



William F. Martin  
Mayor

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

**CONSERVATION COMMISSION**

Town Hall • 14 Court Square • Greenfield, MA 01301  
Phone 413-772-1548 ext 3 • Fax 413-772-1309  
Conservation@greenfield-ma.gov • www.greenfield-ma.gov

**Members:**

Blasiak, John (2016)  
DeHoyos, Thomas (2016)  
Miller, Gail (2017)  
Mosher, Timothy (2018)  
Nevins, Matthias (2017)

**GREENFIELD CONSERVATION COMMISSION**

**Minutes of Tuesday, December 22, 2015**

**7:00 p.m. Greenfield Department of Planning and Development  
114 Main Street**

The meeting was called to order by Chair, John Blasiak at 7:00 p.m. with the following members:

**PRESENT:** John Blasiak, Chair  
Gail Miller  
Matthias Nevins

**ALSO PRESENT:** Bill Lattrell, Lattrell Ecological Consulting LLC  
Daniel Goepp  
Richard Vincent  
Richard Vincent, Jr.  
Paul Knapik, BSC Group  
Maureen Pollock, Assistant Planner & Conservation Agent

**ABSENT:** Timothy Mosher  
Thomas DeHoyos

Approval of Minutes:

Approval of Meeting Minutes from November 24, 2015.

**MOTION:** Moved by Miller, seconded by Nevins, no further discussion and voted 3-0-0 to accept the minutes from November 24, 2015, as amended.

Approval of Meeting Minutes from December 8, 2015.

**MOTION:** Moved by Miller, seconded by Nevins, no further discussion and voted 3-0-0 to accept the minutes from December 8, 2015.

Public Meetings/Hearings:

- **RDA - Daniel Goepp and Jen Morgan, 62 Barton Road (Assessor's Map R20, Lot 23B):** Request for Determination of Applicability submitted by Daniel Goepp and Jen Morgan, for property located at 62 Barton Road (Assessor's Map R20, Lot 23B), to determine whether the boundaries of resource area(s) depicted on submitted plans is accurately delineated and to



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determine whether the work depicted on submitted plans is subject to the MA Wetlands Protection Act and the Town of Greenfield Wetlands Protection Ordinance.

Applicant, Daniel Goepf and Bill Lattrell, Representative to the Applicant were present. The proposed work is for re-grading, and the construction of a proposed deck and barn. Lattrell explained that all proposed work is to be done more than 50-feet from the delineated wetland. Siltation fencing with straw bales is proposed and is shown on the plan. Currently, stormwater runoff goes into the house cellar due to grading. The re-grading of the area will divert water to flow to the sides of the house instead.

Lattrell, Blasiak, Mosher, DeHoyos, Nevins, Miller, and Pollock conducted a site visit of the project area and delineated wetland on December 8, 2015.

**MOTION:** Moved by Miller, seconded by Nevins, no further discussion and voted 3-0-0 to issue a positive determination, box 2a, for the boundary delineations of the following resource areas described on the referenced plan (Bordering Vegetated Wetlands, Wetland Flags A-1 to A-50) are confirmed as accurate. Therefore, the resource area boundaries confirmed in this Determination are binding as to all decisions rendered pursuant to the MA Wetland Protection Act (WPA) and its regulations regarding such boundaries for as long as this Determination is valid.

Chair Blasiak opened up the hearing for public comment.

Richard Vincent Jr., 663 Leyden Road

Stated he and his father Richard Vincent of 640 Leyden Road have concerns about the proposed project. Stated there is a watering well adjacent to the property that is to be used by three neighboring properties. Stated the well was filled in when the house located at 62 Barton Road was built (1992). Stated he believes the proposed project will drain the well.

Blasiak stated the Commission can only deal with the matters protected under the WPA. All civil matters can be dealt with at court.

Lattrell stated the Applicants, Daniel Goepf and Jen Morgan purchased the property last year. Stated they did not fill in the well. Stated the well is not part of this project.

Lattrell showed Vincent the site plan and explained the proposed project is designed to not adversely impact the wetland and well.

Pollock explained to Vincent that if he feels aggrieved by the Commission's Determination he has the right to request MassDEP Western Regional Office to issue a Superceding Determination of Applicability within ten business days from the date of issuance of this Determination. The



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request needs to state clearly and concisely the objections to the Determination which being appealed.

**MOTION: Moved by Miller, seconded by Nevins,**

Discussion:

Miller inquired whether the siltation fencing with straw bales during construction will prevent impact to the wetland and well.

Lattrell responded yes the siltation control will prevent any erosion or sedimentation problem during construction. The siltation control will be regularly monitored and will be fixed if it comes apart. The limit of work is over 50-feet from the wetland so the distance will also help.

Miller and Nevins each stated they have no concerns with this project.

**Voted 3-0-0 to issue a negative determination, box 3, the work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to conditions.**

**MOTION: Moved by Miller, seconded by Nevins, no further discussion and voted 3-0-0 to issue a negative determination, box 6, the work described in the Request is not subject to review and approval by Greenfield pursuant to the Wetlands Protection Ordinance, Chapter 195.**

- **RDA – Susan Lutz, 42 Scout Road (Assessor’s Map R07, Lot 37):** Request for Determination of Applicability submitted by Susan Lutz, for property located at 42 Scout Road (Assessor’s Map R07, Lot 37), to determine whether the boundaries of resource area(s) depicted on submitted plans is accurately delineated and to determine whether the work depicted on submitted plans is subject to the MA Wetlands Protection Act and the Town of Greenfield Wetlands Protection Ordinance.

Bill Lattrell, Representative for the Applicant was present. Lattrell explained the proposed work, which includes a Title V private sewage disposal system repair. The siltation barrier will be located 50-feet from the delineated wetland. All proposed work is more than 50-feet from the delineated wetland.

Lattrell, Blasiak, Mosher, Nevins, Miller, and Pollock conducted a site visit of the project area and delineated wetland on December 8, 2015.

**MOTION: Moved by Miller, seconded by Nevins, no further discussion and voted 3-0-0 to issue a positive determination, box 2a, for the boundary delineations of the following resource areas described on the referenced plan (Bordering Vegetated Wetlands**



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and bank to an intermittent stream, Wetland Flags A-1 to A-20) are confirmed as accurate. Therefore, the resource area boundaries confirmed in this Determination are binding as to all decisions rendered pursuant to the MA Wetland Protection Act (WPA) and its regulations regarding such boundaries for as long as this Determination is valid.

**MOTION:** Moved by Miller, seconded by Nevins, no discussion, and voted 3-0-0 to issue a negative determination, box 3, the work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to conditions.

**MOTION:** Moved by Miller, seconded by Nevins, no further discussion and voted 3-0-0 to issue a negative determination, box 6, the work described in the Request is not subject to review and approval by Greenfield pursuant to the Wetlands Protection Ordinance, Chapter 195.

- **Amended OOC (DEP#168-0309) - New England Power Company d/b/a National Grid, existing utility right-of-way between Adams Road and the Connecticut River:** Amendment to a Notice of Intent submitted by New England Power Company d/b/a National Grid, for property located at an existing utility right-of-way between Adams Road and the Connecticut River, for activities associated with the Cabot Taps Separation Project.

Paul Knapik, Representative for the Applicant was present. Knapik explained the approved OOC was reviewed by five attorneys and they would like to clarify the conditions better.

Knapik submitted suggested changes to the conditions to the Commission. The Commission reviewed and discussed each suggested change.

**MOTION:** Moved by Miller, seconded by Nevins, no further discussion and voted 3-0-0 to approve the Amended OOC (DEP#168-0309) with the following underlined insertions and ~~struck through~~ deletions:

Condition 12) The geotextile/sedimentation/siltation barriers shall constitute a limit-of-work unless another limit of work line has been approved by this Order. In wetlands, the limit of swamp matting will define the limit-of-work. Except as necessary to perform wetland mitigation proposed adjacent to Wetland W-4, under no circumstances is any work allowed to take place on the down-gradient side (the resource side) of the sedimentation/siltation barrier.



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- Condition 17) Delineation flags and/or markers shall not be moved and/or removed and shall remain for the life of the project. Should flags become damaged during the life of the project, they will be replaced by the environmental monitor as necessary.
- Condition 18) Site grading and construction shall be scheduled to avoid periods of heavy rainfall and periods of high surface water. ~~If the project requires an Environmental Consultant that consultant~~ The Contractor shall be responsible for installing the erosion controls and inspecting them ~~on a weekly basis~~ regularly. The Environmental Monitor ~~and~~ shall inspect controls on a ~~weekly basis~~ regularly. The Environmental Monitor ~~and~~ shall inspect controls on a weekly basis to monitor and ensure the effectiveness of erosion controls. Repairs and improvements shall be made to erosion controls as they are needed. The Environmental ~~Consultant~~ Monitor shall ~~submit record and retain~~ submit record and retain weekly reports ~~on the condition of the erosion controls to the Commission on the condition of the erosion controls.~~ Inspections shall also be made and reports shall be ~~submitted~~ recorded after every 2 inch rainfall event to assure that maximum control has been provided. These weekly post-two-inch-storm reports will be made available to the Commission upon request in digital format.
- Condition 19) The applicant shall ~~immediately~~ control or correct any erosion problems that occur at the site that has the potential to affect wetland resource areas as soon as possible and shall also ~~immediately~~ notify the Commission within 48 hours of occurrence, which reserves the right to require additional erosion and/or damage prevention controls it may deem necessary.
- Condition 20) Proposed changes to Condition 20 were not approved.
- Condition 21) During all phases of construction, all disturbed or exposed areas shall be brought to finished grade and either loamed and seeded for permanent stabilization, or stabilized through the use of erosion control blankets or in a way approved by the Commission. All disturbed areas, slopes and proposed landscape areas shall be loamed and seeded or as specified. Loaming and seeding shall occur within 30 days of final grading or prior to November 30 days of each year, whichever comes first. Seed stock and plants shall be native plants and seed as specified and shall ~~emphasize~~ remain consistent with the natural flora and be of proven value to local wildlife. Seeding shall be completed within 48 hours of spreading loam. Areas that cannot be permanently stabilized within 30 days of disturbance shall be stabilized by temporary measures acceptable ~~to the Commission.~~
- Condition 23) Proposed changes to Condition 23 were not approved.



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- Condition 25) No future work of any kind, including but not limited to site grading, clearing, or cutting of vegetation, shall be allowed beyond the limit of work line shown on the above referenced plan(s) without additional review and approval by the Commission. Any proposed construction not shown on the plan within 100 feet as delineated on wetland boundary map as shown on plans as submitted shall require additional review and approval by this Commission.
- Condition 30) Within 30 days of final grading, (or within 30 calendar days after the commencement of the following growing season if the project is completed after October 31<sup>st</sup>), all disturbed areas shall be permanently stabilized with rapidly growing cover ~~and a minimum of 4 to 6 inches of organic topsoil, if necessary~~ and a USDA, Natural Resources Conservation Service-approved seed mixture should be used in accordance with the measures outlined in “Vegetative Practices in Site Development: Massachusetts Conservation Guide, Volume II,” or other acceptable stabilization method to assure long-term stabilization of disturbed areas. Maintenance of these areas shall be in a manner that assures permanent stabilization and precludes any soil erosion and shall be the responsibility of the owner of record of the property or the responsibility of the applicant. ***This condition is ongoing and does not expire upon completion of this project or the issuance of a Certificate of Compliance.***
- Condition 31) Upon completion of the project, the applicant shall submit ~~as built plans to the Conservation Commission as well as~~ a statement from the project engineer that the project is in substantial compliance with the approved plans and this Order of Conditions.

Other Business:

- **GTD/Griswold Conservation Forest Stewardship Plan:** Pollock looked into potential funding sources for invasive plant control, transplanting of existing trees on the property, and deer enclosures. Massachusetts Division of Fisheries and Wildlife (MassWildlife) deadline for their Habitat Management Grant was on November 30<sup>th</sup>. United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) provides funding assistance on town land if the town assigns a private forester as a manager to the property. The MA Department of Conservation and Recreation (DCR) offer Community Forest Stewardship Implementation Grants. These are 50-50 matching reimbursement grants offered to municipalities that have town forest, conservation or water supply land currently enrolled in the MA Forest Stewardship Program. The application deadline for this grant is April 15<sup>th</sup>. Pollock will reach out to Lincoln Fish about the different grant opportunities.
- **Clover Nook Farm, 614 Colrain Road: Request for a local match to conserve property**





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**under an APR:** Pollock informed the Commission that the last time they contributed to a local match for the protection of a farm was for the Arms-Myers Farm located on Colrain Road back in 2005. The Commission contributed \$1,000.00.

Project Monitoring:

- **DEP File #168-0310 – Northrop Grumman, 11-17 Meridian Street:** Construction has been initiated at the Former Swarf Disposal Area. During the installation of the cofferdam on December 15, 2015, which is being installed to allow for excavation of sediment along the Green River's edge, impacts to sediment were observed approximately 55 feet upstream of the planned excavation. Upon further investigation, it was discovered that the likely source of the impacts is a former pipe that historically discharged at the location of the observed impacts. This pipe was encountered at a depth of approximately 4 feet below ground surface. The pipe was excavated and found to extend from the river to a former source area located approximately 30 feet west of the river that had been remediated previously. Stained soil was observed around the outfall of the pipe. The pipe was removed and bagged for offsite disposal. Oil stained soil adjacent to the pipe outfall that was disturbed during removal of the pipe was stockpiled for offsite disposal. Additional impacts were observed to extend from approximately 4 feet west of the edge of the river inland an additional 10 feet. No impacts were observed beneath the remaining 20 feet of the pipe.

As a result of these findings, the cofferdam has been extended approximately 60 feet beyond the original northern limit of the cofferdam as shown on the plans. Excavation of river bottom sediment will extend approximately 55 feet north of the original planned limit of excavation, and the impacted soil in the toe zone of the bank around the former pipe outfall will be removed for offsite disposal. Excavation of the inland impacted soil under the former pipe will also be completed with soil removed for offsite disposal. It is not anticipated that the excavation of the inland bank will expand beyond approximately 15 feet west of the additional sediment excavation. However, the limit of the bank and pipe bed excavation will be based on field observations and laboratory analysis of post-excavation soil samples.

It is unclear whether the northward extension of the coffer dam will result in bank alteration beyond the permitted limits. Pollock is asking the Applicant to more clarification.

Enforcement Updates/Possible Violations:

- **Country Club Road and Plantation Circle:** Pollock received complaints that Pan Am is clearing trees and creating an access drive near a wetland behind Plantation Circle in order to replace a broken culvert. This activity is exempt under the MA WPA.



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- **398 Deerfield Street:** Pollock informed the Commission she mailed the property owners via Certified Mail a cease and desist order and requested them to attend the December 22<sup>nd</sup> meeting. The property owners are not present.

Correspondence:

- **Beaver Dam on Cherry Rum Brook, behind Silvercrest Circle:** According to DPW, beavers have again built a dam on Cherry Rum Brook behind the Silvercrest Condominiums. There is a sewer main and water main that run through this area. The DPW is requesting a permit to breach the dam. DPW will also be contacting the Health Department for a permit to trap prior to breaching of the dam. DPW would like the Commission to conduct a site visit of the area to determine whether the matter requires an Emergency Permit.

Site Visit Scheduling:

- Silvercrest Circle, meet on-site at 10:00am on December 23, 2015
- 179 Silvio O Conte Drive, meet on-site at 3:30 on December 29, 2015

Next Meeting:

7:00 PM on Tuesday, January 12, 2016, at the Greenfield Department of Planning and Development; 114 Main Street

Adjournment:

**MOTION:** Moved by Nevins, seconded by Miller, no further discussion and voted 3-0-0 to adjourn the meeting at 8:58 PM.

Respectfully Submitted,  
Maureen Pollock  
Assistant Planner & Conservation Agent

John Blasiak  
Chair