The meeting was called to order by Chair Eric Tunley at 7:00 p.m.

MINUTES: Eric Tunley made a motion to approve the minutes of October 5, 2016. Brian Silva second. Vote was unanimous to approve the minutes of October 5, 2016 as presented.

DISCUSSION OF REQUEST OF DETERMINATION RECEIVED—Richard Chaffee, 11 Shea Road. The Request was not received by the Secretary 14 days prior to the meeting in order to set up a Public Hearing. Eric Tunley made the site visit. He said that this second house is 10-13 feet higher in grade than the first house built. The project is outside of the 100 foot buffer zone and 200 feet from the river. After discussion, although Mr. Chaffee had filed a Request of Determination, it was determined that because the project was outside the buffer zone, the filing of the Request of Determination was not necessary. His Request was returned to him and a letter will be written to him stating that because the plan of work is outside the buffer zone, he does not need to come before Conservation. A copy of the plan will be kept on file.

PUBLIC HEARING CONTINUED: Board of Health-cutting trees at the landfill. Sarah Allen, Administrative Assistant for the Board of Health, stated that the Board of Health has hired a wetland engineer to delineate the wetlands at the landfill. However, he/she will not be able to do this for a couple of weeks. The Public Hearing will be continued to our next meeting of December 7, 2016 at 7:00 p.m. Eric Tunley received a phone call from Selectwoman Diane Vayda who said she had a complaint of work being done at the landfill. Eric called Administrative Assistant Sarah Allen and met her at the landfill to do a site visit. They encountered Logger Kevin Chobut coming up and over the hill with his skidder and his chain saw running. Sarah Allen asked him to stop work until the landfill had been delineated. There have been no further complaints.

DISCUSSION OF REQUEST OF DETERMINATION RECEIVED—Concrete Block Insulating Systems, Inc., 34 Pleasant Street- removal of contaminated soil. The Request was not received by the Secretary 14 days prior to the meeting in order to set up a Public Hearing. Eric Tunley talked with the Benson R. Gould, Engineer from CMG Environmental, Inc. but the connection was lost and the engineer did not call back. Gordon DeWolf said the contamination is not our concern but being within the 100 foot
buffer zone is. Gordon DeWolf said to send a letter that this project should come before the Earth Removal Board and the Board of Health first and then Conservation will act upon the project. A Notice of Intent must be filed and received 14 days prior to the meeting to advertise the Public Hearing. Secretary will do this.

Dean Wisnewski attended out meeting. He said he was “sitting in” on our meeting and actually came to our last meeting but he had the wrong date and no one was here. He thinks he might like to be a member of Conservation. Eric told him at the moment we had no vacancies but two of our members have not been active. Secretary stated that she had sent Lloyd Hubbard an e-mail some time ago asking if he still wanted to be on the Commission and there was no reply. She sends him notifications of all meetings. Discussion held and it was decided to send Conservation Commission member Lloyd Hubbard a letter asking if he was still interested in being a Conservation Commission member and a no response within two weeks of his receiving the letter would be considered a resignation.

OPEN MEETING LAW: Brian Silva had requested to be on the agenda to discuss the open meeting law. He said we cannot discuss in any e-mails anything that would be dealt with at a public meeting. At a site visit, facts can be discussed but no opinions. The Chair must call the meeting to order before saying anything. Executive decisions will be discussed at our next meeting. Dean Wisnewski read from paperwork he brought with him reasons for going into executive session. He read laws regarding minutes of meetings. He is concerned that the secretary takes notes at a meeting to use to compile the minutes but does not file these. Secretary told him that most likely he would not be able to decipher the notes and they could also be in shorthand. He said this did not matter and they were to be kept anyway forever and if meetings were taped they would have to be kept. Eric Tunley said we need to “look into this more” and re-visit. Brian will look into the Freedom of Information Act.

Eric Tunley made a motion to adjourn the meeting Brian second. Meeting adjourned at 8:25 p.m. This action was rescinded.

Discussion held on Nadon Project on Shea Road. Brian asked Dean Wisnewski if there was any change across from his house. Dean Wisnewski said that Barry Nadon had applied for and received a change of land use to agricultural and now he cannot build houses on it. Eric said the temporary bridge will have to be removed in December and Gordon DeWolf said that the bridge had already been removed.
Brian Silva made a motion to adjourn the meeting. Eric Second. The meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Christine M. Long
Secretary