

**MINUTES
CONSERVATION COMMISSION
REMOTE PARTICIPATION
May 16, 2022**

OPENING: The regular scheduled meeting of the Conservation Commission opened at 7:00 via hybrid and Zoom. Chairman MacWilliams announced the names, time and date of the meeting, and stated that the meeting was being recorded.

ATTENDANCE

David MacWilliams, Chairman	Present/In Person
Mehmet Mizanoglu, Commissioner	Absent
Brian Drenen, Vice Chairman	Absent
Brian Pranka, Commissioner	Absent
Jerry Patria, Commissioner	Present/Zoom
Kevin Solek	Present/In Person
Maryssa Cook-Obregon	Present/In Person

Acting Conservation Commission Coordinator Dennis Clark was also in attendance.

MINUTES

Commissioner Patria made a motion to accept the minutes of May 2, 2022. Commissioner Solek seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams	yes	Jerry Patria	yes
Kevin Solek	yes	Maryssa Cook-Obregon	yes

There were no public comments

PUBLIC HEARINGS

Mr. Ryan Nelson, R. Levesque & Associates

NOI 194 Hillside Road DEP # 292-0398 Chairman MacWilliams opened the continuation of the Public Hearing. Mr. Nelson presented a revised plan with no structures within the 50 foot Buffer Zone. The silt fence line was modified to bring it closer to the proposed dwelling location. The trees that were previously cut without a permit will be replanted using red maples, northern red oak and shrubbery. Monument markers will also be placed along the 50 foot Buffer Zone.

Commissioner Solek made a motion to close the Public Hearing. Commissioner Patria seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams	yes	Jerry Patria	yes
Kevin Solek	yes	Maryssa Cook-Obregon	yes

Commissioner Solek made a motion to accept the project with the standard Order of Conditions, silt fencing at the limit of work, a \$10,000.00 bond and boulders placed along the 50 Buffer

Zone. Commissioner Cook-Obregon seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams	yes	Jerry Patria	yes
Kevin Solek	yes	Maryssa Cook-Obregon	yes

Mr. Ryan Nelson, R. Levesque & Associates

NOI 14 Beach Road DEP # 292 Chairman MacWilliams opened the continuation of the Public Hearing. Mr. Nelson explained that the project is to replenish the sand at the beach. The only DEP comment was that erosion barriers should be shown. As the sand is part of the beach, inserting erosion control is not practicable. The sand will be deposited up to the median high-water line. Acting Coordinator Clark stated that the Conservation Commission requested a 5 year plan in the past. Scott Layman, Tynan Landscaping, related that this is a volunteer project in association with Crestview and R. Levesque. Chairman MacWilliams stated that the 5 year plan should be proposed and maintained by Park & Rec. A washed mason sand that passed a SIVE analysis test of 2.35 will be used. Commissioner Solek stated that the trenching for a silt fence would only cause more erosion.

Commissioner Patria made a motion to close the Public Hearing. Commissioner Solek seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams	yes	Jerry Patria	yes
Kevin Solek	yes	Maryssa Cook-Obregon	yes

Commissioner Patria made a motion to accept the project with the standard Order of Conditions which will include a 5 year maintenance plan for the beach. Commissioner Solek seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams	yes	Jerry Patria	yes
Kevin Solek	yes	Maryssa Cook-Obregon	yes

Mr. Ryan Nelson, R. Levesque & Associates

NOI 138R Hillside Road DEP # 292-0401 Chairman MacWilliams opened the continuation of the Public Hearing. Mr. Nelson stated that the plans have not been revised as a result of DEP comments and requested a continuation. Acting Coordinator Clark stated that Mr. Randy Brown will be reviewing the plan so a third party consultant will not be required. Commissioner Solek made a motion for the continuation. Commissioner Cook-Obregon seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams	yes	Jerry Patria	yes
Kevin Solek	yes	Maryssa Cook-Obregon	yes

Mr. Ryan Nelson, R. Levesque & Associates

NOI 141 Congaomond Road DEP # 292-0400 Chairman MacWilliams opened the continuation of the Public Hearing. Mr. Nelson presented a revised site plan in accordance with suggestions from a site visit at the location. The retaining wall at the southeast corner of the parking lot will be seeded with erosion control and will be compensatory storage. Evasive species along the bank will be removed as well as along the northern shore line. The lawn area between the deck and dock will be mowed and used for a sitting area. Acting Coordinator Clark noted that the parking area is going to be increased with more impervious surfaces with catch basins draining into the Town drainage. Mr. Randy Brown, DPW, will do the storm water review to determine if the catch basins are able to be used. The vegetation along the shoreline should be replaced

with the plantings shown on the plan. The shoreline is currently eroding, and will increase with additional boat traffic. The shoreline will need to be stabilized with a retaining wall, rocks, or something similar. Chairman MacWilliams reiterated that shoring up the shoreline is imperative as it is currently in an unstable condition and boat traffic would erode it further which could also undermine the deck and become a safety issue. Commissioner Cook-Obregon also made note of the trees near the steep grade near the handicap parking area. Mr. Nelson explained that erosion control will be used in the steep banked area and mostly be left untouched. Mr. Ken Eggleston, 4045 Mountain Road, Suffield CT owner, stated that only one of the trees will be removed. Mr. Eggleston also made note that the Chapter 91 license application has not been submitted. Mr. Nelson requested a continuation of the Public Hearing.

Commissioner Patria made a motion for the continuation. Commissioner Solek seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams yes
Kevin Solek yes

Jerry Patria yes
Maryssa Cook-Obregon yes

Mr. Ryan Nelson, R. Levesque & Associates

130 Berkshire Avenue DEP # 292-XXXX Chairman MacWilliams opened the Public Hearing by reading the legal ad as posted in the Reminder Publication on XXXXXX. The project is for the replacement of a failed stone wall retaining. Mr. Nelson, representing Teresa Derosa, owner, explained that the stone patio at the rear of the dwelling is breaking and sliding down the hill due to the collapse of the retaining wall. The work will take place in the 100 foot buffer with the concrete patio being removed using access equipment to the north of the property. The proposal is for an engineered block retaining wall approximately 7 feet tall with a new patio being built that will be flush with the basement wall. Silt fencing will be installed on the lakeside of the retaining wall. The applicant is also requesting a short seeding wall cut into the existing bank as a future project within the boarding flood plain. The applicant is undecided if the seeding wall will be installed during this construction. There were no comments from DEP. Acting Coordinator Clark stated that it looked like a straight forward project and does not see an issue with the plan as presented.

Commissioner Solek made a motion to close the Public Hearing. Commissioner Patria seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams yes
Kevin Solek yes

Jerry Patria yes
Maryssa Cook-Obregon yes

Commissioner Patria made a motion to accept the project with the standard Order of Conditions, silt fencing at the top and bottom and a \$10,000.00 bond. Commissioner Cook-Obregon seconded the motion. The vote of the Committee was unanimous in favor.

David MacWilliams yes
Kevin Solek yes

Jerry Patria yes
Maryssa Cook-Obregon yes

Daniel Cook 74 Tannery Road Mr. Cook attended the meeting concerning a bridge replacement on his property. The bridge accesses the rear parcel of the property. A letter was issued from the Agricultural Commission who unanimously agreed that the bridge replacement is appropriate for an Agricultural Exemption from the Wetlands Protection Act. However, the statute does require written notification before the project begins which could be in the form of an RDA application. Acting Coordinator Clark explained that the statute applies to agricultural land as the bridge is maintained for agricultural purposes only. Mr. Cook stated that the bridge is 24 feet consisting of 2 I beams with boards that will have no impact on the bank or brook. Commissioner Cook-Obregon had seen photos of the bridge and it will only be a replacement of a preexisting structure. As it is an agricultural exemption, the Conservation Commission will not require a vote for approval.

BUSINESS

LPP Issues Mr. Cheever stated that the Lake Management Committee unanimously voted to have the Conservation Commission investigate the potential violations and follow up with DEP concerning Chapter 91 at 101 Point Grove Road. The docks may be in violation of their Chapter 91 license as they have been restructured. There are also vessels at the location that are not transient. The location does not have a permit as a marina. Acting Conservation Commission Coordinator Clark stated that the Conservation Commission had no jurisdiction relative to the State license Chapter 91 license. The Conservation Commission would only intervene in the event of wetland violations. Mr. Grannell's has contacts with the State for the purpose of filing a complaint, or potential violations.

146 Berkshire Avenue There was no further information on the request from Ms. Marshman.

Certificate of Compliance for Lots 21 and 7 The Greens Mr. Ryan Nelson stated that both lots are in the process of completion, but neither are completed in accordance with the Order of Conditions.

Chairman ??? made a motion to adjourn at ??? p.m. Commissioner ????? seconded the motion.
The roll call vote was as follows:

Respectfully submitted,

Jean Nilsson, Secretary

cc:

Select Board

Town Clerk

Dave MacWilliams, Chairman

Brian Drenen, Vice Chairman

Jerry Patria, Commissioner

Brian Pranka, Commissioner

Mehmet Mizanoglu, Commissioner

Kevin Solek, Commissioner

Maryssa Cook-Obregon, Commissioner

Date