

AGAWAM CONSERVATION COMMISSION
February 14, 2019

MEMBERS PRESENT:

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

ALSO PRESENT:

Pam Kerr
Amanda Boissonneault

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

1. Public Hearing – Notice of Intent – 138 South Street – Sawyer

Property owner Paul Sawyer was in attendance to present the plan to build a 24'x28' addition with a walk out basement adjacent to the west side of the home. The property is adjacent to Three Mile Brook, and the entire rear yard is within 200 riverfront. Alternate analysis determined the west side of the home, inside the fenced yard is the only location suitable for the addition. Erosion controls will be used along the inside of the fence, and any loose soil created during the excavation process will be covered. Mr. Kozloski asked for a 10" silt sock to be used along the inside of the fence; Mr. Sawyer agreed. A dry well will be installed inside the fenced area for any runoff. Ms. Messick asked if anything will be planted once construction is complete. Mr. Sawyer said he intends to plant hardy grass when construction is complete. DEP issued a file number with no comments, and the Engineering Department did not have any comments on the proposed project.

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

Mr. Kozloski closed the public hearing.

The Order of Conditions for 138 South Street will be written at the conclusion of the meeting.

2. Public Hearing – Notice of Intent – 466 S. Westfield Street – Shibley/Sweeney

Terry Reynolds with T. Reynolds Engineering, Stephen Salvini with Salvini Associates, and applicants Victor Shibley and Kathleen Sweeney were in attendance to present plans for a 23 residential building, 46 unit age restricted development. The development consists of a loop road, associated utilities and a stormwater management system designed for a 100-year storm event. The units closest to the wetland area are set back approximately 75 feet from the BVW. All catch basins are deep sump and are being treated with a water quality unit before entering the rain garden.

The rain garden has been designed both for stormwater management and to provide quality habitat through specific plantings. It will be monitored over a three-year period to guarantee the

establishment of the plantings. The rain garden is not an infiltration system, it is strictly for water quality and retention. There is an infiltration basin designed along the wetland on the west side of the site, which will take lawn and roof runoff for that upland area. The northeast corner is being picked up and brought to a subsurface system where it is being infiltrated and discharged into the municipal system. Mr. Kozloski questioned the closeness of the buildings to the wetland on the western side of the property. Ms. Galiatsos asked why the trees need to be cleared on the west side of the development. Mr. Reynolds explained the trees need to be removed to allow for the construction of the rain garden and infiltration system. Mr. Reynolds said the infiltration basin and rain garden will provide mitigation for the trees that are to be removed, and will provide recharge to the wetland. Mr. Kozloski and Ms. Messick expressed concern about clear-cutting the trees and how this might adversely affect the wetland. Ms. Messick would like to see analysis on the potential adverse thermal impacts on the wetland if all the trees are to be removed. She would like to see an alternative where the trees do not need to be removed. Mr. Kozloski asked about the mulched path that runs along the wetland boundary and connects to an upland area of the property. Mr. Meagher stated he is concerned the walking path will have a negative impact on the wetland due to increased activity in the area. Mr. Reynolds answered the path does not necessarily need to be mulched, and signs could be placed along the existing path instead. The Commission discussed all comments from DEP, especially in regards to stormwater management. Mr. Reynolds said he will be working with the Engineering Department to address all comments. Ms. Kerr explained Mr. Reynolds will have to respond in writing to all of DEP's comments. The Commission members discussed using a peer review due to the amount of comments from DEP and the Engineering Department, and the complexity of the site and plan.

Motion made by Ms. Messick and seconded by Ms. Galiatsos to require a Peer Review for Notice of Intent for 466 S. Westfield Street.

VOTE 6-0

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

Motion made by Ms. Messick and seconded by Ms. Galiatsos to continue the public hearing for the Notice of Intent for 466 S. Westfield Street to the Conservation Commission's February 28, 2019 meeting.

VOTE 6-0

3. Request for Determination of Applicability – 586 Mill Street – Wayfinders, Inc.

Daniel Nitzsche with GZA and James Linfield, project manager for Wayfinders were in attendance to present this RDA. Mr. Nitzsche explained the property and 100 feet beyond the property was reviewed in the Spring of 2016, and found no wetland resources and no wetland vegetation of any kind on the parcel. Mr. Nitzsche provided the Commission with documentation of the location of test pits and borings that were done in Summer and Fall of 2017. The Commission Members discussed the difficulty of reviewing the property during the winter while the ground is frozen. During a site visit prior to the meeting, the members were unable to conduct any borings to confirm Mr. Nitzsche's findings. Once the weather breaks and the ground thaws, the Commission Members would like to conduct another site visit with the applicant.

Motion made by Ms. Messick and seconded by Ms. Becker to continue the RDA for 586 Mill Street until the Conservation Commission's March 28, 2019 meeting.

VOTE 6-0

4. Request for Determination of Applicability – 176 Garden Street – The Russian Pentecostal Church

The applicant submitted a request on February 14, 2019 to continue their RDA to the next meeting.

Motion made by Ms. Galiatsos and seconded by Mr. Meagher to continue the Request for Determination of Applicability for 176 Garden Street to the Conservation Commission's February 28, 2019 meeting.

VOTE 6-0

5. Public Hearing – Notice of Intent – 944 Springfield Street – Dibenedetto

Filipe Cravo with R. Levesque Associates was in attendance to present this Notice of Intent for a proposed freezer addition and outdoor patio area. The site includes White Brook, a perennial stream, and all proposed work is within the riverfront area and will be constructed on existing impervious area. DEP submitted a comment on February 13, 2019 that improvement over existing conditions is required. Mr. Kozloski expressed concerned about the trailer parked at the rear of the parking lot, and asked if it is going to stay there. Mr. Cravo said he did not know, but can check with the applicant. Mr. Kozloski commented that the north corner of the property, behind the dumpster, contains a lot of debris that needs to be removed. The Commission Members suggested a mitigation plan should be submitted outlining cleanup in that area, which would be an improvement over existing conditions. Ms. Messick questioned if the patio would be covered, and if that would affect runoff. Mr. Cravo was unsure if the patio would be covered or not.

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

Mr. Kozloski closed the public hearing.

The Order of Conditions for 944 Springfield Street will be written at the conclusion of the meeting.

6. Abbreviated Notice of Resource Area Delineation – 0, 1246 & 1266 Springfield St. – Eagle Investments LLC

Filipe Cravo with R. Levesque Associates was in attendance to present this wetland delineation plan. The plan shows Philo Brook, a perennial stream along the eastern property line. There is an intermittent stream that cuts through the property, with everything to the north and east of that stream being designated as a bvw. Offsite to the north and west is a delineated wetland area. During the site walk, it was discovered there is an easement along the western property line that allows for drainage from the adjacent Stop and Shop property. This drainage channel correlates with language on the deed, and is not jurisdictional. There are a couple 12-inch culverts that cross the intermittent stream that would have been used to move farm equipment. A sanitary

sewer line along the eastern side of the property cuts through the wetland and heads in a southerly direction. Mr. Kozloski is concerned that there have been no borings taken at the northwest corner of the site. There is a lot of debris on the site that will need to be addressed at some point. The members discussed using a peer review due to the large amount of resource areas, flooding issues nearby, and complexity of the site.

Motion made by Ms. Messick and seconded by Mr. Fallon to require a Peer Review for the Abbreviated Notice of Resource Area Delineation for 0, 1246, & 1266 Springfield Street.

VOTE 6-0

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

Motion made by Ms. Messick and seconded by Mr. Meagher to continue the Abbreviated Notice of Resource Area Delineation for 0, 1244, & 1246 Springfield Street until the Conservation Commission's February 28, 2019 meeting.

VOTE 6-0

7. Certificate of Compliance – CT Expansion Project Suffield Street – TGP

Mr. Kozloski stated this needs to be tabled until the weather breaks and the Commission Members are able to inspect the site.

Motion made by Ms. Messick and seconded by Mr. Meagher to table the Certificate of Compliance for the CT Expansion Project on Suffield Street until the Conservation Commission's April 11, 2019 meeting.

VOTE 6-0

8. Extension Permit – Phase II Sewers – Barry St. & S. West St.

This project is eligible for an extension for up to two years, and was previously extended through the Governor's Extension Act.

Motion made by Ms. Messick and seconded by Mr. Fallon to extend the Order of Conditions for Phase II Sewers at Barry Street and S. West Street until February 23, 2020.

VOTE 6-0

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

Current site conditions have delayed some components of the peer review.

Motion made by Ms. Messick and seconded by Ms. Galiatsos to continue the Abbreviated Notice of Resource Area Delineation until the Conservation Commission's March 28, 2019 meeting.

10. Enforcement Order Updates - Federal Street – None

11. Approval of Minutes – January 25, 2019

Motion made by Ms. Galiatsos and seconded by Ms. Becker to approve the January 25, 2019 minutes as written.

VOTE 5-0-1 (Messick abstained)

12. Correspondences and Complaints

Mr. Kozloski informed the members a memo was received on February 12, 2019 stating there has been a new breach at Bondi's Island. An Enforcement Order should be issued for plans to be submitted for restoration in the area. Ms. Messick is concerned about the slope, and wants to know if there are plans to redesign the slope since it has eroded twice. Mr. Kozloski explained they are not sure if the design is incorrect or if the slope was not constructed properly. Ms. Messick asked for an explanation to be submitted to the Commission regarding if the design standards should be changed to a 24-hour rain event instead of a 12-hour rain event.

Motion made by Ms. Messick and seconded by Ms. Becker to issue an Enforcement Order to the City of Springfield for erosion to the south slope of landfill cap, caused by drainage that has reached the wetlands located near M Street (Bondi's Island).

VOTE 6-0

Mr. Golba, Tree Warden for the Town of Agawam, submitted a letter to the Commission stating a tree that had fallen onto a trail near the brook in Perry Lane Park was a hazard to the public. An Emergency Order was issued for the removal of the tree.

Motion made by Ms. Messick and seconded by Mr. Fallon to ratify the Emergency Order issued to the Town of Agawam for the removal of a tree at Perry Lane Park.

VOTE 6-0

Order of Conditions:

The Order of Conditions was written for the Notice of Intent for 138 South Street.

Motion made by Ms. Messick and seconded by Ms. Becker to issue the Order of Conditions for 138 South Street.

VOTE 6-0

The Order of Conditions was written for the Notice of Intent for 944 Springfield Street.

Motion made by Ms. Messick and seconded by Mr. Fallon to issue the Order of Conditions for 944 Springfield Street.

VOTE 6-0

13. Public Hearing Continued (**Continued to 3/31/19**) – Notice of Intent – Springfield Water & Sewer Commission – M Street & Connecticut River

The meeting adjourned at 7:45 PM