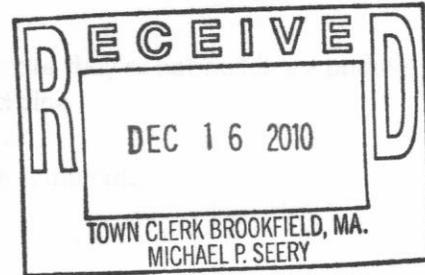


Brookfield Town Hall
6 Central Street
Brookfield, MA 01506
Conservation Commission
MINUTES
Tuesday, October 19, 2010

PRESENT: Mike LaRocca – Member
Ken Cleveland – Co-Chairman
Bill Neault – Member
John O’Leary – Chairman
Tim Simon – Co-Chairman
Heath Grimes – Member/Treasurer
Carrie Worthington – Secretary



GUESTS: Steve Herzog, AMEC, representing CSX
Lindsey Holm – Abutter

Meeting opened at 7:00 p.m.

Pledge of Allegiance was recited.

OLD BUSINESS: Ken Cleveland addressed citizens concerns that had generated phone calls which he had received. Ken went to the site in question and discovered the reason for a misunderstanding. A back-hoe first reported to be in the lake was only cleaning out an exit pipe that had become blocked. The back-hoe was only working on the edge of the lake – not physically in the lake.

Winter meeting location discussed amongst ConComm’s members. We initially had contacted Brenda Metterville, Library Director, for our meeting locale. Although she graciously welcomed the Conservation Commission; the time allotted for the meetings weren’t long enough. A decision was made to contact the Brookfield Elementary School to secure a meeting room. Location pending until approved.

NEW BUSINESS: Tim Simon and Ken Cleveland attended a meeting on October 18, 2010 regarding Septic Systems.

John O’Leary addressed meeting. He began with new correspondence:

- N.O.I. Fiskdale Rd. Bridge
- WPA Form 8B – Certificate of Compliance – Kimberly Welton, 151 Fiskdale Rd., Brookfield, MA
- Final Order of Conditions issued to : Richard Trifone – January 20, 2006 – DEP File #119-0091
- WPA Form 7 – Extension Permit for Orders of Conditions – Sheila McCarthy – ConComm needs Book & Page where original Order of Conditions is registered.

Discussion only: Mr. Powers will be planting Winter Rye and 12 Maple Trees.

Minutes accepted with correction made to Eric Pulsifer – Certificate of Compliance. DEP File #119-0091

Motion made by Ken Cleveland to accept minutes with correction – Tim Simon 2nd motion.

- 1.) Does CSX have to address our suggestions? Or should these suggestions be put into Order of Conditions?
- 2.) Will CSX negotiate?

Tim presented ConComm members with AMEC file. It will be available for ConComm members to read.

Hearing will stay open until Tuesday, October 26, 2010.

Stephen G. Herzog presented his contact information to Tim Simon & Ken Cleveland.

Motion made by Mike LaRocca to adjourn meeting – Tim Simon 2nd motion.

Meeting ended at 8:50 p.m.

Next meeting will be Tuesday, November 16, 2010.

CLW

CARRIE WORTHINGTON
Secretary (Printed Name)

Carrie Worthington
Secretary (Signature)

Correspondence Received:

DEP Protection – Mass DOT – Highway Division – Re: Water Quality Certification – Application for: BRP WW 11 – Minor Fill & Excavation Projects – Bridge Replacement AT: Rte 148 (Fiskdale Rd.) Bridge over CSX Railroad, Brookfield

MACC Newsletter

Notice of Decision – Office of the Planning Board – Special Permit w/conditions Denied, Re: Mark D. Hammond, 174 Rice Corner Rd.

Order of Conditions, Mass. Wetlands Protection Act – To: MCI Telecommunications

Site Plan: Russell Corrivieau, 79 Molasses Hill Rd., Brookfield, MA.

National Grid – 45 day yearly operational plan – Public Notice – Review & Comment Period

Superseding Order – Sheila McCarthy, Re: Wetlands/Brookfield, File #119-0112, 114 & 116 Quaboag Rd.

Brookfield Elementary School
37 Central Street
Brookfield, MA 01506
Conservation Commission
MINUTES
Tuesday, November 16, 2010

PRESENT: John O'Leary - Chairman
Ken Cleveland - Co-Chairman
William Neault - Member
Tim Simon - Co-Chairman

Meeting opened at 7:00 p.m.

Pledge of Allegiance was recited.

OLD BUSINESS: Continuation of October 2010 public hearing for CSX project. All parties agree to special conditions on Order of Conditions. A vote to accept these conditions made, seconded, passed unanimously.

Motion made to close hearing with same results.

NEW BUSINESS: Discussion only about John O'Leary's letter concerning establishing bond amounts. Mr. Simon will discuss this subject with Mr. Mickey Marcus regarding the language and accounting procedure needed for establishing bond amounts. Mr. Mickey Marcus is a friend of the Commission, a former citizen of Brookfield, and owns a wetlands engineering firm.

We are also locating old paperwork for files.

Motion made to adjourn meeting, motion seconded.

Meeting adjourned at 9:02 p.m.

Next meeting will be Tuesday, December 21, 2010.

Respectfully submitted by John T. O'Leary Jr.

JTO
clw

John T. O'Leary Jr.
Chairman (Printed Name)

John T. O'Leary Jr.
Chairman (Signature)

CARRIE Worthington
Secretary (Printed Name)

Carrie Worthington
Secretary (Signature)

Correspondence Received:

Carrie Worthington appointed full member to the Conservation Commission

Certificate of Compliance – 143 Fiskdale Rd., Brookfield, completed

Certificate of Compliance – 161 Fiskdale Rd., Brookfield, completed

CSX Order of Conditions completed and accepted

Brookfield Elementary School
37 Central Street
Brookfield, MA 01506
Conservation Commission
MINUTES
Tuesday, December 21, 2010

Members Present: John O'Leary, Jr. – Chairman
Ken Cleveland – Co-Chairman
Tim Simon – Co-Chairman
William Neault – Member
Mike LaRocca – Member
Carrie Worthington – Secretary/Member

Meeting opened at 7:00 p.m.

Pledge of Allegiance was recited.

Minutes were reviewed and a motion was made to accept them.

Old Business: AMEC – CSX Transportation, Inc., Quaboag St. Bridge – Mass DEP File #119-0123 Order of Conditions with Book & Page to be filed.

Notice of Carrie Worthington becoming a Conservation Commission member accepted.

New Business: Kopelman and Paige, P.C. – Memorandum to Municipal Clients – Re: New Developments in the Open Meeting Law – our committee is in compliance.

Tim Simon addressed to the committee an article in the MACC Newsletter, "The Permit Extension Act – How Clear is the Path Forward?" The article refers to Order of Conditions dated between the dates 8-15-2008 thru 8-15-2010 an automatic extension of 2 years.

Michael Maneggio – Original Order of Conditions is not registered. The Extension has been registered.

Clear Creek – Tim Simon will draft a letter (enforcement letter) stating concerns about equipment leaking hydraulic oil onto pavement.

Division of Fisheries & Wildlife – Natural Heritage & Endangered Species Program – Certified Vernal Pool: #6098 – Mole Salamander (Obligate Amphibian).

MassWildlife News – Public's help needed for cottontail survey. New England cottontail has drastically reduced across their range in New England. The 2011 hunting & fishing licenses will be available for sale on line or through license vendors throughout the state by mid-December.

www.mass.gov/dfwele/dfw/recreation/licensing/licensing_home.htm

BioMap 2 booklet – This will be filed for all members to have access to it.

Ken Cleveland will call Sadowski; 11 – 13 Quaboag St., Re: Order of Conditions being registered. Work has been done at location.

National Grid 45-day yearly operational plan has set time frames for herbicide program.

Donna Neylon, e-mail, Re: The Community Development Block Grant (CDBG) Advisory Committee – determined no concern to Conservation Commission.

Carrie Worthington mailing Doug Powers his ck #765 dated 12-31-2008 along with a Request for Certificate of Compliance.

Mike Seery may need to fill out a Request for Determination of Applicability. Tim Simon will look into this and find what other steps are to be taken. Mike wants to put a pond & place some piping on his land.

John O'Leary, Jr. will be calling John B. Williams regarding his following through with Certificate of Compliance. Clean up plastic debris, pipe, and blocks.

Discussion only – transferring of funds from Wetlands to Conservation Account. If we go this route we need to go to Advisory Board to explain why. Committee would be asking to transfer \$1,000.00. John O'Leary wants Heath Grimes, Treasurer to handle this. Tim Simon suggested we deplete the Conservation Account, once that's done; we would use monies from the Wetlands Account as needed.

Tim Simon wants Secretary to get Book & Page for 161 Fiskdale Rd.

Motion made to adjourn meeting by William Neault – Ken Cleveland 2nd motion.

Meeting adjourned at 8:30 p.m.

Next meeting will be Tuesday, January 18, 2011 at the Brookfield Elementary School.

Respectfully submitted,

CARRIE WORTHINGTON
Secretary (Printed Name)

Carrie Worthington
Secretary (Signature)