



TOWN OF BRIMFIELD

SALISBURY ANNEX, 2nd Floor
23 Main Street
Brimfield, Massachusetts 01010

CONSERVATION COMMISSION

MEETING MINUTES

Wednesday, May 13th, 2020 at 6:30 PM

Roger deBruyn, Co-Chair
Michele Restino, Co-Chair
Carol Platenik
Stephen Phifer
Joseph Venezia
Gary Watts

Conservation Clerk:
Sarah Fortune

Phone:
(413) 245-4100 x: 1101

Email:
conservation@brimfieldma.org

Members Present: Roger deBruyn (Co-Chair)
Michele Restino (Co-Chair)
Joseph Venezia
Gary Watts

Members Absent: Stephen Phifer
Carol Platenik

Also Present: None

Meeting Opens: 6:38 PM – Michele Restino (Co-Chair)

6:38 PM Administrative Matters – Approval of Minutes

➤ 2/12/2020

Motion made by Joseph Venezia to approve the minutes from 2/12/2020 as written

Motion seconded by Roger deBruyn

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

➤ 2/26/2020

Motion made by Roger deBruyn to approve the minutes from 2/26/2020 as written

Motion seconded by Joseph Venezia

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – abstain; Michele Restino - aye

No further discussion 3-0-1 – Motion Carries (Gary Watts abstained)

6:45 PM Administrative Matters – Approval of Documents

➤ Payable: SWCA - \$1579.00

Motion made by Roger deBruyn to approve the payable to SWCA in the amount of \$1579.00 for peer review, DEP # 117-0386 – Caron solar

Motion seconded by Gary Watts

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

➤ Payable: SWCA - \$693.38

Motion made by Roger deBruyn to approve the payable to SWCA in the amount of \$1579.00 for peer review, DEP # 117-0386 – Caron solar

Motion seconded by Gary Watts

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

- Payable: Quill - \$73.86

Motion made by Roger deBruyn to approve the payable to Quill in the amount of \$73.86 for office supplies

Motion seconded by Gary Watts

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

- Ratify Payroll: \$492.42; \$407.52; \$339.60

Motion made by Roger deBruyn to approve the ratify the payroll in the amount of \$492.42; \$407.52; \$339.60

Motion seconded by Gary Watts

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

- Ratify Emergency Certification: Five Bridge Road, oil spill

A bucket truck operated by All Reliable Services, Inc. of Ottsville, Pennsylvania rolled over while driving on Five Bridge Road on 4/13/2020 which resulted in damage to one of the trucks saddle tanks and hydraulic boom equipment which resulted in the release of approximately five (5) gallons of hydraulic oil and three (3) gallons of diesel fuel to surface water, soil and vegetation in the area. A Notice of Responsibility (NOR) was issued by MassDEP to All Reliable Services, Inc. on 4/15/2020 which approved the following activities: deployment of oil absorbent booms; recovery and proper disposal of oil and oily water; excavation and off-site recycling/disposal of up to 20 cubic yard of petroleum impacted soil; and completion of assessment activities.

Richard Geisler of RPS Group contacted the BCC to request an Emergency Permit on 4/15/2020 and will serve as LSP for the site remediation. The BCC issued an Emergency Permit on 4/15/2020 with Special Conditions, which allows for 60-days to conduct the site assessment and restoration activities.

Motion made by Roger deBruyn to ratify the Emergency Certification for the oil spill on Five Bridge Road

Motion seconded by Joseph Venezia

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

6:51 PM Other Business (New/Old)

- Discuss & possibly adopt MGL C.110G regarding use of electronic signatures pursuant to Amendment 13-713-7 to the MA Deed Indexing Standards 2018, effective 4/17/2020

The BCC discussed the option of adopting the aforementioned amendment to the MA Deed Indexing Standard of 2018 to allow for the use of electronic signatures on permits moving forward during the COVID-19 State of Emergency. The procedure to adopt this MGL includes: placing it on the agenda for discussion; drafting a Certificate of Vote that is notarized by the Town Clerk; and recording the Certificate of Vote at the Hampden County Registry of Deeds. Roger deBruyn was in favor of adopting the MGL amendment, but suggested that the issue be tabled for now due to a lack of business that would require signatures. Michele Restino could go either way, but would support the majority perspective

of the BCC.

Motion made by Roger deBruyn to table the discussion of MGL C.110G regarding use of electronic signatures pursuant to Amendment 13-713-7 to the MA Deed Indexing Standards 2018, effective 4/17/2020

Motion seconded by Gary Watts

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

- Discuss possible violation: DEP # 117-0391; 118 Five Bridge Road

The Administrator performed an inspection to 118 Five Bridge Road on 5/13/2020 and observed several possible violations on the site pertaining to the location of the silt fence with respect to the wetland delineation. The silt fence and limit of work are closer to the wetland line than the 25-feet that was approved by the BCC for the issuance of an Order of Conditions. There was also an area of silt fence that had been driven over. Roger deBruyn instructed the Clerk to issue a letter to the applicant to address the violations before they become exacerbated by the construction process. The Clerk will update the BCC as necessary on the issue.

7:10 PM Chair, Member & Clerk Reports

- Discuss possible scheduling of public hearings and/or meetings in near future

The BCC discussed the possibility of scheduling virtual public hearings and meetings on permit applications recently received during upcoming meetings. Specifically, the BCC received a Request for Determination of Applicability for CSX, Inc. requesting wetland delineation confirmation on the railroad mainline in Brimfield for their 5-year Vegetation Management Plan which involves the use of herbicide up to 10-feet of wetland resource areas, and the project representative would like to know when a public meeting might take place.

Motion made by Joseph Venezia to schedule the public hearing for the Request for Determination of Applicability submitted for wetland delineation confirmation along CSX, Inc. railroad mainline in Brimfield on 6/24/2020 at 7:00 PM

7:00 PM

Motion seconded by Gary Watts

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

7:35 PM Set Next Meeting Date: Wednesday, May 27th, 2020 at 6:30 PM

Motion made by Joseph Venezia to adjourn at 7:35 PM

Motion seconded by Gary Watts

Roll call vote: Roger deBruyn – aye; Joseph Venezia – aye; Gary Watts – aye; Michele Restino - aye

No further discussion 4-0-0 – Motion Carries

Sincerely Submitted,
Sarah A. Fortune, Administrator
Brimfield Conservation Commission



TOWN OF BRIMFIELD

SALISBURY ANNEX, 2nd Floor
23 Main Street
Brimfield, Massachusetts 01010

CONSERVATION COMMISSION

MEETING DOCUMENTS
WEDNESDAY, May 13th, 2020 at 6:30 PM

Roger deBruyn, Co-Chair
Michele Restino, Co-Chair
Carol Platenik
Stephen Phifer
Joseph Venezia
Gary Watts

Conservation Clerk:
Sarah Fortune

Phone:
(413) 245-4100 x: 1101

Email:
conservation@brimfieldma.org

The following is a list of documents used at the above meeting, in addition to those included in the agenda packet which is part of the official record of the meeting:

Number	Description	Agenda Item	Notes
1.	Approval of Minutes: 2/12/2020, 2/26/2020	Administrative Matters: Approval of Meeting Minutes	Retained in file for 2020 meeting minutes in office
2.	Discuss & possibly adopt MGL C.110G regarding use of electronic signatures pursuant to Amendment 13-713-7 to the MA Deed Indexing Standards 2018, effective 4/17/2020	Administrative Matters: Other Business (New/Old)	Retained in file for COVID-19
	Ratify Emergency Certification: Five Bridge Road, Oil Spill	Administrative Matters: Approval of Documents	Retained in file for Emergency Certification; Five Bridge Road, oil spill
4.	Ratify Payables: SWCA - \$1579.00 & \$693.38	Administrative Matters: Approval of Documents	Retained in file for FY 2020 Peer Review in office
5.	Ratify Payroll: 492.42 & \$407.52 & \$339.60	Administrative Matters: Approval of Documents	Retained in file for FY 2020 Payroll in office
6.	Ratify Payables: Quill - \$73.86	Administrative Matters: Approval of Documents	Retained in file for FY 2020 Payables in office