

**Town of Sheffield
Conservation Commission
Minutes**

Date: August 26, 2013
Time: 7:00 p.m.
Place: The Carlton French Room – Sheffield Town Hall

Members in Attendance:

Don Ward, Acting Chairman
Howard Chezar
Peter Stiglin

Minutes Recorded by:

Joanne Conti

General Public in Attendance:

Ronald Tanner, 119 Salisbury Rd., Sheffield
Tim Ryan, 119 Salisbury Rd., Sheffield
Shannon Boomsma, 55 S. Merrian, Pittsfield
Kathy Orlando, Sheffield Land Trust, 404 LeGeyt Rd., Sheffield
Ed Lord, 656 South Main St., Sheffield
Rene Wendel, Cooke Hill Rd, Sheffield
Mark Stinson, Mass. DEP
Becky Ferguson, TTOR, POB 798, Stockbridge, MA

Other Business

Kathy Orlando of the Sheffield Land Trust was present and requested that the Commission now do the final sign off on the Tatkon property Conservation Restriction, so that it could next be signed off on by the Board of Selectmen. The Commission had done a site walk of the property and found all to be satisfactory.

Bartholomew's Cobble Weatogue Rd., culvert installations

Rene Wendel, ranger from Bartholomew's Cobble, Becky Ferguson from The Trustees of Reservations, Mark Stinson of the DEP and Ed Lord, of the Department of Public Works were all present.

Rene Wendel expressed concern about the erosion that had occurred due to the culvert installations and was happy that corrections were being made. Becky Ferguson stated that she was looking forward to the site visit which was scheduled for later in the week and to hear what recommendations everyone would have at that time.

Ed Lord stated that he saw a need for repair to these culverts and was not aware that this would cause further problems. The Commission stated that they were partly responsible as they must not have been clear when defining proper procedure to Mr. Lord when he came before them in May regarding culvert repair in other locations. They stated that it was probably a good idea at this time to determine the actual boundaries between town land and private land in that area.

When the culvert repair work was begun, boulders and rip rap were installed, as well as fill and lawn seed for stabilization. There was some erosion control. After the DEP viewed the site and made its assessment, straw wattles and jute matting have also been installed to prevent further erosion. Neighbors in the area have voiced no issues with the road at this time.

Mark Stinson stated that jurisdiction can not be verbally proven; it must be physically shown. Upon walking the site, he noted that some of the work done was outside of the Commission's jurisdiction, but that this work still may have caused an impact to resource areas. A professional wetlands consultant would be hired to do the complete restoration.

Public Hearing, Notice of Intent filed by Brian Schwab, for property on 927 Boardman St., pond dredging.

As the Commission had still had no word from the applicant, this item was again continued to the next meeting.

Request for Certificate of Compliance for property of Deborah Reich, 1666 Boardman St.

Howard Chezar made a motion that this Certificate of Compliance be granted. Peter Stiglin seconded the motion and all approved.

Public Hearing, Request for Determination of Applicability filed by Bayer Materials Science, LLC for property on 119 Salisbury Rd., installation of a pump chamber and a leach field to accept non-contact cooling water from the plant.

Shannon Boomsma, Tim Ryan and Ron Tanner were present for the applicant. A site visit had been done. The applicant wished to take the non-contact cooling water from the plant, put it into a septic tank and then pump it into a leach field located within the buffer zone. They believe this will be an improvement over the current situation, which is drainage into a storm water pond.

Non-contact cooling water stays on one side of the drainage pipe only and therefore, does not come in contact with any potentially hazardous materials. It is "clean" water. There will be grading done for installation within 25' of the buffer zone. An underground injection permit had been filed with the DEP for this project. There is a low quantity of chemicals added to the water to rid it of any bacteria. A permit is required to discharge this water into the ground.

The Commission asked if the water can be measured for toxicity. The applicant stated that all chemicals used are listed in the application, as well as any emergency procedures. They stated that the leach field has been designed based on current flow amounts. Any additional flows would constitute a violation.

Howard Chezar then made a motion to issue a negative determination on this application with the conditions that a revised copy of the Materials Safety Data Sheet be given to the Commission whenever it should be changed; that the Commission be notified before work begins; and when erosion control is installed. Peter Stiglin seconded the motion and all approved.

Other Business:

Don Ward stated that he was contacted by former chairman Gaetan Lachance who informed him that Mike Kulig had requested assistance in getting his bill for consulting services paid by Primax Properties, LLC, as was a condition of the Order of Conditions on this project. He stated that

attorney for Primax, Kate McCormick cited “insufficient insurance”, on the part of Mr. Kulig as a reason for non-payment, although this was never discussed and never made a part of the condition. Mr. Lachance contacted Attorney McCormick, who in turn contacted Primax Properties, who stated they would pay the bill.

Bills Pending

Outstanding bills were addressed.

Mail:

Mail was distributed and read. There was a notice from the Town Administrator’s Office requesting that someone from all departments and Commissions enroll in training regarding the Americans with Disabilities Act.

Minutes:

Don Ward made a motion to approve minutes of July 8, 2013, July 22, 2013 and August 12, 2013, as written. Howard Chezar seconded the motion and all approved.

Adjournment:

There being no further business before the Commission this evening, Don Ward made a motion to adjourn the meeting at 8:45 p.m. Howard Chezar seconded the motion and all approved.

Sheffield Conservation Commission

Date: August 26, 2013

Name - PLEASE PRINT

Street, Town

1. Shannon Boomsma Pittsfield MA
2. Kelly Orlando, Sheffield Land Trust Sheffield, MA
3. Tom RYAN 119 SALISBURY RD SHEFFIELD, MA
4. RON TANNER 119 SALISBURY RD SHEFFIELD, MA
5. Ed Lovel 635 S. MAIN. SHEFF.
6. Rene Wendell COOPER HILL RD. SHEFFIELD
7. Mark Stinson MASS DEP
8. Becky Ferguson TROT Stockbridge MA ^{PO Box} ~~792~~
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