

**TOWN OF SHEFFIELD
CONSERVATION COMMISSION
APRIL 9, 2018
FIRST FLOOR MEETING ROOM
7:00 PM**

Commission Members Present: Donald Ward, III, Chairman
Arthur Batacchi, Jr.
Cheryl Blackburn

Commission Members Not Present: Theodore Pitman

Others Present: Jill Hughes, Clerk
Mark Stinson, MassDEP
Members of the public (see sign in sheet)

Chairman Ward called the meeting to order at 7:00 pm.

Enforcement Order: 1448 South Undermountain Road. Benjamin Naylor from Berkshire Engineering was present for the owners. A discussion ensued about the potential violations and the Enforcement Order. The Commission asked Mr. Naylor to have the owners send an email stating that they have retained the services of Berkshire Engineering. Mark Stinson from MassDEP reviewed photos of the property with the Commission. There was a discussion on an Order of Conditions for the property that was issued in 1999 and whether a driveway crossing was part of that approval. Mr. Naylor would like to come in and review the files if necessary. The Commission stated that if Berkshire Engineering could not meet the May 7th deadline to submit a plan that they could request an extension. The matter will be placed on the May meeting agenda.

Enforcement Order: 992 Foley Road. Owner Jim Panichella was present. There was a Determination of Applicability filed in 2011 to treat invasive plant species using wetland approved herbicides. Mr. Panichella stated that he reached out to the contractor to do more cutting and treatment of the invasive plants, but he did not want to use chemicals. A discussion ensued about the Enforcement Order and the area. Mark Stinson from MassDEP talked about the ruts on the bank and in the bordering vegetated wetland from a mower or brush cutter. The vegetation will grow back, but the Order should be ratified to say that the owner shall restore areas altered by equipment in resource areas. Mr. Stinson explained that the 2011 Determination is still valid because of the Permit Extension Act for chemical treatment of invasive plants. Mr. Panichella has reached out to a few wetland consultants and is waiting to hear back. The Enforcement Order will be ratified at the April 23rd meeting.

Approval of Minutes: The Commission reviewed draft minutes from March 12, 2018. **A. Batacchi, Jr. motioned, with a second from C. Blackburn to approve the March 12, 2018 minutes as written. The motion passed 3 -0.**

May Meeting Schedule: The Commission's second meeting is on May 28th, which is Memorial Day. A discussion ensued. It was the consensus of the Commission to only hold one meeting next month. The meeting will be on Monday, May 21st.

Review of Forest Cutting Plans: The Commission reviewed Forrest Cutting Plans for S. Field property at 1204 Salisbury Road, J. Smith property on County Road and J. Hannum property on Home Road.

Upcoming Conferences and Mail: The Commission read a March 27, 2018 letter from the Division of Fisheries & Wildlife regarding certified vernal pools in town.

The Commission read a Notice of Decision from the Planning Board for Edward Ustico and for Solar MA Project Management.

The Commission read a public hearing notice from the Planning Board regarding a Moratorium on Marijuana Establishments.

C. Blackburn informed members that she was approached by a resident who had concerns about a beaver dam. The resident was given the application for beaver conflict resolution.

Chairman Ward informed members that he attended Berkshire Regional Planning Commission's 5th Thursday dinner on March 29th. The talk was on culverts and stream crossing standards.

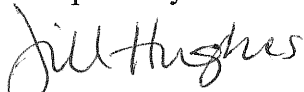
Public Comment: There were no public inquiries.

Adjournment: There being no further business before the Commission this evening. C. Blackburn motioned, with a second from A. Batacchi, Jr. to adjourn the meeting. The motion passed 3-0.

The meeting adjourned at 8:35 pm.

The following documents were reviewed during the Board's meeting and have been retained as required by the Massachusetts Public Retention Policy: Meeting agenda, Sign in sheet, Enforcement Orders for 1448 South Undermountain Rd and 992 Foley Rd, Draft meeting minutes 3/12/18, Forest Cutting Plan for Field, Smith & Hannum, Sheffield Planning Board public hearing notices, 3/27/18 letter from the Division of Fisheries & Wildlife.

Respectfully submitted by:



Jill Hughes
Recording Secretary

Sheffield Conservation Commission

Date: April 9, 2018

Name – PLEASE PRINT	Street, Town
1. Benjamin Naylor / Berkshire Engineering	Rep. for Ligos
2. Jim Panichella	992 Foley Rd Sheffield.
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