

EAST LONGMEADOW CONSERVATION COMMISSION

Wednesday, March 10, 2021

6:00 PM Eastern Time (US and Canada)

Zoom Webinar



MINUTES

Chair Craig Jernstrom opened the meeting at 6:00 PM.

Present: Craig Jernstrom, Chair
Jeffrey Bosworth, Clerk
Frances Corgnati
Elizabeth Stoughton
William Arment
Anthony Zampiceni

Absent: Tom O'Brien, Vice Chair

Staff Present: Bethany Yeo, Planning & Community Development Director
Rebecca Jones, Planning & Community Development Administrative Assistant

APPROVAL OF MINUTES

March 10, 2021

Motion to approve minutes made by Clerk Jeffrey Bosworth; second by Commissioner Anthony Zampiceni and approved by roll call vote five (5)-zero (0). *Commissioner Arment recused himself as he was absent.*

NEW PUBLIC MEETINGS:

1. **Case NOI 2021-1, (MA DEP File# 150-0454):** Bundled Notice of Intent for routine maintenance and repair activities on municipal properties, rights-of ways, easements, roads and structures in East Longmeadow, Massachusetts. Applicant: East Longmeadow DPW, 60 Center Square, East Longmeadow, MA 01028.

Deputy Superintendent Tom Christensen was present for discussion. Mr. Christensen explained that the old Order of Conditions was never recorded with the Hampden County Registry of Deeds. He attempted to file it after the last meeting and one of the requirements to record was a Deed Book and Page for the location. This cannot be included because it is a "blanket" Notice of Intent for the entire town. After consulting with DEP representative Mark Stinson, Mr. Christensen opined that the bundled NOI would essentially be an agreement between DPW and the Conservation Commission.. Planning and Community Development Director Bethany Yeo stated Mr. Stinson advised that in place of the Certificate of Compliance, as long as the Commission feels the document is being honored and DPW is communicating with the Conservation Commission, this will remain an internal document since there is no way to record it without the Book and Page information. Mr. Christensen stated there have been no changes to this document other than changing the title from Generic to Bundled as directed by Mr. Stinson.

Clerk Bosworth confirmed with Ms. Yeo that a new set of Order of Conditions are to be drafted should there be any new special conditions the Commission may want to address. Commissioner Corgnati asked what the methods of notification DPW will use to alert the Commission of upcoming projects. Mr. Christensen explained that most initial communications are through email. Chair Jernstrom opined that

some changes should be made to the Special Conditions based on Mr. Stinson's comments. Mr. Jernstrom expressed satisfaction otherwise.

Motion to approve the Bundled Notice of Intent as submitted made by Commissioner William Arment; second by Commissioner Elizabeth Stoughton and was approved by roll call vote of six (6) - zero (0).

2. **Case NOI 2021-2:** Notice of Intent for 13-25 North Main Street (Assessor's Parcel IDs 26-148A, 27-36A, 37, &38) for the demolition of existing buildings and construction of a building and site improvements subject to 310 CMR 10.58(5) Riverfront Area redevelopment. Applicant: Pride Stores, LLC, 246 Cottage Street, Springfield, MA 01104.

Chair Jernstrom noted that there was an existing Order of Conditions from 2000 and without the Certificate of Compliance on file; the Commission cannot hear this application. Ms. Yeo invited James Channing, attorney for the applicant, for comment. Attorney Channing explained that he was just made aware of the outstanding Order of Conditions and is doing his due diligence and anticipates a quick resolution albeit require a filing.

OLD BUSINESS:

1. **Case CC 2021-1: Request for Certificate of Compliance for 99 Mapleshade Avenue (MassDEP File # 150-0402)** –Request for Certificate of Compliance for 99 Mapleshade Avenue (Assessor's Parcel ID 25-131-0). Applicants: Arthur Rahaim, 39 Dorset Street, East Longmeadow, MA 01028. (Cont. 1/27/2021)

Chairman Jernstrom spoke with Mark Stinson and they agreed that the best course of action would be for the Commission to issue an Enforcement Order requiring a restoration plan that be recorded with the Registry of Deeds. The Enforcement Order would state that the Commission will allow the section of the driveway in question to remain there and have the limit of work line moved from the 50 foot to 100 foot limit of work at the left hand side of the house. Before the Commission is the ratification of the Enforcement Order and once recorded, the Certificate of Compliance can be heard. Clerk Bosworth expressed satisfaction with the course of action. Applicant representative Tom Morrisette was added for discussion and was in agreement with the Commission's plan to move forward.

Motion to approve the issuance of an Enforcement Order made by Commissioner Frances Corgnati; second by Clerk Jeffrey Bosworth and was approved by roll call vote of five (5) - zero (0). *Commissioner William Arment abstained.*

PROJECT MONITORING

Projects [See Project Monitoring spread sheet]

- a. 16 Winterberry Lane

Clerk Bosworth reminded the Commission that Juliano's Pools has prepared the erosion controls and they are ready for inspection. The Commissioners planned to visit the site on March 11, 2021 in the evening at their convenience to ensure the installation was proper.

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b. Hidden Ponds

Chairman Jernstrom opined that he would like to take a portion of the Wetlands Protection fund and hire an outside agent to test the functionality of the basin. Commissioner Corgnati asked that this item be put on the next meeting's agenda and invite Rob Levesque to explain this further.

Chairman Jernstrom requested that all updates be put on the Project Monitoring spreadsheet and that a new draft be emailed to the Commission monthly. He also expressed difficulty accessing the Google Drive and Commissioner Corgnati noted that using that platform is the easiest for others to access. Planning and Community Development Administrative Assistant Rebecca Jones noted that step by step instructions were emailed to the Commissioners and those would be recirculated.

OTHER BUSINESS

- Policies and Procedures of the Conservation Commission

Chairman Jernstrom noted that there is approximately \$65,000.00 in the Wetlands Protection fund which can be used to fund a part-time agent until the Town can address this in a future budget year. He would like to see the Commission authorize the expenditure of approximately \$25,000.00 for a one-year period until addressed in the Town budget. Ms. Yeo noted that MACC Handbook permits salaries be funded through this account and permission is needed from both the Commission and the Town Manager. She proposed that the Town Manager be invited to a future meeting in which this is discussed.

Clerk Bosworth confirmed that this would be a part-time position and would not receive benefits. Ms. Yeo thought a per diem position may be a better fit as the Commission gets acclimated to an agent. Commissioner Corgnati confirmed that the agent would regularly attend Commission meetings. The aim for the next meeting would be to discuss job duties and expectations of the Commissioners of the employee. Ms. Yeo suggested that the commissioners hold off on voting on anything related to this position until the Town Manager is available for discussion. Clerk Bosworth shared his vision for this position, which included 15 to 20 hours a week at a minimum pay of \$20.00 per hour. Duties would include following up on ongoing projects, investigating old filings that may be outstanding and conducting drive-by site visits of conservation land around town.

Chairman Jernstrom requested an update from the Commission members who are also on the Community Preservation Committee regarding Heritage Park. Commissioner Zampiceni stated he will be walking the park with DPW Superintendent Bruce Fenney next week to discuss the proposed project further.

Commissioner William Arment left the meeting at 6:44pm.

Clerk Bosworth requested that the words "call the roll" be removed from the minutes and agenda as it is not a legal requirement. Ms. Yeo agreed to the Clerk's request. Clerk Bosworth also requested that the DEP file number be included in all legal advertisements. Ms. Yeo stated that it is included so long as it

has been issued by the Mass DEP. Chairman Jernstrom requested that the original Notice of Intent for 21 North Main Street be circulated to the Commissioners for review.

ADJOURN Motion to adjourn made by Clerk Jeffrey Bosworth; second by Commissioner Anthony Zampiceni and approved by roll call vote five (5)-zero (0) at 6:53 PM.

Respectfully submitted.

Rebecca Jones
Planning and Community Development Administrative Assistant