

Charlemont Conservation Commission Meeting Minutes  
July 3, 2019  
Charlemont Town Hall

Conservation Commission Present: Rob Lingle, Bill Harker, Tom Cashin, Justin Maynard and Steve Ferguson

Absent:

Guests: Bob Handsaker and Trevor Mackie representing the Charlemont Municipal Lighting Plant (CMLP), Amer Raza (Mass. DOT), Mark Stinson (DEP), Anthony Woneski, Chelsea Maynard, Kyle Nartowicz, Ken Barbeau and Darlene Barbeau

6:00- Meeting called to order by Acting-Chair Lingle.

6:01- Stinson commented that our web page requires updating.

6:02- A. Raza, from Mass. DOT, requests amendment to NOI, sheets 5 and 17 of Traffic Calming Measures Rt. 2 due to archaeological artifacts discovered on site.

- ⑩ M. Stinson explained that there are two ways to amend an NOI, a simple revision noted in the minutes and a submittal of an amended NOI.
- ⑩ Ferguson moved to approve changes and note so in the minutes. Harker seconded the motion. The motion passed unanimously. Ferguson shall email a copy of the minutes, once they are approved and signed, to Mr. Raza at amer.raza@dot.state.ma.us.

6:10- Re-opened meeting for CMLP RDA for work to be performed at Town Hall.

- ⑩ Commission informed CMLP that we require improvement to resource area because proposed work falls within the resource boundary.
- ⑩ CMLP plans show natural shrubbery/screening to be planted. It will consist of 10-12" potted shrubs native to Franklin County, with 2 years of monitoring for health and replacement, if required.
- ⑩ Lingle moved that a negative 2 determination with resource area mitigation of 10-12" native shrubs to offset disturbance in resource area. Harker seconded the motion. The motion passed unanimously. Meeting closed at 6:29.

6:30- Opened hearing for NOI for 200 Avery Brook Road.

- ⑩ Justin Maynard recused himself because he is the applicant.
- ⑩ Anthony Woneski gave presentation of previous work performed and NOI request with order of conditions with an action plan to satisfy DEP and Conservation Commission.
- ⑩ Stinson advised splitting consideration into 2 parts.
- ⑩ 1. Remediation- slope repair in-re to previous enforcement order.
- ⑩ 2- Improvements in-re to NOI including a proposed access driveway for tractor.
- ⑩ In-re to question of 1-1 or 2-1 tree replacement ratio, the Commission feels 1-1, deciduous-conifers, replacement ratio is amenable.

- ⑩ Regarding the proposed gravel driveway for tractor, rather than the proposed 8” deep gravel, the Commission shall require digging down 12” to provide for 8” of gravel topped with 4” of topsoil and grass.
- ⑩ Note- Tom Cashin, being a neighbor, has recused himself from voting on the NOI.
- ⑩ Ferguson moved to close hearing. Harker seconded the motion. The motion passed unanimously.
- ⑩ Lingle moved to approve the 3 special conditions; 1. 1 to 1 tree replacement. 2. If gravel driveway shown in plan is executed, it shall be covered by 4” of topsoil with grass planted. 3. Restoration of cut bank on north side of property shall be repaired by end of growing season. Specifically, 12/31/19. Harker seconded the motion. The motion passed unanimously.

7:36- Opened meeting for Hawk Hill Road enforcement order (opposite 215 West Oxbow Road).

- ⑩ Barbeaus explained that downed trees on property were brought down by tropical storm Irene.
- ⑩ Stinson explained that the bridge crossing the stream is not permitted, despite the fact that there are many such snowmobile bridges in existence.
- ⑩ Harker moved to continue meeting to 8/7/19 to acquire more information. Maynard seconded the motion. The motion passed unanimously.
- ⑩ Site visit arranged for 1:00 7/6/19.

8:00- Read and signed minutes from 5/1/19.

8:07- Lingle moved to enter executive session to discuss enforcement order for 180 Rt. 8A North. Ferguson seconded the motion. Roll call vote as follows, Maynard-Aye, Ferguson-Aye, Lingle-Aye, Harker-Aye and Cashin-Aye. The motion passed unanimously.

8:35- Regular meeting resumed. Ferguson moved to adjourn. Harker seconded the motion. The motion passed unanimously. The meeting adjourned at 8:35.

Respectfully submitted by Steve Ferguson.

Minutes not official until signed.

Documents:

Agenda for 7/3/19 meeting

Minutes from 6/5/19

Enforcement Order for Hawk Hill Road opposite 215 West Oxbow Road

RDA for CMLP proposed work at Town Hall

NOI amendment request from Mass DOT for traffic calming measures on Rt.-2

NOI for 200 Avery Brook Road

Enforcement Order for 200 Avery Brook Road