

AGAWAM CONSERVATION COMMISSION  
September 8, 2022

MEMBERS PRESENT:

Henry Kozloski  
Sheryl Becker  
S. Page Fallon  
Frank Meagher  
Jill Ward

MEMBERS ABSENT

Magda Galiatsos

ALSO PRESENT:

Taryn Egerton  
Stefanie Kesecker  
Pam Kerr

Mr. Kozloski called the meeting to order at 6:03PM

1. 6:00PM REQUEST FOR DETERMINATION OF APPLICABILITY-67 South West Street-Vasylyshyn

Ms. Natasha Vasylyshyn was present for this agenda item. Eversource is to install a natural gas plastic pipe next to the existing paved roadway and the customer's property using the Open Trench Method.

Mr. Brown asked if the pipe would be going above or under the culvert. Ms. Vasylyshyn stated she was unsure. Mr. Brown stated that clarity was needed from Eversource. Mr. Brown stated the culvert dips down about 2 to 3 ft from the driveway. The Conservation Commission went onsite and did a site visit. Mr. Fallon stated the proposed pipeline goes right up the driveway. There is a culvert through which it flows and has 2 to 3 feet of cover at the culvert. Mr. Kozloski asked who installs the pipe. Ms. Vasylyshyn stated she believed Eversource would install the pipe. Ms. Kerr asked if the work has been scheduled yet. Ms. Vasylyshyn stated that Eversource has to do a plan first, so the work is not scheduled at this time. Ms. Vasylyshyn asked that the Commission to table the Request for Determination of Applicability until the next meeting September 22<sup>nd</sup>, 2022.

Motion was made by Mr. Meagher and seconded by Ms. Ward to continue the Request for Determination of Applicability until the next scheduled meeting September 22, 2022.

VOTE 6-0-0

2. 6:10PM REQUEST FOR DETERMINATION OF APPLICABILITY-25 Marla Place-NSTAR Electric Company dba Eversource Energy.

The Commission received a request from the applicants representative to table the application until the September 22, 2022 meeting.

Motion was made by Ms. Ward and seconded by Mr. Brown to table the REQUEST FOR DETERMINATION OF APPLICABILITY-25 Marla Place-NSTAR Electric Company dba Eversource Energy until the September 22, 2022 meeting.

VOTE 6-0-0

3. PUBLIC HEARING CONT.-NOTICE OF INTENT-106 North West Street-AAD, LLC

Ryan Nelson with R Levesque & Associates was in attendance to present this agenda item. The plan proposes installation of erosion controls along the approved limit of work, restoration of previously altered resource areas within the Buffer Zone and BVW, vegetation clearing within select areas, construction of a shed within the Buffer Zone, and erosion controls will remain in place until the site is fully stabilized and vegetated.

In area #1 no disturbance to the bank is proposed in the plan. In area #2 of the BVW delineated on the plan, previously cut areas will be restored and trees and scrubs replanted. Ground cover in this area has already regenerated. Erosion controls will be installed prior to restoration. This area on the plan will be restored, cleaned of debris and historic trash, understory vegetation was cut to flush, and the area will be replanted and left to reforest naturally. Area #3 is 9352 sq. ft. of Buffer Zone shrub layer vegetation is proposed to be maintained as a lawn to access the pond. Area #4 the understory shrub layer has been cleared of trash and selective understory cutting was completed and the area will be left to reforest naturally. Mr. Nelson stated that the DEP comments were addressed and wetland delineation methodology documentation was submitted.

Mr. Kozloski asked if there was plantings at the 50 buffer. Mr. Nelson stated yes.

Mr. Kozloski opened the meeting to the public and no questions or comments made.

Motion was made by Mr. Brown and seconded by Ms. Ward to close the Public Hearing-Notice of Intent 106 North West Street-ADA, LLC.

The Order of Conditions will be written at the end of the meeting.

VOTE 6-0-0

4. PUBLIC HEARING CONT.-NOTICE OF INTENT-497 South Westfield St-Depalma & Tirone.

Ryan Nelson with R. Levesque & Associates was present to present this agenda item. He stated advances were made in the peer review and wetland boundaries. He stated on the

revised plan that was submitted shows they want to move the storm water basins over so there is no BVW impact. They want to alter a handful of units that have changed in size or have been rotated or moved from the original plan submitted earlier this year. They are still working on the hydric gas storm water changes. Ms. Kerr asked how many units were proposed Mr. Nelson said 81. Mr. Kozloski asked when they would be ready with the final plans. Mr. Nelson stated they were hoping in one week, dependent upon Engineering and if they have enough time to review the plans. Mr. Brown asked about the retaining wall. Mr. Nelson said they were be one to keep the grading out of the Bordering Vegetative Wetland.

Motion was made by Ms. Ward and seconded by Mr. Brown to continue the Public Hearing- Notice of Intent-497 South West Street until the September 22, 2022 meeting.

VOTE 6-0-0

5. PUBLIC HEARING CONT-NOTICE OF INTENT-0 South West Street & 0 Pine Street- Town of Agawam (Continued to October 27, 2022).

This item was previously continued.

6. PUBLIC HEARING CONT-NOTICE OF INTENT-Main Street-Westfield River Interceptor Sewer Relocation Project-Agawam DPW (continued to September 22, 2022)

This item was previously continued.

7. REVISION OF PLAN-0 Shoemaker Lane-Duducal

Mr. Paval Duducal was present to go over the plan revisions. The electricity was originally proposed to go under the ground but because of the cost, it is cheaper to go overhead. Eversource's plan proposes to go along his property line, 5 posts will be needed. The electricity will only go underground by the home. Mr. Kozloski asked if the poles would be put in the wetland. Mr. Duducal stated no, all the proposed locations are not part of the wetland area. There will also be access to the posts that will not disturb the wetland area. Mr. Brown asked if the utility poles were full size. Mr. Duducal stated yes. Mr. Brown asked about entering the site. Mr. Duducal stated there is a dry spot to enter and by the house where it has been cleared.

Motion was made by Ms. Ward and seconded by Mr. Fallon to accept the revised plan showing above ground utility poles does not require an amended Order of Conditions- 0 Shoemaker Lane-Duducal.

VOTE 6-0-0

8. REQUEST FOR CERTIFICATE OF COMPLIANCE-50 Almgren Drive-Sound Seal Inc.

The Conservation Commission and Agawam Engineering did an onsite today and the silt fence is to be pulled out.

Motion was made by Mr. Brown and seconded by Ms. Ward to issue the Certificate of Compliance-50 Almgren Drive-Sound Seal Inc conditional upon verification that erosion controls have been removed.

VOTE 6-0-0

9. CORRESPONDENCE & COMPLAINTS

The Commission received a complaint about trees being cut down in the riverfront of a mapped perennial stream at 721 Springfield. The stream in the middle is vegetative and depressed. Mr. Fallon stated there is significant alteration to the perennial area, and noticed a large dirt pile, and tracks from treaded equipment in the riverfront area. Mr. Meagher stated the area has all been dug up and trees cut. Mr. Fallon stated all the trees of 5' to 6' have been taken down. Mr. Fallon recommended the Commission to send an Enforcement Order to the owner of the property and to ask for a Notice of Intent on how the restoration will be completed to repair the damage to the resource area, with a 30 day time frame.

Motion was made by Mr. Fallon and seconded by Ms. Ward to issue an Enforcement Order for 721 Springfield Street, including a Cease and Desist and requiring the submittal of a notice of intent prior to October 9, 2022.

VOTE 6-0-0

Kim Draghi from BSC Group reached out to the Commission via email requested that the two mitigation plantings required in the Order of Conditions for Southgate Plaza Improvement Project not be required, since the two trees proposed to be removed were salvaged. The Commission agreed that the plantings were still necessary.

Motion was made by Ms. Ward and seconded by Mr. Brown to require the 1-2 mitigation plantings for the Southgate Plaza Improvement Project at 840 Suffield Street.

VOTE 6-0-0

10. APPROVAL OF MINUTES-August 25, 2022

Motion was made by Ms. Ward and seconded by Ms. Becker to approve the minutes from August 25, 2022.

VOTE 5-0-1 (Meagher)

The Order of Conditions for 106 North West Street was written.

Motion was made by Ms. Ward and seconded by Mr. Fallon to approve the Order of Conditions-106 North West Street.

VOTE 6-0-0

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

VOTE 6-0-0

Meeting adjourned at 7:37PM.