

**Hampden Conservation Commission**  
**August 9, 2004**  
**Regular Meeting**

**MINUTES**

Members present: Richard Gouvan, Bonnie Geromini,  
Kim Desmarais, and Phil Grant

Members absent: Mike Gerrard, Assoc. Member Joe Savoie,

7:05pm Meeting called to order in the Melville room. Discussion of July 14, 2004 minutes. Phil requested that Mike's comments regarding Phil's taping of July 14<sup>th</sup> meeting be included in the minutes. Phil read MA General Law regarding taping of an open meeting. This discussion was tabled until the end of the meeting.

Kim questioned Phil on his motive for being on the Commission. Phil stated the he intends to "represent homeowners in Hampden Massachusetts." He stated that his position is "that homeowners get treated with respect and be able to do maintenance on their property without being badgered by the Commission."

7:40 pm Continuation of Scantic Meadows. Present: Mr. Speight, Heather Stavros (Pioneer Environmental) Heather stated that Pete and Pat will meet at the Scantic Meadows site on August 11, 204. The meeting will be at 10:00 am

7:47 pm Brooke Tyler – Stafford Road NOI. Present Brooke Tyler. Mr. Tyler showed the Commission mapping indicating that his driveway would not interfere with the 25 foot undisturbed buffer. He also indicated that he withdrew his request for a variance from the Board of Appeals. Kim made a motion to close the hearing. Dick seconded. Kim made a motion to issue Orders of Conditions contingent upon obtaining a file number and title five Certification. Dick seconded. Vote was unanimous.

8:00 pm Alston Graham – Ames Road NOI 173-162. Present Alston Graham, Heather Stavros. Heather presented the plan. Septic has been approved. Heather will bring plans to Town Hall. Because of the 5:1 slope, the Commission wants hay bales and silt fences installed at two levels. This was marked on the plan. Commission also requested the rocks from the property placed behind the silt fence at the bottom of the slope. It was also requested the proponent check to see if property is within Hillside District. We need a letter of clearance from Hillside Commission. Kim made a motion to close the Hearing. Vote was unanimous Kim made a motion to issue Orders contingent upon receipt of sewage disposal system plans and letter from Hillside Commission. Dick seconded. Vote was unanimous.

It is important to note that during this hearing Jim Smith was adamant on position that members of the Conservation Commission NOT conduct emergency site visits with the intention of telling the property owners the proper procedures to rectify the immediate problem. Jim indicated the he felt it was not appropriate unless the entire commission was at the site. Mr. Graham's property washed out and silted into a resource area in the late spring. Two members of the commission were notified and conducted a site visit. They advised Mr. Graham to install silt fence at the bottom of the slope. He stated he was grateful for their advice.

8:40 Phil and Karla Grant – Continued violation. Present Phil Grant. Phil spoke. He stated that the July 17<sup>th</sup> letter from Mike Gerrard was incorrect and the NO plants had been removed from his property. Property photos taken 02/04 and 08/04 were presented to the commission for comparison. Mr. Grant stated he feels he is being “unjustly accused”. Phil wants only one commission member to view his property and report back to the commission. We need a quorum to make a decision. Dick made a motion to continue this until September 13<sup>th</sup>. Kim seconded. Kim, Dick and Bonnie voted to continue. Phil abstained.

9:00 Enforcement Order: Kevin Blaine. Present Kevin Blaine, Fred Pafumi, Hank Manegre. Discussion on violation. The temporary bridge and slash must be cleaned up by our September site inspections. They are tentatively scheduled for September 11<sup>th</sup>.

9:20 Commission reviewed changes to Town of Hampden Wetland By-Law. Phil stated the he would not now vote for the 1/8 acre change, but he conceded that it was too late to change his mind.

9:24 Members voted to ratify the Blaine violations notice.

9:25 Kim made a motion to accept the July 12<sup>th</sup> minutes. Dick seconded. Unanimous  
Dick made a motion to accept the July 14<sup>th</sup> minutes. Kim seconded. Three in favor, one abstained.

9:30 Kim made a motion to adjourn the meeting. Dick seconded. All in favor.