

Southampton Conservation Commission (SCC)  
Meeting - September 16, 2013  
Southampton Town Hall Meeting Room

**Attendees:** Chairman Charlie McDonald, Vice-Chairman Matthew Christy, Treasurer Arthur Lawrence, Courtney Haff, Robert Barcomb, Randall Kemp, Secretary Marla Hanc

**Public Present:** Gail Santoro, 83 Pleasant St.  
Pat Fabozzi, 83 Pleasant. St.  
Beth Ahart, 44 Fomer Rd.  
Jillian Henrichon, 7 Geryk Ct.  
Doug Henrichon, 7 Geryk Ct.

The meeting was called to order at 7:00 PM.

**7:00 Open Time to the Public**

Gail Santoro and Pat Fabozzi, abutters of the Pleasant View Estates property, volunteered to help conserve land in Southampton. They said they have recently moved to Southampton because of the open space, and have reviewed the open space section of the Town's Master Plan. They discussed the possibility of looking into fundraising and public outreach for land acquisition and open space preservation. Mr. McDonald explained that the commission was busy with other projects, such as the negotiations with PVRR for the Greenway, and funding was limited. He also reviewed the history of the purchase of open space in the Town of Southampton including the two LAND grants awarded to the Town within the last few years. Also the process by which the Commission gets support within the Town for any open space land acquisition was reviewed, and that the ultimate decision depends on the residents which have to vote to support such a purchase with tax money at a Town Meeting. The interest of the Commission for the purchase of the Pleasant View Estates properties was reviewed at the Select Board meeting based on a survey of the Commission members. After considering that information, the Select Board voted to reject the request.

**7:23 Wolf Hill Sanctuary Project – Jillian Henrichon**

Mr. Barcomb read aloud Ms. Henrichon's August 27th synopsis of her project proposal which involves 1) Clearing and renovating the Wolf Hill sanctuary trail, 2) creating pamphlets which will promote the use of trails at Wolf Hill Sanctuary, Nancy Whittemore Conservation Area, Szczypta Farm Conservation area, Manhan Meadow Sanctuary and the Alice Brown Conservation Area, and 3) leading a 1-2 hour hike on Wolf Hill. The proposed work would take place in the spring and summer of 2014. Ms. Henrichon will meet with the Wolf Hill property owner, Barry Searle, prior to that time.

A motion was made by Mr. Barcomb to support and sign the proposal. Mr. Kemp seconded the motion. The motion passed unanimously with seven (7) YES votes.

**7:37 Regular Business:**

**7:37 Review Minutes**

The minutes from August 19, 2013 were reviewed.

**7:40** A motion was made by Mr. Christy to approve the minutes as amended. The motion was seconded by Mr. Barcomb. The motion passed with six (6) YES votes and one (1) abstention (Mr. Lawrence).

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**7:40 Treasurer's Report**

Mr. Lawrence said that on September 10 the Town Clerk received the approval from the Mass. State Attorney General's office for the SCC fee increase bylaw which had been approved at the May 21 Town Meeting.

**Signatures:**

- SCC-FY-14-04 from CC Expenses (#15171.700)
  - Payable to Charlie McDonald for postage, \$1.32
  - Payable to Daily Hampshire Gazette for RDA notices, \$150.00.

**7:41** A motion was made by Mr. Kemp to approve the Treasurer's Report. Mr. Barcomb seconded the motion. The motion passed unanimously with seven (7) YES votes.

**7:45 Correspondence**

**Email:**

- August 21, 2013, from Regina Shea-Sullivan, Interim Town Administrator – regarding Lots 1-10 Pleasant Street
- August 22, 2013, from Mass Audubon – regarding Eagles Return, Monarch Mystery, and More
- August 23, 2013, from Mark Stinson (DEP) – regarding maintenance work performed by a highway department
- August 26, 2013, from Charlie McDonald to April West and Michael Buehler, - regarding Greenway MDOT Support
- August 26, 2013, from Charlie Kanieckic, DPH – regarding Public Safety Building Com. Wet Lands determination
- August 27, 2013, from Jillian Henrichon – regarding Proposed Project Outline document
- August 28, 2013, from Charlie McDonald to Regina Shea-Sullivan – regarding Pleasant View Estates SCC comments on request for Chapter 61 waiver of right of first refusal
- August 29, 2013, from Environmental Compliance Services, Inc. – regarding The Environment in the Headlines
- August 29, 2013, from Matthew Lundsted – regarding Workshop on Improving Stream Crossings
- August 30, 2013, from Charlie McDonald to Planning Board – regarding 29 & 31 Hillside Meadow
- August 30, 2013, from Anne Capra, Principal Planner, Pioneer Valley Planning Commission – regarding Southampton Compact for Conservation FY14 Scope
- August 30, 2013, from Mass Wildlife (FWE) - regarding [masswildlife.news] MassWildlife News--September Issue
- September 2, 2013, from Ecological Landscaping Association - regarding Upcoming Educational Events
- September 3, 2013, from John Furman – regarding 29 & 31 Hillside Meadow
- September 3, 2013, from Mark Stinson (DEP) – regarding DEP Western Region Circuit Rider News for September 2013
- September 3, 2013, from Michael Downey (DCR) – regarding Community Forest and Open Space Conservation Program Request for Applications for 2014

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- September 4, 2013, from DLS Alert@dor.state.ma.us – regarding 2013 Regionalization Conference Registration Information
- September 5, 2013, from James Levitt – regarding Conservation Innovation Update, Third Quarter 2013
- September 5, 2013, from DLS Alert@dor.state.ma.us – regarding City and Town – September 5th, 2013
- September 10, 2013, from DLS Alert@dor.state.ma.us – regarding Announcing \$4 Million in Funding for Third Round of CIC Grants
- September 10, 2013, from Martha Coakley, Attorney General, to Eileen Couture, Town Clerk – regarding Southampton Annual Town Meeting of May 21, 2013 – Case # 6812 Warrant Article # 28 (General)
- September 11, 2013, US Composting Council – regarding Compost: Nature's Way to Grow! Join Us in Oakland, Jan 26-29, 2014
- September 11, 2013, from Larry Rusiecki – Labrie Field Order of Conditions dated July 13, 2011/coordinating the as-built plan and request form 8a for compliance in the near future
- September 11, 2013, from Eric F. Seaborn, Program Coordinator, DCR Urban and Community Forestry – regarding DCR September 2013 Citizen Forester
- September 12, 2013, from Mark Reed, Heritage Surveys, Inc. – regarding New England Remodeling, 195 Brickyard Rd., DEP file #289-0190

8:14 A motion was made by Mr. Barcomb to accept the replacement of rock clusters for the originally recorded wooden post & beam fence as a permanent installation to demarcate the edge of the wetland area behind the house at 195 Brickyard Rd. Mr. Kemp seconded the motion. The motion passed with six (6) YES votes and one (1) NO vote (Mr. Christy).

- September 13, 2013, from Save-the-Dates 2014 – regarding ELA Conference & Eco-Marketplace
- September 15, 2013, from James Levitt – regarding REMINDER: Conservation Innovation Update, Third Quarter 2013
- September 16, 2013, from Paul Jahnige (DCR) - regarding 2014 MA Rec Trails Grant Round – Open

**Hardcopy**

- Letter from Virginia Ahart, CPC Chair, requesting proposals for CPA projects. The SCC discussed requests for funding for conservation land trails, development and printing of maps of the trails, website development, and a possible CR on a 52 acre parcel owned by the Kellogg's on Pleasant St.
- Letter dated September 4, 2013 from the Southampton Planning Board – Notice of Decision, Preliminary Subdivision Plan, Strong Road, Assessor's Map No, 29, Lot No. 52 and 53
- Post card from MassDOT regarding Moving Together 13, Wednesday, October 23, 2013, Park Plaza Hotel, Boston
- Northern Woodlands, Autumn '13
- Mass Audubon Connections, September – December 2013
- Mass Interchange, Summer 2013, Volume 27, Number 3
- Baystate Roads Program, Upcoming Workshops
- From the Planning Board, copy of Plan of Land in Southampton Massachusetts surveyed by Heritage Surveys Inc., for Stanley & Mary Stochel, dated August 26, 2013, land on Schoenfeldt Lane and County Road

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- From the Planning Board, copy of Plan of Land in Southampton Massachusetts surveyed by Heritage Surveys Inc., for Michael J. Kent & Sarah A. Labrie, dated August 27, 2013, land on Pleasant Street

**8:16 Southampton Day: October 5<sup>th</sup> Participation**

Ms. Hanc and Mr. Lawrence will have a table at the Celebrate Southampton event on October 5 with copies of the various brochures and maps related to the SCC. The SCC table should be near a Greenway table to tie the materials together where possible.

**Trail Map/PVPC**

Mr. McDonald and Mr. Haff will be meeting with Ann Capra.

**8:22 New/Old Business**

**Negotiation Status: Greenway Corridor Purchase**

Representative Kocot had been in contact with Jody Ray and indicated that MDOT was positive/supportive about the rail exchange with PVRP.

**8:24 Whittemore Conservation Area**

Mr. McDonald has been in touch with Colin Kazunas.

8:26 Mr. Kemp left the meeting

**8:26 Gilbert Rd. Dredging**

On August 19, the Southampton Highway Department dredged several hundred feet of an intermittent stream on Gilbert Rd. as part of roadside maintenance. The Highway Department did not notify the Conservation Commission prior to this work. Mr. McDonald noted that after this incident, he contacted the Highway Department and requested seeding of the disturbed area. This remedial action was agreed upon during a site visit by the Commission. It was subsequently implemented by the Highway Department. Mr. Lawrence had asked Mark Stinson, DEP, hypothetically what would be required for a maintenance dredging project. Mr. Stinson wrote that permitting should be required.

Mr. Lawrence made a motion to issue an enforcement order to the Town Highway Department regarding the work done on the intermittent stream on Gilbert Rd. Ms. Hanc seconded the motion. The motion failed with two (2) YES votes and four (4) NO votes (Mr. McDonald, Mr. Christy, Mr. Barcomb, and Mr. Haff.)

Mr. Haff suggested that Commissioners review before the whole Commission any anticipated contact with the Department of Environmental Protection or the Hampshire Gazette.

**8:36** Mr. Christy left the meeting

**8:36 Pleasant St. Subdivision**

On July 29, Attorney Amanda Zedonis Kemp had sent the letter for Chapter 61A request for waiver of the right to first refusal for the Town of Southampton to purchase the property. The letter was brought to the attention of the SCC members at the August 19 SCC meeting. Mr. Lawrence considered this inadequate forewarning of the impending removal of the property from Chapter 61A. Mr. McDonald indicated that information about the cluster development on Pleasant St., and its removal from Chapter 61A was presented to the Commission via email in early May after which

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a site visit occurred. Mr. Lawrence requested that in the future, a member of a majority vote should present the SCC vote to the BOS. Mr. McDonald indicated that all Commissioners at the Select Board meeting, which included Mr. Lawrence, had the opportunity to review their positions toward this open space purchase, and that all written responses [3] from the Commissioners to the Select Board's questions concerning this purchase were presented to the Board electronically prior to their meeting and reviewed at the meeting. Mr. Lawrence has asked MACC to provide training relating to Chapter 61 at the next annual conference, and has asked the assessor's office for a list of Southampton properties currently under Chapter 61 status.

**8:41** Mr. Kemp returned to the meeting

**Conservation Areas**

A complaint has been received about access to the Wolcott Rd. property. The complaint was not presented directly to the Commission, but anonymously delivered to Mr. Lawrence. The deed should be reviewed for the wording of the easement crossing the private property for access to Durell Path.

Mr. Lawrence suggested that money be used from the endowment for SCC property maintenance. Mr. Barcomb asked if the endowment money could be invested for a higher return. Mr. Lawrence said he would check on the investment options.

**8:49** Mr. Kemp left the meeting

Ms. Santoro asked if SCC endowment money could have been used for an appraisal of the Pleasant View Estates parcel. Mr. Lawrence replied that he believes that this is the case.

Ms. Hanc asked Mr. McDonald if he would copy correspondence to other members of the SCC when he emails them to her in her capacity as secretary. By the time the correspondence is reviewed at meetings, the scheduled time for many of the workshops referenced in the correspondence is already passed.

**Site Visits**

Ms. Hanc will go to the 195 Brickyard Rd. site to review the rock clusters. Mr. McDonald will contact Dan Pellegrini and Kate Bednaz to schedule the fall site visit of Mr. Pellegrini's restoration work on Crooked Ledge Rd.

**Next Meetings**

The next SCC meetings are planned for September 30, October 28, and November 25, 2013.

**8:55 Adjournment**

A motion was made by Mr. Barcomb to adjourn. The motion was seconded by Mr. Haff. The motion passed unanimously with five (5) YES votes.