

STURBRIDGE CONSERVATION COMMISSION
March 15, 2012

Members present: Dave Barnicle, Chairman, Wendy Lilly-Hanson, Ed Goodwin, Jeff Bonja, Calvin Montigny (Associate Member) and Joe Kowalski (Associate Member).

Members absent: Donna Grehl.

Also Present: Erin Jacque, Conservation Agent, L. S. Jalbert, Michael Barry, Wm. Clougherty, Edward Tully, Bob Atwood, Paul Schneider, Randy Bercume and Stephen Bercume.

7:00 PM-Open Meeting - Quorum check
As time allows

***CD was cutoff @ 8:10 p.m.**

Approval of Minutes:

MOTION: By EG, seconded by WLH to approve the 2/16/12 minutes.

Vote: 4/0.

- EJ stated she updated the minutes onto the Conservation website.

Committee Updates:

- EG stated there was a CPA meeting a week ago Monday which he didn't attend.
- JB stated TMPSC met but didn't have a quorum and the next meeting discussion will be to finalize the vision section for the Master Plan and revise the Trail map.
- DB stated there is a LAC meeting tonight which DG is not attending.
- DB stated the TC met last week which he didn't attend.

Walk-ins:

Lenny Jalbert-SPAHO Subdivision Open Space Donation:

- LJ stated he has submitted plans for the Regep development for Certificate of Compliance for lots #1, 4 and 5 and is in the process of getting a list together stabilizing lot #3.
- DB asked how the new plan is better.
- LJ stated the trees are spaced properly and some of the species of trees has been changed to be more compatible. LJ stated the conservation trees are being reviewed with the Landscaper for lots #1, 3, 4 and 5.
- EJ stated if there are any changes in the plan it needs to be approved in advance.
- EG asked about the status of the open space.
- LJ stated the granite boundaries have been placed and the 13.5 acres have been issued to the BOS for approval. LJ stated the easement for lot #'s 4 and 5 are in the process of being issued.

- EJ stated LJ will come back to the Commission for the April 5th, 2012 meeting.

Mike Berry-Baystate Forestry Service-Old Sturbridge Village Restoration plan:

- MB stated the hay bales were installed yesterday and showed photos to the Commission. MB stated there are 2 gaps in the hay bales on the south side and 1 gap on the northern side that are shown on the restoration practice map. MB stated the location of the access road is now out of the 200' Riverfront area. MB stated there are 2 stumps that will need to be removed to maintain access and there are comments from Paul Rogers in regards to seed mix. MB stated Brad Compton (Wildlife Biologist) prepared a Wood Turtle sheet for NH. MB stated a Wood Turtle nesting site has been added to the plan along with Sweet Fern.
- EJ asked the timing of work.
- MB stated as soon as the plan is approved and the site conditions permit. MB stated a proposed date of May 1, 2012 for stabilization.

MOTION: By JB, seconded by WLH to approve the May 1st, 2012 stabilization date.

Vote: 4/0.

- MB stated that he will communicate via Brad King who will contact EJ.

PUBLIC HEARINGS

7:30 p.m. Public Hearing: (Public Hearing opened January 19th, 2012) Review of proposed Land Use Policy includes Land Use and Management Policy items like Trails, Use of Conservation Lands, Rules & Regulations on Conservation Land, Terms of Timber Harvest, Mechanized Vehicle Policies, Handicapped Access, Conservation Restriction, Management by Parcel, etc.

- EJ stated she has received revisions back from TC and Don Miller in regards to the Land Use Policy and LW is continuing to work on the lake section of the Policy. EJ stated there is a meeting next Wednesday @ 9:30 a.m. and suggested continuing this meeting in a month.

Public Hearing continued to April 19, 2012 @ 7:30 p.m.

- EG suggested not restricting the wildlife hunting ability in order to protect the flora and fauna.

7:45 Public Hearing: (Public Hearing to open on March 15, 2012) Request for Determination of Applicability submitted by William Clougherty on behalf of Mass DOT Highway Division to determine whether the work depicted on submitted plans to resurface the MA Pike is subject to the Wetlands Protection Act.

- WC stated this is a proposal to mill and pave 1 linear mile in Sturbridge on I-90 using compost socks for erosion controls. WC stated the original construction plans show the locations of erosion controls and the work does not include ramps.
- EG asked if the pattern of occurrence will be grinding into a truck, sweeping and paving at night.
- DB stated the erosion controls will be inspected once they are installed.

MOTION: By JB, seconded by WLH to issue a negative determination under the WPA for MA DOT.

Vote: 4/0

8:00 p.m. Public Hearing: (Public Hearing to open on March 15, 2012) Request for Determination of Applicability submitted by Resource Control Associates on behalf of Verizon to determine whether the work depicted on the submitted plans at 400 Route 15 (to lay a new conduit line) is subject to the Wetlands Protection Act and local Wetlands Protection Bylaw.

- Ed Tally stated this is a proposal to update conduit which typically occurs in a trench 18”wide x 2’ deep. ET stated the work will be done either with a Ditch Witch or a small excavator and will be tamped down and loomed. ET stated if the pavement is torn up it will be replaced in about a week. ET stated the work is within the 200’ resource area and showed the Commission the erosion controls on the plan.
- EJ stated she will notify Verizon with the dates of the Dam repair.

MOTION: By JB, seconded by WLH to issue a positive determination under the local bylaw.

Vote: 4/0.

MOTION: By JB, seconded by WLH to issue a negative determination under the local bylaw.

Vote: 4/0.

8:15 p.m. Burcume Builders-11 & 28 Draper Woods-Enforcement Orders:

11 Draper Woods:

- EJ stated she discovered a shed that was already installed on 11 Draper Woods without a permit on file. EJ stated erosion and sediment controls have since been installed and the owner was asked to clean out the spoils in the vicinity of a wetland and slope which have been removed and stabilized with seed and mulch. EJ stated she issued a cease and desist on the exterior site work and asked the owner to attend tonight’s meeting. EJ stated the shed is within 25-30’ of a wetland and is recommending an after the fact RDA filing.
- EG asked the size of the shed.
- EJ stated the size of the shed is 12’ x 16’ on a concrete pad.

MOTION: By JB, seconded by EG to ratify the Enforcement Order for 11 Draper Woods.

Vote: 4/0.

28 Draper Woods:

- EJ stated she recommended erosion controls be installed which have been done and the site has been stabilized with mulch and hay. EJ stated she gave a copy of the standard Order of Conditions to the landowner.

- JB suggested a memo to the Building Inspector that if any issues come up with these lots that Conservation be contacted.

MOTION: By JB, seconded by EG to remove the Enforcement Order for 28 Draper Woods.

Vote: 4/0.

8:30 p.m. Public Hearing (Public Hearing to Re-open on March 15, 2012) Amended Notice of Intent DEP #300-827 submitted by the Berkshire Design Group on behalf of the Town of Sturbridge for renovations to previously existing athletic fields, proposed concrete walkway, proposed gravel parking area and additional storm water infrastructure at 45 Burgess School Road.

- Brian Darnold stated this is a proposal to consolidate 2 existing ball fields into one full size field (not regulation), a gravel driveway with access to Route 20, a 600' lineal walkway from the school and a sand Volley Ball court. BD stated a rain garden is proposed for storm water management. BD stated the walkway will not be utilized in the winter.
- DB asked about flow control from the hill.
- BD stated it will be piped with rip rap along the slope.
- JB asked about maintenance for the volley ball court.
- BD stated the school will maintain the volley ball court.
- JB asked about herbicides.
- WLH asked about grading.
- EJ was concerned with the concrete walkway partially in the 50' and asked that BD get the legal ad to her.
- BD stated he will overnight the legal ad to EJ.

MOTION: By JB, seconded by EG to approve the amended NOI DEP #300-827 as submitted.

Vote: 4/0.

OLD BUSINESS

Mount Dan Road-DPW Road Grading Violation:

- EJ stated Phil Nadeau recommended that DPW clean up the line of spoils and clean around the storm water structures.
- JB asked about BMP for DPW.
- EG suggested going to the BOS to get their recommendation in how to solve this.

Request for Emergency Certification-Linda and John Sequin:

- JB recommended that this be forwarded to Town Council as previously decided.

NEW BUSINESS

Request for Certificate of Compliance:

124 Podunk Road-DEP #300-828:

- DB stated on his site visit he observed the perimeter drain on the right corner of the building which it was supposed to be on the left side.

- EG suggested that the perimeter drain be armored before the COC is issued.
- DB asked EJ that he be notified to do a site visit when the armoring is complete.

Ladd Road Forestry plan:

- EJ stated she walked the site last Friday with Craig Masterman, the Forester and showed pictures to the Commission. EJ stated the area of forestry is about 36 acres on a 60 acre parcel.

MOTION: By JB, seconded by EG to approve the Ladd Road forestry plan as submitted.

Vote: 3/0/1abstension by DB.

Correspondence

Army Corp Notification of Debris Removal of the Quinebaug:

- EJ stated she received an e-mail as an FYI regarding additional debris removal by the Army Corp on the Quinebaug River between the Ed Calcutt bridge and Wallace Road. EJ stated she would prefer that the stumps be left in place.

Site Visit Schedule

MOTION: By JB, seconded by WLH to adjourn @ 9:15 p.m.

Vote: 4/0.