



William F. Martin  
Mayor

City known as the Town of  
**GREENFIELD, MASSACHUSETTS**

**CONSERVATION COMMISSION**

Town Hall • 14 Court Square • Greenfield, MA 01301  
Phone 413-772-1551 • Fax 413-772-1309  
Conservation@greenfield-ma.gov • www.greenfield-ma.gov

*Members:*  
Blasiak, John (2016)  
DeHoyos, Thomas (2016)  
Haro, Alex (2015)  
Letourneau, Dee (2014)  
Mosher, Timothy (2015)

**GREENFIELD CONSERVATION COMMISSION**  
**Minutes of Tuesday October 8, 2013**  
**7:00 p.m. Greenfield Department of Planning and Development**  
**114 Main Street**

The meeting was called to order by vice-chair, Timothy Mosher at 7:00 p.m. with the following members:

**PRESENT:** Timothy Mosher, Vice-Chair  
John Blasiak  
Tom DeHoyos  
Dee Letourneau

**ALSO PRESENT:** Debra Wysocki  
Scott Coy, Catamount Land Management  
Maureen Pollock, Assistant Planner & Conservation Agent

**ABSENT:** Alex Haro, Chair

Approval of Minutes:

Approval of Meeting Minutes from September 24, 2013.

**MOTION:** Moved by DeHoyos, seconded by Blasiak, no further discussion and voted 3-1-0 (Letourneau abstained) to accept the minutes from September 10, 2013, as amended.

Public Meetings/Hearings:

None

Other Business:

Griswold/GTD Conservation Area: Maintenance update: Jeff Johnson of JJ's Lawn Care was paid for his recent maintenance work. Jeff will maintain the trails two times annually.

Permit Extension Act reminder: The 2012 Permit Extension Act automatically extends, for four (4) years beyond its otherwise applicable expiration date, any permit or approval that was "in effect or





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existence” during the qualifying period beginning on August 15, 2008 and extending through August 15, 2012.

Project Monitoring:

None

Enforcement Updates/Possible Violations:

**32 Eunice Williams Drive (Assessors Map R31, Lot 14):** Blasiak, DeHoyos, and Pollock conducted a site visit on September 30, 2013 regarding a reported violation. Blasiak, DeHoyos, and Pollock observed active tree cutting within resource areas, including Riverfront Area (Green River), Bordering Land Subject to Flooding (BLSF) and within Natural Heritage & Endangered Species Program (NHESP) Priority Habitat of Rare Species and Estimated Habitat of Rare Wildlife. Pollock issued the landowner and unlicensed harvester an Enforcement Order to cease and desist all activity, and asked them to attend tonight’s meeting so they could explain what happened, and what they plan to restore the impacted areas.

According to Coy, approximately 25,000 board feet (MBF) of timber was cut. Some cutting activity extended up to the riverbank, some cutting occurred between the riverbank to 100 foot Riverfront area, but most of the cutting activity occurred outside the 100 foot Riverfront area. The entire parcel is within NHESP Priority Habitat of Rare Species and Estimated Habitat of Rare Wildlife. According to Coy, the purpose of the cutting was partially for personal use and partially for commercial use.

Pollock explained the cutting was in violation of multiple MA Wetlands Protection Act regulations and the Greenfield Wetlands Protection Ordinance, including:

- Under 310 CMR 10.04(15) Notwithstanding the use of the words “for commercial purposes” in the first sentence of 310 CMR 10.04(Agriculture)(a), ...the cutting of trees within resources areas of greater than 5,000 board feet or ten cords but less than 10,000 board feet or 20 cords of wood during any 12 month period with an approved Forest Cutting Plan
- Under 10.58(4)(b), no project may be permitted within the riverfront area which will have any adverse effect on specified habitat sites of rare wetland or upland, vertebrate or invertebrate species, as identified by the procedures established under 310 CMR 10.59 or





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10.37, or which will have any adverse effect on vernal pool habitat certified prior to the filing of the Notice of Intent.

- Under 10.57(4)(c) Notwithstanding the provisions of 310 CMR 10.57(4)(a) or (b), no project may be permitted which will have any adverse effect on specified wildlife habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.59.
- Under the Greenfield Wetlands Protection Ordinance Chapter 195-2 B(1), “For new projects within jurisdiction, a minimum of a 25-foot ‘No Disturb Zone,’ to be naturally vegetated, shall be maintained or provided between resource areas and all altered areas. The Commission reserves the authority to create a wider ‘No Disturb Zone’ within the 100-foot buffer zone if deemed necessary to protect the resource area.”

The property owner will need to submit a remediation plan for removal of slash, dead trees, and replanting for areas within the Riverfront Area. The replanting plan shall be submitted to the Commission no later than March 2014. All activity within the Riverfront Area shall remain under cease and desist until plans are submitted and approved by the Commission.

Additionally, the Commissioners would like to schedule a site visit with the property owner; harvester; Allison Wright, State Service Forester; and Brent Powers, NRCS Review Biologist before any plans are submitted.

**Mohawk Trail (Map 37, Lot 5)** Mark Snow, Building Inspector informed Pollock of dumping piles consisting of construction debris, asphalt, and fill at the abandoned Candlelight Hotel, on Rte 2, behind McDonalds. Snow and Pollock inspected the site, and there are at least ten (10) piles, all within the Riverfront Area of Smead Brook, with 2-4 piles within the 25’ No Disturb Zone (NDZ). Snow identified the violator, Brian Barlow of Barlow Paving & Excavating. Pollock mailed via certified mail an enforcement order to immediately cease and desist all activities affecting the resource area and told him to come to tonight’s meeting. Brian Barlow could not make tonight’s meeting, and will reschedule meeting with the Commission for the October 22, 2013.

Correspondence:

None

Site Visit Scheduling:

1. **Phase II Green River Remediation, Berkshire Gas (DEP #168-0290)** – Meet October 10, 2013





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at 12:30PM on site

2. **32 Eunice Williams Drive** – Meet October 22, 2013 at 3:00PM on site
3. **11-17 Meridian Street (DEP #168-0281)** - Meet October 11, 2013 at 3:00PM on site
4. **148 Montague City Road** – Meet October 17th at 4:30 PM on site

Next Meeting:

7 PM on Tuesday, October 22, 2013, at the Greenfield Department of Planning and Development;  
114 Main Street

Adjournment:

**MOTION: Moved by Letourneau, seconded by DeHoyos, no further discussion and voted 4-0-0 to adjourn the meeting at 8:33 PM.**

Respectfully Submitted,

Maureen Pollock  
Assistant Planner & Conservation Agent

Alex Haro  
Chair

