

AGAWAM CONSERVATION COMMISSION
January 13, 2011

MEMBERS PRESENT:

Henry A. Kozloski, Chairman
Sheryl Becker
Magda Galiatsos
Jill Messick
Mark Soticheck

MEMBERS ABSENT:

Steven Douglas
Fred Harpin

ALSO PRESENT:

Pamela R. Kerr

Mr. Kozloski called the meeting to order at 6:30 PM.

1. REQUEST FOR DETERMINATION – 44 Colonial Avenue – Benoit

Mr. Benoit was in attendance to explain his RDA for the construction of a 14' x 14' shed on an existing paved area. Mr. Kozloski and Ms. Messick met on-site with Mr. Benoit in December after issuing an Enforcement Order for the construction of the shed which had begun within a buffer zone. Mr. Kozloski and Ms. Messick agreed that after going on the property and viewing the area, a Negative Determination would be appropriate as the area will not be altered or filled.

Motion was made by Ms. Becker and seconded by Ms. Messick to issue a Negative Determination of Applicability for 44 Colonial Avenue.

VOTE 5-0

3. PUBLIC HEARING CONT. – Notice of Intent – Mark Drive – Langone

Motion was made by Mr. Soticheck and seconded by Ms. Becker to continue the public hearing for the Langone Notice of Intent on Mark Drive as DEP has not yet issued a file number and also there are Engineering Department comments to be addressed.

VOTE 5-0

4. PUBLIC HEARING CONT. – Notice of Intent – St. Jacques Avenue – W&I
Construction

Motion was made by Mr. Soticheck and seconded by Ms. Becker to continue the public hearing for the St. Jacques Avenue Notice of Intent to the next meeting as requested by the applicant.

VOTE 5-0

Mr. Kozloski suggested a letter be sent to the applicant stating that the Commission expects the issue with the Town's Delinquent Tax List be resolved prior to the next meeting. There is a Town Ordinance in place that allows the Commission to reject or deny a permit if the applicant is on the Delinquent Tax List. The members agreed with him.

5. ENFORCEMENT ORDER UPDATES

There were no new updates on the existing Enforcement Orders, however, Mr. Kozloski stated that he will again contact DEP regarding the Optasite Towers, Main Street Enforcement Order.

Colonial Avenue – This Enforcement Order can be lifted since the Commission issued a Negative Determination this evening.

Motion was made by Ms. Messick and seconded by Ms. Galiatsos to lift the Enforcement Order issued for 44 Colonial Avenue.

VOTE 5-0

6. APPROVAL OF MINUTES – December 9, 2010

Motion was made by Mr. Soticheck and seconded by Ms. Messick to approve the minutes of December 9, 2010 as written.

VOTE 4-0-1 (Galiatsos abstained)

2. PUBLIC HEARING – Notice of Intent – Garden Street – Russo

The applicant's representative requested a 30 day continuance of this public hearing to address possible plan changes.

Motion was made by Ms. Galiatsos and seconded by Ms. Messick to continue the public hearing for the Russo Notice of Intent of Garden Street for 30 days as requested by the applicant's representative.

VOTE 5-0

The meeting adjourned at 7:00 PM.

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