

MINUTES  
CONSERVATION COMMISSION  
HYBRID PARTICIPATION  
June 26, 2023

**MINUTES**

Commissioner Mizanoglu made a motion to accept the minutes as amended of June 5, 2023. Vice Chairman Cheever seconded the motion. The roll call vote was as follows:

David MacWilliams yes	Norm Cheever yes
Mehmet Mizanoglu yes	Jerry Patria yes
Kevin Solek yes	Andy Reardon yes

**PUBLIC HEARING**

Mr. Jim Boyle  
Mr. Dan Nitzsche

**NOI 662A College Highway DEP# 292-0412** Chairman MacWilliams opened the continuation of the Public Hearing. Commissioner Reardon recused himself from the Public Hearing. Chairman MacWilliams, Vice Chairman Cheever, Commissioner Patria and former Conservation Coordinator Clark and current Coordinator Pooler conducted a site visit at the location. There appeared to be some areas of wetland that are in question. The Conservation Commission were in agreement on requiring a second opinion from an independent evaluator. Mr. Dan Nitzsche requested the specific location that is in question as there was no obvious standing water at the time of the site visit. Coordinator Pooler questioned which herbicide was being used. Mr. Dan Nitzsche stated that it was glycoside and plantings will be installed that will help slow the invasive but will not fully eradicate them. Chairman MacWilliams made a motion for the continuation. Vice Chairman Cheever seconded the motion. The roll call vote was as follows:

David MacWilliams yes	Norm Cheever yes
Mehmet Mizanoglu yes	Jerry Patria yes
Kevin Solek yes	Andy Reardon recused

Mr. Dan Hess, Owner

**15 North Pond RDA** Chairman MacWilliams opened the Public Hearing by reading the legal ad as posted in The Reminder Publication on June 15, 2023. Chairman MacWilliams presented a history of the property including information from an NOI that was filed, a Certificate of Compliance was issued and the bond returned to the previous owner. The Certificate of Compliance has since expired and the patio was never completed. Mr. Hess was required to submit a RDA to complete the project in accordance with the original drawings. The silt fencing is still in place and the project will be completed within the next two weeks. Commissioner Patria made a motion for a negative determination. Commissioner Mizanoglu seconded the motion. The roll call vote was as follows:

David MacWilliams yes	Norm Cheever yes
Mehmet Mizanoglu yes	Jerry Patria yes

Kevin Solek yes

Andy Reardon yes

**21 White Street RDA** Chairman MacWilliams opened the Public Hearing by reading the legal ad as posted in The Reminder Publication on June 15, 2023. As there was no one in attendance representing the RDA, Chairman MacWilliams made a motion to continue the Public Hearing. Commissioner Patria seconded the motion. The roll call vote was as follows:

David MacWilliams yes

Norm Cheever yes

Mehmet Mizanoglu yes

Jerry Patria yes

Kevin Solek yes

Andy Reardon yes

At the end of the agenda items, Mr. Ludorf explained his delay in attending and Chairman MacWilliams re-opened the Public Hearing. The proposal is for a replacement wall located at the shoreline approximately 24 feet long. Mr. Ludorf stated that a company (not sure of the name) will install concrete blocks with pressure treated wood to prevent erosion. The Commission made note that pressure treated wood did contain chemicals that should not be introduced into the lake. Commissioner Solek made a motion for a positive determination as Mr. Ludorf could not provide more specifics on the product and installation. Commissioner Mizanoglu seconded the motion. The roll call vote was as follows:

David MacWilliams yes

Norm Cheever yes

Mehmet Mizanoglu yes

Jerry Patria yes

Kevin Solek yes

Andy Reardon yes

Mr. Ludorf will be required to submit a Notice of Intent for the project.

## **NEW BUSINESS**

Doreen Garde

**108 Coes Hill Road Clean-Up** Ms. Garde attended the meeting to discuss clearing some trails near the stable. There are 8 customers that rent a space for their horses and ride around the fields on Coes Hill Road and Sterrett Drive. One location has a brook crossing and there are several other wetland locations. Recently a tree had fallen in a wetland area and blocked part of the trail. Ms. Garde was requesting permission to remove debris from the trails using only small machinery such as a gator. Coordinator Pooler will need to research if there is a Conservation Restriction on the property. The members will conduct a site visit on June 29<sup>th</sup> at 8:30. Mr. Hess, said his friend, who is a neighbor near the location did not want horses to enter the rear of his property when the ground is wet. The Commission would also like Ms. Garde to submit a plan as a matter of written record.

**Open Space Subcommittee** There have been multiple meetings and discussions on the matter. The Conservation Commission has a full plate with managing agenda related items. A sub-committee will be created of members that will have time to conduct site visits and research activities that are or may be currently taking place on Conservation owned properties. As an example, Ms. Garde mentioned that there were two trailers on what she believed was Conservation owned property. Sub-committee members will be tasked with researching complaints and monitoring Conservation land. Commissioner Mizanoglu made a motion to establish a Conservation Sub-Committee that will report directly to the Conservation Commission in an advisory capacity. Commissioner Solek seconded the motion. The roll call vote was as follows:

David MacWilliams yes

Norm Cheever yes

Mehmet Mizanoglu yes  
Kevin Solek yes

Jerry Patria yes  
Andy Reardon yes

**194 Granville Road DEP# 292-0402** Coordinator Pooler conducted a site visit and noted that the grass has grown in and the property met the conditions of the Order of Conditions. Commissioner Mizanoglu made a motion to grant a Certificate of Compliance and release the bond. Vice Chairman Cheever seconded the motion. The roll call vote was as follows:

David MacWilliams yes  
Mehmet Mizanoglu yes  
Kevin Solek yes

Norm Cheever yes  
Jerry Patria yes  
Andy Reardon yes

Steve Salvini, Salvini & Associates  
Arturas Ribinskas Property Owner

**157 Feeding Hills Road DEP# 292-0380** Coordinator Pooler received a request to continue the discussion until the next scheduled meeting.

**31 Sam West Road** Coordinator Pooler had no communication from the property owner concerning contracting a wetland scientist as of this meeting.

**81 Point Grove Road Porta-Potty** Vice Chairman Cheever and Commissioner Patria conducted a site visit and recommended the owner be asked to move the porta-potty to the other side of the fence. Coordinator Pooler also made note that Chapter 91 requires two signs to be posted with the license number. Commissioner Patria will ask the owner to replace the signs.

Ms. Carol Ann Gauthier, President Congamond Heights Association  
Attorney John Karanian (Zoom)

**10/12 Island Pond – Dock and Shoreline** At the last meeting, Chairman MacWilliams asked both parties to come to an agreement. Ms. Gauthier wants the dock portion in the water at the Karanian property to be angled more towards the south. Attorney Karanian stated that he had no communication from the Association Attorney and the dock had already been moved and there will be no further adjustments. Ms. Gauthier stated that she had not been aware of the dock location change. Chairman MacWilliams made note that this has been an ongoing issue that both parties need to agree upon to a point of settlement so as not to be brought before the Commissioners again. Chairman MacWilliams also spoke with Chief Landis, Harbormaster who agreed that the placement of both docks do not create a navigational hazard and suggested the Karanian place a pin where the dock is located so as to put it in the same place every year. Vice Chairman Cheever was of the opinion that the Karanian dock position should be moved. Mr. Ken Audet, 5 Grandview Street, stated that the boat on the Karanian property was "visually" encroaching. Chairman MacWilliams made a motion to accept the verbal agreement as made at this meeting between Ms. Gauthier and Attorney Karanian. Commissioner Solek seconded the motion. The roll call vote was as follows;

David MacWilliams yes

Norm Cheever no

Mehmet Mizanoglu no vote  
Kevin Solek yes

Jerry Patria yes  
Andy Reardon yes

Ms. Sue Brzoska, Owner

**12 Hillside Road** Ms. Brzoska attended the meeting to determine if the Conservation Commission would allow an alteration of Tuttle Brook that runs through a section of her property. The property is MDAR land and it was suggested that the brook be straightened so as to create better a flow. Ms. Brzoska has no immediate plans as of this meeting but is asking permission from the Conservation Commission in the event a decision is made to proceed. The Commission was not certain that the alteration would be under an agricultural exemption and will await documentation from MDAR. However, Ms. Brzoska was granted permission to remove obstructions from the brook.

Ryan Nelson, R. Levesque & Associates  
Mr. Ken Eggleston, Owner

**141 Congamond Road DEP# 292-0400** Vice Chairman and Commissioner Patria conducted a site visit at the location and noted that beavers had eaten the trees that were planted in accordance with the Order of Conditions. The owner plans on opening the restaurant for July 4th. The silt fence was removed and the filtrex, which had been in the water for an extended period of time and may not seed, was moved closer to the shore.

**LLP Suffield Meeting** Vice Chairman Cheever and Coordinator Pooler attended a hybrid meeting with the Attorney from Suffield concerning the lakefront residents applications. The Town of Suffield pays a flat fee amount to the Town of Southwick for all stickers issued. The Suffield residents however are required to submit an application stating what docks are in the lake at their property i.e., boats, mooring etc. Vice Chairman Cheever offered to make a presentation to the Suffield Selectmen on the details of the LPP program. Chairman Moglin, Select Board, was also in attendance and agreed to work with Suffield on compliance. As of this meeting, there is approximately 60% compliance.

Commissioner Solek made a motion to adjourn sometime after 9:05. Commissioner Mizanoglu seconded the motion. The roll call vote was as follows:

David MacWilliams yes  
Mehmet Mizanoglu yes  
Kevin Solek yes

Norm Cheever yes  
Jerry Patria yes  
Andy Reardon yes

Respectfully submitted,

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Jean Nilsson, Secretary

cc:  
Select Board  
Town Clerk

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Dave MacWilliams, Chairman

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Norman Cheever, Vice Chairman

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Jerry Patria, Commissioner

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Mehmet Mizanoglu, Commissioner

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Kevin Solek, Commissioner

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Andy Reardon, Commissioner

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Date