

AGAWAM CONSERVATION COMMISSION
February 13, 2020

MEMBERS PRESENT:

Henry A. Kozloski, Chairman
Sheryl Becker
S. Page Fallon
Jill Messick

MEMBERS ABSENT:

Magda Galiatsos
Frank Meagher

ALSO PRESENT:

Pamela Kerr

Mr. Kozloski called the meeting to order at 6:00 PM.

1. PUBLIC HEARING CONT. – Notice of Intent – 61 Valley Street – Kuzmenko

Filipe Cravo of R. Levesque Associates was present representing the applicant, Mr. Kuzmenko. Since the last meeting a site visit was held with Commission members, Ryan Nelson, Mr. Kuzmenko, the Building Inspector and Town Engineer. Mr. Kozloski asked what will prevent work from occurring outside of the limit of work. Mr. Cravo indicated that they could provide boulders or monuments to delineate the area. Mr. Kozloski stated that there is also a tree within the buffer zone that is leaning on an electric wire that runs through the property. He questioned whether there is an easement for it. Mr. Kozloski asked for the pre and post runoff and questioned whether a dry well could be provided as this is a private way. Mr. Cravo indicated that there will be a decrease in impervious area and that a dry well may not work on this site. Ms. Messick stated that she is concerned with the culvert on the neighbor's property. The following was asked of Mr. Cravo: show plantings of larger trees (i.e. 3-4 Maples or Dogwoods) along the side of the property line/bvw and provide/show boulders along the limit of work line.

The hearing was opened to the public.

Mike Santaniello – 12 Moore Street – stated that the owner of 61 Valley Street has cleared the trees on the site and has done grading. He stated that the intermittent stream was more constant before this work was done.

Ms. Messick stated that the Commission can also require monitoring of the mitigation area. Mr. Kozloski asked that they investigate the intermittent stream that is not shown on the plan.

Mr. Cravo requested to continue the public hearing for 61 Valley Street to the next meeting.

Motion was made by Ms. Messick and seconded by Mr. Fallon to continue the public hearing for 61 Valley Street to the Conservation Commission's next meeting on February 27, 2020.

VOTE 4 - 0

Motion was made by Ms. Messick and seconded by Mr. Fallon to amend the order of the agenda to discuss the St. Jacques Enforcement Order.

VOTE 5 – 0

Enforcement Order – end of St. Jacques Avenue

Mr. Kozloski explained that the proposed restoration area includes a strip of land that is not owned by Mr. Johnson. The owner of that strip of land was in attendance this evening. Valerie Ballard, 35 Jill Street, Enfield stated that she and her husband are the property managers of 37 St. Jacques which is owned by her father and Mr. Johnson rents space from them. She stated that she has been trying to get Mr. Johnson to clean up the back area and is now having R. Levesque Associates survey the property line for her. Mr. Kozloski stated that Mr. Johnson must go in and remove the gravel and complete the restoration of the area and asked Mr. Cravo that after the survey is done he would like the area of restoration staked out (line of where the proposed trees will be planted). It was agreed that another site visit be scheduled as soon as this has been surveyed and staked as Mr. Johnson must complete the restoration work by mid April per NHESP to avoid having to file a turtle protection plan.

Motion was made by Ms. Messick and seconded by Mr. Fallon to continue the Enforcement Order for the end of St. Jacques Avenue to the next meeting on February 27, 2020.

VOTE 5-0

2. PUBLIC HEARING CONT. – 255 & 267 South Westfield Street – DePalma

Mr. Cravo presented a revised plan that addresses the Engineering Department and Fire Department comments. The plan has not yet been reviewed in-house. The plan shows a 3:1 slope behind the professional building. The members discussed whether or not to require any plantings in that area and it was the consensus that none were needed. There is a retaining wall behind the Dollar Store building. Mr. Kozloski reiterated DEP's comments on the buffer zone. Mr. Cravo requested a continuance of the public hearing for 255 & 267 South Westfield Street to allow time for the Engineering Department to review the revised plan they've prepared.

Motion was made by Ms. Messick and seconded by Ms. Becker to continue the public hearing for 255 & 267 South Westfield Street to the next Conservation Commission's meeting on February 27, 2020.

VOTE 4 – 0

3. PUBLIC HEARING CONT. – Notice of Intent – Main Street & Reed Street – Town of Agawam

A continuance has been requested by Tighe & Bond for the public hearing for Main Street & Reed Street as they continue to address DEP comments.

Motion was made by Ms. Messick and seconded by Ms. Becker to continue the public hearing for Main Street & Reed Street to the next meeting as requested.

VOTE 4-0

Motion was made by Ms. Messick and seconded by Ms. Becker to request an update from the DPW on the status of the Main Street and Reed Street NOI.

VOTE 4-0

4. REQUEST FOR EXTENSION – Silver Lake (dam and gabion wall)

The Commission received an update from Kevin McKiernan of Silver Lake Corp. along with this request to extend. It stated that an annual inspection of the dam and valve was made this year by a licensed engineer and it remains in good shape and the valve is operating as designed.

Motion was made by Ms. Messick and seconded by Ms. Becker to extend the Order of Conditions for Silver Lake (dam and gabion wall) for three years.

VOTE 4-0

5. CERTIFICATE OF COMPLIANCE – 497 South Westfield Street

A request for a Certificate was submitted which states that the work never commenced under the Order and the Order has now expired.

Motion was made by Ms. Messick and seconded by Mr. Fallon to issue a Certificate of Compliance for 497 South Westfield Street, the Order has expired and no work ever commenced under it.

VOTE 4-0

6. VOTE TO APPOINT – CPA Representative from Conservation Commission
Mr. Kozloski indicated that he would be interested in continuing to serve on the CPA as the Conservation Commission's representative.

Motion was made by Ms. Messick and seconded by Mr. Fallon that Henry Kozloski serve as the Conservation Commission's representative on the CPA Committee.

VOTE 4-0

10. CERTIFICATE OF COMPLIANCE – 531 River Road

Mr. Labun requested a Certificate of Compliance. He submitted the payment for the second Japanese Knotweed treatment on River Road as part of his off-site mitigation requirement. Mr. Kozloski stated that he would make this inspection and asked that a representative of the Engineering Department also look at the rain garden to be sure it was constructed properly.

Motion was made by Ms. Messick and seconded by Ms. Becker to issue a Certificate of Compliance for Labun – 531 River Road pending a favorable inspection by both the Conservation Commission and the Engineering Department.

VOTE 4-0

7. ENFORCEMENT ORDER UPDATES

Bondi's Island – Nothing will be done until Spring.

1298 Suffield Street – A restoration plan for this site was approved at the last meeting.

8. APPROVAL OF MINUTES – January 23, 2020

Motion was made by Ms. Messick and seconded by Ms. Becker to approve the minutes of January 23, 2020 as written.

VOTE 4 – 0

9. Correspondence and Complaints

Mr. Kozloski updated the members on his attendance at the recent City Council workshop on the Tennessee Gas Pipeline project.

The Commission received a correspondence from the contractor working on the 311 Shoemaker Lane solar project indicating that their nursery does not carry Maleberry which is one of the bushes required as part of the wetland replication. He has proposed high bush blueberries in their place. The members were in agreement with the use of high bush blueberries in place of Maleberry as called for on the 311 Shoemaker Lane site.

The meeting adjourned at 7:25 PM.