

AGAWAM CONSERVATION COMMISSION
June 27, 2019

Members Present:

Henry A. Kozloski, Chair
Sheryl Becker
Magda Galiatsos
S. Page Fallon
Frank Meagher
Jill Messick

Also Present:

Pam Kerr
Amanda Boissonneault

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

A. 6:00 PM - Public Hearing – Abbreviated Notice of Resource Area Delineation – 173 Southwick St. - Longhi

Ryan Nelson with R. Levesque Associates was in attendance to present this ANRAD. Currently the property is an active agricultural field with an unoccupied home closer to Southwick St. There are no wetland resource areas on the property but there are on adjacent properties close to the property line. There is an intermittent stream that flows southward across Southwick St. to a culvert that discharges onto the northwest property line at a headwall located at the northwest. There is a BVW along the stream as it flows south, a larger BVW further south with buffer zones shown off of that. Mr. Nelson stated on the current USGS mapping for this area, there is no differentiation between intermittent and perennial stream. Mr. Nelson said they are currently in the process of assessing the stream, which is almost completely dry at this time, and documenting any activity. Mr. Nelson is also working with FEMA to assign an elevation to the area due to there not being one on their current map. Kozloski questioned if there is also a resource area along the southern property line. Mr. Nelson stated they have boring samples taken recently and during December 2018/January 2019 that do not show any indicators of hydric soils. Ms. Kerr asked the applicant if they have responded to DEP comments in writing yet; Mr. Nelson said they are currently working on a written response. DEP advised the field should stay inactive in order for the property to be better assessed for potential resource areas. Mr. Kozloski advised this is part of the stream that runs behind Paul Revere Drive.

Mr. Kozloski opened the meeting to the public.

Mark Friedrich, 47 Charter Oak Drive, asked for clarification on what the difference is between an intermittent and perennial stream. Mr. Friedrich asked if the Commission members knew if there were any proposed projects. Mr. Kozloski answered the ANRAD is only for the delineation of wetlands on the property.

No one else spoke for or against.

The Commission Members discussed the comments the DEP submitted, and were in agreement that a peer review be performed for this delineation.

Motion made by Ms. Messick and seconded by Ms. Galiatsos to require a peer review of the ANRAD for 173 Southwick Street.

VOTE 6-0

Motion was made by Ms. Messick and seconded by Ms. Becker to continue the public hearing for the ANRAD for 173 Southwick Street to the Commission's July 11, 2019 meeting.

VOTE 6-0

B. 6:10 PM - Public Hearing – Notice of Intent – 265A (299) Main St. – Vanguard Renewables (Agawam Organics Recycling Facility 1)

Sean Reardon with Tetra Tech and Sol Ucciani with Vanguard Renewables were in attendance to present this NOI for the construction of a 13,200 sq. ft. commercial building. This project is going to be built on a parcel created from 265 Main Street, and has received an address of 299 Main St. from the Engineering Department since the application submittal. The new building will be constructed in the cleared middle portion of the property to minimize tree removal, and the existing driveway will be used. There is an intermittent stream and BVW along the eastern side of the property. There will be a small amount of work within the 100-foot buffer zone and no work proposed in the flood plain. A detention basin will be installed to collect, treat and infiltrate runoff from the proposed impervious pavement area. The site currently drains to a low point towards the wooded front portion of the property. Mr. Fallon asked how the applicant intent to control runoff from the area for loading tanker trucks. Mr. Reardon said they are subject to spill containment requirements, and are working to address that. Ms. Messick expressed concern about the entire parcel not being delineated. Ms. Kerr explained the Engineering Department is working on reviewing this application and stormwater management report. The Commission members schedule an onsite visit for July 8, 2019 at 1:00pm.

Motion made by Ms. Messick and seconded by Mr. Meagher to continue the NOI for 265A (299) Main St. to the Commission's July 11, 2019 meeting.

VOTE 6-0

C. Public Hearing Cont. – Notice of Intent – Springfield Water & Sewer Commission – M Street & Connecticut River (190 M Street)

Joshua Schimmel and Steve Frederick from the Springfield Water and Sewer Commission and Jason Lavoie, Project Manager with Kleinfelder were in attendance. There has been a discussion about the compensatory flood storage for the project. The DEP has provided comments for a pathway for the Conservation Commission to say that compensatory flood storage is not necessary. Mr. Schimmel explained the new FEMA flood maps show that the facility is now in the 100 year flood plain, and was previously not included because it was protected by a levee. The levee was constructed to protect Bondi's Island and is still fully functioning; however,

FEMA no longer recognizes privately owned levees. The facility and levee are inspected and maintained by professional staff year round. There is also capacity at the facility to pump out treated wastewater and to pump out stormwater if necessary. Mr. Schimmel explained there are three reasons why compensatory flood storage is not necessary. The Commission Members discussed the reasons provided that show compensatory storage is not necessary. These include FEMA's remapping because they do not recognize the privately owned property, the levee currently provides freeboard above a 100-year flood and the recent high flood in 1984, and the levee is regularly maintained and monitored by a public utility.

Mr. Kozloski opened the meeting to the public; no one spoke for or against.

Mr. Kozloski closed the public hearing.

The Order of Conditions for M St. & Connecticut River (190 M Street) will be written at the conclusion of the meeting.

D. Public Hearing Cont. – Notice of Intent – 466 South Westfield Street – Shibley/Sweeney

The applicant is working on revised plans, and has requested to continue the public hearing to the Conservation Commission's next meeting date.

Motion made by Ms. Galiatsos and seconded by Ms. Becker to continue the public hearing for the NOI for 466 S. Westfield Street to the Conservation Commission's July 11, 2019 meeting.

VOTE 6-0

E. Public Hearing Cont. – Abbreviated Notice of Resource Area Delineation – 0 & 683 S. Westfield St. – DePalma

The applicant has requested to continue the public hearing to the Commission's next meeting.

Motion made by Ms. Galiatsos and seconded by Ms. Becker to continue the public hearing for the ANRAD for 0 & 683 S. Westfield Street to the Conservation Commission's July 11, 2019 meeting.

VOTE 6-0

F. Public Hearing Cont. – Abbreviated Notice of Resource Area Delineation - 255 & 267 S. Westfield St. – DePalma

Ryan Nelson with R. Levesque Associates was in attendance. Mr. Nelson explained a buried top soil and depleted matrix sublayer was located approximately 4-5 feet down, which is approximately the same elevation as the adjacent wetland. Mr. Nelsons stated this area was presumably filled but is unsure how long ago this occurred. Ms. Kerr informed the Commission there is a current order of conditions for the adjacent properties including 255 S. Westfield St., and the applicant has requested a partial certificate of compliance for this property. DEP and peer reviewer Emily Stockman will be reviewing the information provided to determine the next

course of action. Ms. Kerr asked Mr. Nelson to provide a written response to any DEP comments.

Motion made by Ms. Messick and seconded by Mr. Meagher to continue the public hearing for the ANRAD for 255 & 267 S. Westfield Street to the Conservation Commission's July 11, 2019 meeting.

VOTE 6-0

G. Public Hearing (Cont. to 7/25/19) – Notice of Intent – Shoemaker Ln., Silver St. & Suffield St. – 261 Upgrade Projects – Tennessee Gas Pipeline Company

The public hearing was continued to July 25, 2019 at the Commission's last meeting, but now needs to be continued into August due to the anticipation of not having a quorum for the July 25, 2019 meeting.

Motion made by Ms. Messick and seconded by Ms. Galiatsos to continue the NOI for the 261 Upgrade Projects for Tennessee Gas Pipeline Company to the Conservation Commission's August 22, 2019 meeting.

VOTE 6-0

H. Discussion – New Project Review Subcommittee

The Commission members discussed different options on reviewing new applications submitted to the Conservation Commission.

I. Enforcement Order Updates

1. Federal Street – No update

2. Bondi's Island (cont. to 6/27/19) – The Commission is currently waiting on an update from the City of Springfield on any new progress.

Motion made by Ms. Messick and seconded to Ms. Galiatsos to continue the Enforcement Order to the Conservation Commission's July 11, 2019 meeting.

VOTE 6-0

3. 944 Springfield Street – Mr. Kozloski will conduct a site visit prior to the next meeting to see if the grass has been established.

4. 1298 Suffield Street – Ryan Nelson from R. Levesque Associates informed the Commission they are currently working on submitting a Notice of Intent.

5. 916 Suffield Street (ratify) – An Enforcement Order was issued to the property owner for trees that were removed near a wetland and detention basin. Part of the Enforcement Order is

a requirement for a clean-up plan and a restoration plan. A clean-up plan was submitted to the Conservation Commission for review.

Motion made by Ms. Messick and seconded by Mr. Meagher to approve the clean-up plan for 916 Suffield Street.

VOTE 6-0

Motion made by Ms. Messick and seconded by Mr. Fallon to ratify the Enforcement Order for 916 Suffield Street.

VOTE 6-0

J. Approval of Minutes

1. May 23, 2019

Motion made by Ms. Messick and seconded by Ms. Galiatsos to approve the May 23, 2019 minutes as written.

VOTE 6-0

2. June 13, 2019

Motion made by Ms. Messick and seconded by Ms. Becker to approve the June 13, 2019 minutes as written

VOTE 6-0

K. Correspondences and Complaints

Elm Street – The DPW requested an Emergency Order for damage due to a motor vehicle accident that included repairing a damaged guardrail, stabilizing the area and seed and loam around the outfall.

Motion made by Mr. Fallon and seconded by Ms. Galiatsos to ratify the Emergency Order for Elm Street.

VOTE 6-0

The Order of Conditions was written for the Notice of Intent for M St. & Connecticut River (190 M Street).

Motion made by Ms. Messick and seconded by Ms. Becker to issue the Order of Conditions for M St. & Connecticut River (190 M Street).

VOTE 6-0

The meeting adjourned at 7:36 PM