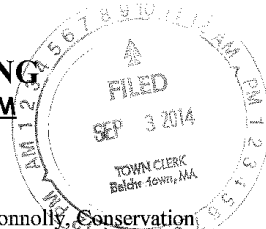


CONSERVATION COMMISSION MEETING

Monday, July 28, 2014 Town Hall, Room 102, 7:05 PM

Meeting Minutes



Chairman David Haines called the meeting to order at 7:05 PM. Present were LeeAnne Connolly, Conservation Administrator, Commissioners: Edward Knight, Mike Cavatorta, John Henry, Linda Leduc, Joseph Babineau and Jon Clements. Conservation Clerk, Michele Nowak, recorded the minutes. Associate member Nicholas Burns was present for the meeting.

Commission Babineau arrived 7:07PM

7:15 Notice of Intent – Solar Panel Array, Springfield Rd., Map 255, Lot #126.00, Reservoir Road Holdings, LLC, applicant – Kirt Mayland, owner of Reservoir Holdings, was present for the meeting. The applicant is proposing the construction of a 1 MW AC solar panel array and the associated site work, utility connections and fencing. Access to the site will be through the Northeast Treater's property on Springfield Rd. The utility poles as indicated on the original site plan dated 5.12.14 (31-D-14) shall be re-routed as indicated on the final revised site plan to be completed and submitted on 7/29/14. There will be no permanent or temporary alteration to the Bordering Vegetated Wetland due to the revised placement of the utility poles. All work must be conducted as shown on the final Revised Notice of Intent Plans with a final revised date of 7/29/2014 and the Stormwater Management System Design Report, prepared by Whitman & Bingham, Associates, dated 6/30/14. The old site plan dated 5/12/14 (31-D-14) indicated the point where the proposed access road crosses onto the subject property and the existing PVC drain should be rerouted as indicated on the revised site plan to be completed and submitted on 7/29/14 towards an existing swale on property of Northeast Treaters. In addition, the proposed pipe outfall from the stormwater basin as indicated on the old site plan dated 5/12/14 (31-D-14) shall be revised to discharge outside of the 50 buffer zone. The discharge will then be conveyed in a proposed grassed swale that ends at least 35 feet from the Bordering Vegetated Wetland. An area of rip rap will also be installed below the outfall. These revisions are detailed on the site plan to be completed and submitted on 7/29/14. The limit of clearing and fence line are to be adjusted at the southwest corner of the project so that no work occurs within 50 feet of the bordering vegetated wetland, as shown on the site plan to be completed and submitted on 7/29/14. All work conducted for this site must be done in phases. Phase 1: Construction of the access road from the Northeast Treaters property including the relocation of the drain pipe. Erosion controls in that area are to be installed prior to the commencement of any work. Phase 2: Tree clearing (No stumping allowed during this phase). Phase 3: The installation of all erosion controls, construction of the stormwater basin and the temporary swales. Phase 4: The stumping, grading and stabilization of the remainder of the site. Only one-quarter of the site may be stumped and graded at a time. The stumping of grading of the next one-quarter of the site cannot proceed until the preceding phase has been stabilized with loaming and seeding, erosion control blankets or other stabilization measures. Trenching may take place during this phase if desired. Phase 5: Construction of the solar panel array, utility connections and appurtenances. The applicant is also required to provide a third party erosion control monitor to ensure that all erosion controls are installed and maintained properly and weekly reports need to be submitted to the Commission during construction activities. The Commission is requiring a pre-construction meeting with the applicant, prior to the start of any work for this project. L. Leduc motioned to issue an Order of Conditions with the conditions as stated, M. Cavatorta seconded. The motion passed unanimously, (7:0).

8:35 Request for Determination – Emily Lane, house construction, Map 240, Lot #55.06, John Pirog, applicant – Part of subdivision approval 2004 - Alan Weiss was present on behalf of the applicant. This is for lot 55.06 (10) and will be a single family dwelling. E. Knight conducted the site visit. The wetland lines were confirmed in the initial Order of Conditions dated, 2004; and again by E. Knight during the site visit. The limit of work is 75 feet from the wetland. J. Clements motioned to issue a Negative Determination, J. Babineau seconded. The motion passed unanimously, (7:0).

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8:05 Request for Determination – Old Enfield Rd., house construction, Map 232, Lot #111.02, Kevin Pacunas, applicant – The applicant was present for the meeting. J. Babineau conducted the site visit and met with Don Hess. This is a buffer zone project with a common drive, an intermittent stream and is heavily vegetated. The silt fence will go up at the 50 ft buffer zone but the limit of work is 65 feet. There are small boulders which will remain and act as permanent markers. All of the work is outside the 50 foot buffer zone. J. Clements motioned to issue a Negative Determination, M. Cavatorta seconded. The motion passed unanimously, (7:0).

Partial Certificate of Compliance – 85 North Main St., Unit #8, DEP#104-665, Fifty-Five and Older Housing, Map 238, Lot #158.00, Atty. Murphy McCoubrey, applicant – The Partial Certificate of Compliance is being sought for Condo Unit #8, which is part of a fifty-five and older condominium complex. This Condo unit is outside the buffer zone. M. Cavatorta motioned to issue a Partial Certificate of Compliance for Unit #8, L. Leduc seconded. The motion passed unanimously, (6:0).

Partial Certificate of Compliance – 11 Willow Lane, Woods Edge Subdivision, Map 248, Lot #1.15, Deborah Robes, applicant. The lot is stable; the property has been previously transferred and the applicant is asking for release for this house lot from the Order of Conditions for the Woods Edge subdivision. J. Clements motioned to issue a Partial Certificate of Compliance from the Woods Edge Subdivision Order of Conditions, J. Babineau seconded. The motion passed unanimously, (7:0).

Certificate of Compliance -Crestview Acres, DEP #104-839, Map 254, Lots #15.00, #16.00, #53.00 and #56.00 , Rob O'Brien, applicant - L. Connolly conducted the site visit. The Commission was presented with an As Built Plan. The current plan did not show the driveways, Resource Areas or their Buffer Zones. The Commission also needs additional information and a full sized current plan that includes and addresses the remaining Conditions from #57 in the Order of Conditions. The Commission voted unanimously, (7:0) to continue this matter until the August 18th meeting.

Chapter 61B Removal - Old Enfield Rd., Map 244, Lot #55.1 (12.6 acres), Atty. Themis Tsoumas, applicant – The Commission discussed the property's proximity to Jabish Brook and the well re-charge area for the Town's Jabish Brook well field. The Commission voted unanimously, (7:0) to recommend to the Board of Selectmen that they bring this property to the attention of the area water districts and to stress the value of this property to the public's water supply. Whereupon the completion of this motion, L. Connolly briefly left the Conservation meeting to present the Commission's recommendation to the Board of Selectmen at their meeting currently in progress.

Chapter 61A Removal - Springfield Rd., Map 255, Lot #126.00 (6.0 acres), Norman, Francis & Shawn Loftus, owners – The Commission voted unanimously, (7:0), to recommend to the Selectmen to not exercise their Right of First Refusal and let the lease agreement proceed.

Discussion Items: Bills - There were no bills.

- ✦ Minutes - Commission voted unanimously, (6:0) to approve the 6/23/14 draft minutes as amended. The motion passed unanimously, (6:0).
- ✦ Miscellaneous Matters – There were no miscellaneous matters.
- ✦ New Business – There was no new business.
- ✦ Emergency Certification Ratification – Western Mass Electric Co., Beaver Dams – The Emergency Certification was issued. The Commission voted unanimously to ratify the Emergency Certification, (7:0).
- ✦ Emergency Certification Ratification – Lamson Ave., culvert clearing and protective fencing – Beaver Solutions will put in a Beaver deceiver which will block it so beavers can't get in. The Emergency Certification was issued. The Commission voted unanimously to ratify the Emergency Certification, (7:0).
- ✦ Emergency Certification Ratification – Rockrimmon Rd., beaver dam lowering – The applicant is Western Mass Electric. They will lower the beaver dam. The Emergency Certification was issued. The Commission voted unanimously to ratify the Emergency Certification, (7:0).
- ✦ ANR Lot – State St., Mary Ann Mitchell, owner - The Commission reviewed the ANR plan and a standard letter will be sent to the applicant.

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Discussion Items; Cont.

- ✦ ANR Lot – Bardwell St., Carol A. & Melanie E. Spellman, owners - The Commission reviewed the ANR plan and a standard letter will be sent to the applicant.
- ✦ ANR Lot – Shea Avenue, Shea Avenue Realty, LLC, owner - The Commission reviewed the ANR plan and a standard letter will be sent to the applicant.
- ✦ ANR Lot – Dressel Ave, Gerard A. & Terri L. Provost owners - The Commission reviewed the ANR plan and a standard letter will be sent to the applicant.
- ✦ ANR Lot – Rockrimmon St., DJH Investments, LLC, owner - The Commission reviewed the ANR plan and a standard letter will be sent to the applicant.
- ✦ ANR Lot – Wilson Rd., Benjamin A. Surner, Jr., owner - The Commission reviewed the ANR plan and a standard letter will be sent to the applicant.
- ✦ Conservation Area Stewardship Update – The committee is in summer hiatus.
- ✦ Chapter 91 Appeal, Lake Metacomet Water-skiing Slalom Course, DEP Pre-Hearing Conference – The Chapter 91 appeal is still in court.
- ✦ New Recreation and Trail Brochure – Samples of the new brochure was passed around to the Commission for their review.

L. Leduc motioned to adjourn, M. Cavatorta seconded. 8:55PM

NEXT MEETING Monday, August 18, 2014