

**TOWN OF WILBRAHAM**  
240 Springfield Street  
Wilbraham, Massachusetts 01095  
(413) 596-2800, EXT. 204



**WILBRAHAM CONSERVATION COMMISSION**

**Meeting Minutes from August 12, 2019**

**Members present:** Christopher Brown; Chairman, Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

**Staff:** Melissa Graves

**7:00 PM Request for Extension of Order of Conditions**

**Wilbraham Department of Public Works**

**Present:** Dena Grochmal, Assistant Town Engineer

The DPW submitted the annual list and associated map of projects for cleaning catch basins, culverts and road maintenance within the right of way. They are requesting a one year extension to continue to perform common items that commonly occur throughout the Town.

**Motion:** George Reich, extend the Order of Conditions for DEP File 341-295 for one year to complete projects indicated on the submitted list

**2<sup>nd</sup>:** Bill Dane

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

*Referenced Materials: WPA Form 7 – Extension Permit for Orders of Conditions, Memo from Tonya Basch, Assistant DPW Director dated August 8, 2019 and Town of Wilbraham NOI Project Map 2019*

**7:10 PM Request for Determination of Applicability**

**Wilbraham Senior Center (continued from July 22, 2019)**

**Present:** Paula Dubord, Wilbraham Senior Center Director

As requested by the Commission, a full set of plans was presented showing the wetland line clearly marked. Several members of the Commission went to the site to confirm the flagging and wetlands. Confirming the wetland line will determine a potential location for the senior center.

**Motion:** George Reich, close the public meeting and issue a Positive #2A Determination for wetland flags W1- W11 and a Positive #6

**2<sup>nd</sup>:** Jim Roberts

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

*Referenced Materials: WPA Form 2 – Determination of Applicability and Site Plan “Existing Conditions” dated March 22, 2019*

7:20 PM **Notice of Intent**

**14 Willow Brook Lane (continued from July 22, 2019)**

**Present:** Mike Pietras, Engineering & Land Solutions & Anthony Carnevale, Owner

This project includes the construction of a single family residence, utilities and associated grading. Mr. Pietras presented a revised site plan showing the limit of work line moved from a minimum of 35' to 50' of Bordering Vegetated Wetlands. No grade changes are proposed within the Bordering Land Subject to Flooding. Erosion barriers will be installed at the limit of work line.

A perennial stream is depicted on the USGS map for this site; however, the Conservation Commission confirmed that it is non-perennial at a previous meeting and issued a Determination of Applicability to reflect the vote.

**Motion:** George Reich, close the public hearing and issue an Order of Conditions within 21 days  
**2<sup>nd</sup>:** Jim Roberts

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

*Referenced Materials: WPA Form 3 – Notice of Intent, WPA Form 5 – Order of Conditions, Site Plan dated June 28, 2019 and amended Appendix 1- Project Narrative dated August 7, 2019*

**Order of Conditions (Special Conditions)**

**14 Willow Brook Lane**

A template of Special Conditions was prepared by Administrative Assistant Melissa Graves for the Commission to review, amend and approve. With an applicant up next on the agenda for a Request for Determination, the Commission voted to table the review until later in the meeting.

**Motion:** George Reich, table review until the end of the meeting  
**2<sup>nd</sup>:** Jim Roberts

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

7:40 PM **Request for Determination of Applicability**

**21 Western View Drive**

**Present:** Guy Williams, Owner

The owner of the property is proposing to replace the existing failed on-site sewage disposal system. Along the westerly border of the property is a brook and the edge of a Bordering Vegetated Wetland. The replacement system will fall within the Buffer Zone and within the outer riparian zone of the brook. All work is a minimum of 35' from the BVW and 125' from the brook. The new system will be installed behind and southerly of the house in an area of previously disturbed lawn area. Erosion control measures will be installed at the limit of work line as shown on the plan. The site plan was prepared by Gary Wiener, P.E. and was submitted with the application.

**Motion:** George Reich, close the public meeting and issue a Negative #3 with conditions; no materials within 100' buffer zone and erosion controls installed. And a Negative #6  
**2<sup>nd</sup>:** Bill Dane

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

*Referenced Materials: WPA Form 1 – Request for Determination of Applicability, WPA Form 2- Determination of Applicability, Site plan "Proposed Septic System" dated July, 2019*

**Minutes – June 10, 2019**

**Motion:** George Reich, approve as written

2<sup>nd</sup>: Bill Dane

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

**Minutes – June 24, 2019**

**Motion:** Bill Dane, approve as written

2<sup>nd</sup>: George Reich

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

**Minutes – July 8, 2019**

**Motion:** George Reich, approve as discussed and amended

2<sup>nd</sup>: Jim Roberts

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

**Minutes – July 22, 2019, 2019**

**Motion:** Bill Dane, approve as discussed and amended

2<sup>nd</sup>: George Reich

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

**Right of First Refusal Chapter 61 Land – 676V Tinkham Road**

The property owner has entered into a lease agreement with Zero Point Development Inc. for the installation of a ground mounted solar array. The property is classified as Chapter 61 land and a portion (8.92 acres+-) will be converted from forest to solar. The Commission is being asked to waive the right of first refusal. This was previously approved on April 22, 2019 for 6.44 acres, however the landowner discovered that additional land would be necessary for the utilities associated with the solar field.

**Motion:** George Reich, recommend waiving the right of first refusal for the property on 676V Tinkham Rd

2<sup>nd</sup>: Jim Roberts

**In favor:** Bill Dane, George Reich, Jim Roberts, Stoughton Smead, Robert McMaster

**Recused:** Alice Colman

**Administrative Correction – 14 Willow Brook Lane (Determination of Applicability)**

After it was brought to the attention of the Conservation Commission and after listening to the recordings from a previous meeting, a correction to the Determination for 14 Willow Brook Lane required an administrative correction regarding the stream on the site. It was determined that the stream was intermittent and should have reflected that on the documents filed with DEP. The corrections were made and amended documentation was forwarded to DEP and the Applicant.

*Materials Referenced: WPA Form 2 – Determination of Applicability*

**15 Brookmont – tree concerns**

Conservation Commission member Sto Smead has some overhanging branches from an adjacent tree and they are wrapping and hanging themselves on the wiring coming to his house. He is concerned that the branches will pull the wires off the house unless they are cut and removed. The tree is adjacent to a stream. The remaining Commission members did not object to Mr. Smead removing the encroaching branches for safety purposes.

**Emergency Certificate – 527 Main St  
Wilbraham Department of Public Works**

The sewer line that was part of the original sewer construction project is exposed in the bottom of the drainage swale. Over time, water has scoured the surface and exposing the piping. The Wilbraham DPW will be installing a piece of Ductile iron pipe over the existing pipe to protect the sewer line. An Emergency Certificate was issued in the field by Chairman Chris Brown.

**Motion:** George Reich, ratify the Emergency Certificate

**2<sup>nd</sup>:** Bill Dane

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

*Materials Referenced: WPA Form – Emergency Certification Form*

**Enforcement Order – 65V Lake Drive**

An Enforcement Order was issued to the owner of the parcel for clear cutting the site without filing any paperwork with the Conservation Commission. A portion of the work was performed in close proximity to Bordering Vegetated Wetlands. The site was unstable and massive piles of wood chips were observed. The owner was contacted and a Cease and Desist order was issued. In addition, wetland delineation is to be flagged and erosion controls installed. No further work can be done on the site until the owner and their representative meet with the Commission to review and approve a restoration plan.

**Motion:** Jim Roberts, issue an Enforcement Order to the owner of 65V Lake Drive

**2<sup>nd</sup>:** Bill Dane

**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

*Materials Referenced: WPA Form 9 – Enforcement Order*

**Forest Cutting Plan – 25 Bennett Road**

The Forest Cutting Plan was reviewed with no objection.

**Order of Conditions – 14 Willow Brook Lane (continued from earlier in the meeting)**

After discussion and amendments the following motion was made:

**Motion:** George Reich, issue the Order of Conditions with Special Conditions as discussed and amended


**2<sup>nd</sup>:** Bill Dane


**Unanimously in Favor:** Bill Dane, George Reich, Stoughton Smead, Robert McMaster, Jim Roberts and Alice Colman

Having no further business, a motion was made to adjourn at 8:38 PM. The Conservation Commission will reconvene at its next scheduled meeting on August 26, 2019 at 7:00 PM.

Submitted:

Approved As To Form And Content:

  
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Melissa Graves, Administrative Assistant  
Date: 9/23/19

  
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Christopher Brown, Chairman  
Date: 9/23/19