

AGAWAM CONSERVATION COMMISSION
January 28, 2021

MEMBERS PRESENT:

Henry Kozloski
Sheryl Becker
S. Page Fallon
Magda Galiatsos
Keven Brown
Frank Meagher
Jill Ward

MEMBERS ABSENT:

ALSO PRESENT:

Pamela Kerr

VIA Zoom Webinar

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

1. PUBLIC HEARING CONTINUED – Notice of Intent – Aspenwood Associates LLC
– 0 Silver Street and 0 Doane Avenue

The Conservation Commission received a letter from Mr. Kirk MacNaughton requesting to continue the Public Hearing – Notice of Intent – Aspenwood Associates LLC – 0 Silver Street and 0 Doane Avenue to February 11, 2021.

Motion was made by Mr. Meagher and seconded by Ms. Galiatsos to continue the Public Hearing – Notice of Intent – Aspenwood Associates LLC – 0 Silver Street and 0 Doane Avenue to February 11, 2021.

ROLL CALL VOTE 7 - 0

2. PUBLIC HEARING CONTINUED – Abbreviated Notice of Resource Area
Delineation (ANRAD) – 0 Franklin Street, 10 & 14 Tennis Road and 132 Rear Mill
Street (cont. to 1/14/21)

The Conservation Commission received a request to continue the Public Hearing – ANRAD – 0 Franklin Street, 10 & 14 Tennis Road and 132 Rear Mill Street to February 11, 2021.

Motion was made by Ms. Ward and seconded by Mr. Meagher to continue ANRAD – 0 Franklin Street, 10 & 14 Tennis Road and 132 Rear Mill Street to February 11, 2021.

ROLL CALL VOTE 7 - 0

3. ENFORCEMENT ORDER UPDATES:

286 South Street – A site visit was not able to be arranged for Ms. Galiatsos and Ms. Becker to meet with the homeowner. Ms. Kerr said that she had spoken with the home owner who said she is not willing to let anyone on her property. Mr. Kozloski will talk with the neighbor to see if any debris has been removed from the stream.

North Street Extension / Tanglewood Lane – Mr. Kozloski stated that they were given until March 1, 2021 to comply with the Enforcement Order.

44 Colonial Avenue – Mr. Kozloski said they were given until March 1, 2021 to comply with the Enforcement Order. Mr. Meagher and Mr. Kozloski went on site and witnessed that most of the debris had been removed from the stream. Mr. Meagher said there is a second issue. Storm water is not going into the storm drain and is washing away the driveway and the bank. He also noted that a large tree is down across the stream. The stream is flowing but water is building up behind the tree. He went on to say that Mike Albro from the Engineering Department will go on site after a rain event to determine where the water is coming from and try to form a solution. He said the homeowner has made an honest effort to remove the debris from the stream.

Suffield Street – T.O.A. – Mr. Kozloski said there is nothing new to report. They have been given to March 1, 2021 to comply with the Enforcement Order.

Bondi's Island Landfill – Mr. Kozloski said they will have to wait for the weather to break.

4. REQUEST FOR EXTENSION – Twin Brook Estates – South Street

Mark Benoit, managing partner of the South Street Limited Partnership, began by saying that in 2008 this project was approved for a 60 unit condominium project just as the housing market cratered. They have been waiting for the market to become strong enough to support a project of this size. Over the last 2 years they have begun a plan to develop the project but due to setbacks such as a partner's death, Covid – 19, and the contractor being unable to secure materials, they put the project on hold. Mr. Benoit is asking the Conservation Commission to grant another extension of the Order of Conditions given the current circumstances. He added that they have a commitment to making this project happen but the market has to be strong enough to support the project. Ms. Ward asked if the materials are available now. Mr. Benoit said they are more readily available but are very expensive now due to the demand but it is beginning to stabilize. He would like to start the project in the spring. Mr. Kozloski said it has been too long. The Order of Conditions needs to be researched very carefully before giving an extension to see if they comply with the regulations of today. He said DEP's comments must be looked at as well. Mr. Kozloski suggested that each member receive a copy of the OOC to read carefully so they can be looked at, at the next meeting. He added that no comments should be made through emails. Ms. Kerr suggested getting input from the Engineering Department regarding drainage. She said that the storm drain regulations have been changed twice since the Commission has been granting extensions. The date of expiration is March 13, 2021 so there is time to table this to the next

Commission Agenda to allow for more research to be done. Mr. Benoit said he understands the need for the Commission to do research as requirements and regulations have changed but he hopes that the current conditions can be kept. Ms. Ward asked Mr. Benoit if he was going to use the exact same plans. Mr. Benoit said that the plans that were approved were fairly large units. They have since designed a smaller unit of 1500 sq.ft. compared to the original size of 2000 sq. ft. due to the current market. He explained that they are duplex buildings with full basements and 2 car garages. Ms. Galiatsos asked if the number of buildings will be increased to which Mr. Benoit replied that there would be the same number of buildings. Mr. Benoit said he wants to be sure that no deadlines are missed as he has technically requested the extension. Ms. Kerr said the next Conservation Commission meeting is on February 11, 2021 and the expiration date for the OOC is March 13, 2021 so there is time to put it on the next Commission Agenda to take action on it. She went on to say that he is covered by getting his request in as early as he did.

Motion was made by Ms. Ward and seconded by Mr. Meagher to table the Request for Extension – Twin Brook Estates – South Street to the next Conservation Commission meeting on February 11, 2021.

ROLL CALL VOTE 7 – 0

5. Correspondence and Complaints

Ms. Kerr said the Commission has received no response to the letter sent out regarding the complaint on Worthington Brook Circle. The letter was sent to the farmer that owns the property behind the person who complained. Mr. Kozloski and Ms. Kerr said the letter will be resent by certified mail.

6. APPROVAL OF MINUTES – January 14, 2021

Motion was made by Ms. Ward and seconded by Mr. Meagher to approve the minutes of January 14, 2021 as written.

ROLL CALL VOTE 7 – 0

Motion was made by Ms. Ward and seconded by Ms. Galiatsos to adjourn the meeting.

ROLL CALL VOTE 7 – 0

Meeting adjourned at 6:20 pm.

Hpg