetings.

**MOTION:** Jeff Cohen moved to approve the April 26 Meeting Minutes.

**SECOND:** Lisa Bozzuto

**VOTE:** 4-0

- **Discussion of land use regulations** and habitat management at the McAllister Wildlife Refuge.

Discussion on the Land Use Regulations was postponed until the next meeting.

- **Support Letter to DEP** for the Knob Hill Storm Water System grant application.

**MOTION:** Jeff Cohen moved to instruct Chairman LaChance to sign the support letter to DEP.

**SECOND:** Lisa Bozzuto

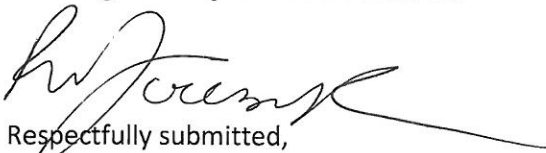
**VOTE:** 4 -0

- **MOTION:** Jeff Cohen moved to advise the Selectboard that Conservation Commission has no comment to make regarding the McDonald's Special Permit **872-17** other than it is non-jurisdictional.

**SECOND:** Lisa Bozzuto

**VOTE:** 4 -0

On a motion made by Lisa Bozzuto, seconded by Jeff Cohen, with a unanimous vote the meeting was adjourned at 8:05PM.



Respectfully submitted,  
Rebecca Jurczyk  
Recording Secretary