

Southampton Conservation Commission (SCC)  
Meeting –June 6, 2016  
Southampton Town Hall 1st Floor Meeting Room

**Attendees:** Chairman Charlie McDonald, Treasurer Arthur Lawrence, Secretary Marla Hanc, Robert Barcomb, Rick Thibault (arrived 7:03)

**Absent:** Vice-Chairman Matthew Christy

**Public Present:** David Garstka, 41 Cold Spring Rd.  
Teague Baker, 220 Brickyard Rd.  
Barbara Laflam, 20 Cook Rd.  
Janet Brown, 14 High St.  
Donald Warren, 230 College Hwy.  
Mark Reed, Heritage Surveys, Inc.  
Walter Marek, 186 College Hwy  
Heather Pellegrini, 76 Crooked Ledge Rd.  
Filipe Cravo, 40 School St., Westfield  
Jennifer Donais, 98 Crooked Ledge Rd.  
Michael Donais, 98 Crooked Ledge Rd.

The meeting was called to order at **7:01 PM**

**7:01 Open Time to the Public**

Barbara Laflam thanked the Conservation Commission for their support of the Cook/County Road Water Protection Project which received a positive unanimous vote for Community Preservation funding at the May 17 Annual Town Meeting. The next step will be to apply to the state for a LAND Grant.

**7:02 Regular Business:**

**Review minutes** from May 16, 2016

**7:02** A motion to accept the minutes from May 16, 2016 as written was made by Mr. Lawrence and was seconded by Mr. Barcomb. The motion passed with four (4) YES.

**7:03 Treasurer's Report – FY 2016**

The balance in the Conservation Commission Expenses account is \$0; no funding was made available for SCC expenses for FY 2017 at the Annual Town Meeting. Mr. Lawrence reported that no future reimbursements will be made for ink or paper. Printing can be done using the Town Hall equipment.

**Signatures**

- SCC-FY-16-P19 from Wetlands Protection (#245100.020)
  - Payable to Charlie McDonald for paper and post-its, \$28.28

**7:05** A motion to accept the Treasurer's Report was made by Mr. Barcomb and was seconded by Ms. Hanc. The motion passed unanimously with five (5) YES votes.

**7:06 Correspondence**

**Email**

- May 17, 2016, from MassWildlife – regarding May events: walks, talks, and turtles

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- May 18, 2016, from Michele Grzenda – regarding MSMCP - upcoming brown bag and other stuff
- May 18, 2016, from Pioneer Valley Planning Commission – regarding PVPC's 2016 Annual Meeting Invitation – Thursday, June 9, 2016
- May 18, 2016, from Beals + Thomas – regarding Lake and Pond Geographic Information Systems (GIS) Applications
- May 19, 2016, from a member of the community - report of trees cut down on Whittemore Conservation Area property
- May 19, 2016, from Spatterdock Press – regarding New Field Guide, Wetland Plants of New England
- May 20, 2016, from Andy Pasquini - regarding request to review depression in back yard of 12 Freyer Rd.
- May 20, 2016, from Mark Reed, Heritage Surveys, Inc. – regarding W. Marek, Inc., 186 College Highway - RDA filing
- May 24, 2016, from MACC – regarding eMACC Advocacy Update - May 24
- May 24, 2016, from Kestrel Land Trust – regarding Community Support Brings Lands Closer to "Forever"
- May 26, 2016, from Pioneer Valley Planning Commission – regarding Join us for a Regional Panel on Transformative Development – Thursday, June 30, 2016
- May 31, 2016, from Citizen.Forester@bos-mailsec-002.state.ma.us - regarding DCR Citizen Forester June Announcements
- May 31, 2016, from Mark Reed, Heritage Surveys, Inc. - regarding David Garstka Builders, LLC, 99 Gilbert Road, Southampton DEP file #289-0202, Request for Certificate of Compliance (Partial)
- June 1, 2016, from Michele Grzenda – regarding MSMCP - June events, campaigns, and court rulings
- June 1, 2016, from Mark Stinson (DEP) – regarding Fertilization of Lawn adjacent to Wetlands.
- June 1, 2016, from Mark Stinson (DEP) – regarding Call in nights and my time off for June
- June 1, 2016, from Mark Stinson (DEP) – regarding New job postings in Springfield office of MassDEP
- June 1, 2016, from Mark Stinson (DEP) – regarding June 2016 DEP Western Region Circuit Rider news
- June 1, 2016, from MassWildlife – regarding MassWildlife Monthly: June
- June 3, 2016, from Citizen.Forester@bos-mailsec-002.state.ma.us – regarding June 2016 DCR Citizen Forester Newsletter
- June 6, 2016, from Janet Brown – regarding RDA filed by W. Marek. LLC for 186 College Hwy.
- June 6, 2016, from Steve Camp – regarding timing of mowing on Gilbert Road
- June 6, 2016, from Christine Volonte, Kestrel Land Trust – regarding Kestrel Nest Box Update

**Hard Copy**

- New construction permit application for 91 Moosebrook Road from Viktor Gorobinskiy
- Estimate for Szczypta barn stabilization from Peter Zarichak, Southwick

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- Draft of driveway regulations from Highway Superintendent Randall Kemp
- Esri News for State & Local Government, Summer 2016
- ArcUser – The Magazine for Esri Software Users, Summer 2016

**7:07 RDA 186 College Highway**, Project Owner: W. Marek, LLC, Representative: Mark Reed, Heritage Surveys, Inc.

Mr. McDonald read the notice which had been published in the May 25 Daily Hampshire Gazette. The proposed project is the construction of a single family home outside of a fifty foot buffer to a Bordering Vegetated Wetland. The site visit took place on May 28. A check for \$75 for the local RDA fee was given to the Treasurer. A check for \$94.54 for publication of the legal ad can be given to the SCC Treasurer at the Town Hall later in the week. Mrs. Brown asked about minimum lot size and future use of lawn chemicals on the site. Mr. Reed said the lot conformed to zoning (this is not a Conservation Commission matter) and that the deed specified no commercial application of herbicides or pesticides and only organic or natural fertilizers shall be used.

Mr. McDonald read aloud the Special Order of Conditions.

**7:28** A motion was made by Mr. Barcomb to issue a Negative 3 determination with special conditions on WPA Form 2 Determination of Applicability, section B Determinations. (The work described in the Request in within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. The work does not require filing of a Notice of Intent, subject to conditions.). The motion was seconded by Mr. Thibault. The motion passed unanimously with five (5) YES votes. Three copies of the RDA form were signed.

**7:30** Mr. Lawrence left the meeting.

**7:31 Continuation of NOI Quigley Road, DEP # 289-0206**, Project Owner: Dan Pellegrini, Representative: Philip Cravo, R. Levesque Associates Inc.

The updated design of the 23 acre Pellegrini/Quigley Road subdivision will have no work done within the wetlands; the proposed location of the cul-de-sac has been moved. A request has been made by the applicant to DEP to withdraw the Water Quality Certification Application. The infiltration basins have also been redesigned based upon peer review by Doucet & Associates. Mr. Cravo gave a copy of his correspondence with David Foulis (DEP) to the SCC.

**7:41** A motion was made by Mr. Thibault and seconded by Mr. Barcomb to close the public hearing. The motion passed unanimously with four (4) YES votes.

Mr. McDonald reviewed the Order of Conditions. Ms. Hanc requested that the wording under #34 be changed from “minimal fertilization of lawn to prevent contamination of wetland areas” to “only organic slow release used per manufacturers specifications” since drainage in the sub-development will flow to the surrounding wetlands. Mr. McDonald indicated that he believed this was outside the authority of the SCC.

**7:48** A motion was made by Mr. Thibault and seconded by Mr. Barcomb to issue the Order of Conditions. The motion passed with three (3) YES votes and one (1) NO vote (Ms. Hanc). Three copies of the OOC’s were signed.

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**7:50** Mr. Lawrence returned to the meeting.

**7:52 Certificate of Compliance: Parcel 2-2, 99 Gilbert Rd., DEP # 289-0202**, Project Owner: David Garstka, Representative: Mark Reed, Heritage Surveys, Inc.

The construction of the single family house and the sewage disposal system has been completed. The lawn has been established. The request is for a partial Certificate of Compliance since some work remains to be completed on parcel 3-2, 99 Gilbert Rd., which is under the same NOI. The site visit on June 2 was attended by Mr. McDonald, Mr. Lawrence, Ms. Hanc, and Mr. Garstka.

**8:02** A motion to issue the Certificate of Compliance (Partial) was made by Mr. Barcomb and seconded by Mr. Lawrence. The motion passed unanimously with five (5) YES votes. Three copies of the COC's were signed.

**8:05 Stewardship Projects**

**Survey: Whittemore Conservation Area**

A member of the public reported seeing trees removed from what appears to be Town land at the Whittemore Conservation Area. During prior SCC meetings it had been planned to perform survey work to clearly delineate these property boundaries. (See minutes from March 31, 2014).

**8:12** Mr. Barcomb made a motion was made to spend up to \$2,000 from the Conant Wildlife Fund to survey the Nancy Whittemore Conservation Area boundaries. The motion was seconded by Mr. Thibault. The motion passed unanimously with five (5) YES votes.

Mr. Barcomb will contact Holmberg & Howe to schedule the survey work. Ms. Hanc will create the list of abutters to be notified that the work will be done.

**8:13 PVPC Map Implementation/Compact**

The SCC has in the past used the Pioneer Valley Planning Commission as a resource for the Greenway Project and has sought their direction for the Whittemore Bridge project.

**8:23** A motion was made by Mr. Thibault and seconded by Ms. Hanc to pay for the FY17 Compact with PVPC. The motion passed with three (3) YES votes and two (2) NO votes (Mr. Lawrence and Mr. Barcomb).

**CPC Project – Szczypta Barn Stabilization**

Prior to beginning carpentry work to stabilize the Szczypta barn, to be paid for by the Community Preservation Funds approves at the May 17 Annual Town Meeting, the surrounding vegetation must be cut back to provide access to the building structure and parking. Ms Hanc said she had spoken with the Highway Superintendent regarding SCC property maintenance, including the Szczypta barn site. The Highway Department staff might be able to do the cleanup, but only as filler work when time allowed.

**8:30** A motion to hire a landscaper to clean up the area around the Szczypta barn was made by Mr. Barcomb and seconded by Mr. Thibault. The motion passed with four (4) YES votes and one (1) NO vote (Ms. Hanc).

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**8:32** A motion to hire Sarafin Builders to perform the barn stabilization work was made by Mr. Barcomb and seconded by Mr. Thibault. The motion passed unanimously with five (5) YES votes

**8:35** A motion to make a recommendation to the Select Board to appoint Teague Baker to the Conservation Commission was made by Mr. Barcomb and seconded by Mr. Thibault. The motion passed unanimously with five (5) YES votes.

**Future Meetings**

The next SCC meetings are tentatively planned for June 20, July 18, August 1 & 15, and September 19, 2016.

**8:36 Adjournment**

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