

CONSERVATION COMMISSION  
70 EAST MAIN STREET  
NORTON, MASSACHUSETTS 02766-2320  
(508) 285-0275

RECEIVED

Monday, August 14, 1995  
7:30 pm

SEP 12 1995

NORTON TOWN CLERK

**Attendance**

Jeff Houde (Chairman), Leonard Silvia (Vice Chairman),  
Bob Medeiros, Edward Breault, Carlos Fragata (Conservation Director)  
Julian Kadish and Dana Rappaneau were absent from the meeting.

**Minutes**

The members reviewed the Bills Payable Sheet. Leonard Silvia made a motion, seconded by Ed Breault, to pay the bills. Approved.

The members reviewed draft minutes of the meetings of June 27, 1995, July 10, 1995 and July 24, 1995. Ed Breault made a motion, seconded by Leonard Silvia, to approve the minutes. Approved.

Members opened the continued Public Hearing for a Notice of Intent filed by Atlantic Dev. Corp. for lots 271, 278-17 & 278-18 (assessors maps 8 & 9) Mansfield Ave. (Route 140) for proposed plans which involve work proposed within the 100 ft. Buffer Zone of a bordering vegetated wetland and Bank resource areas, including parking, stormwater detention facilities and outlets, grading, and other related work related to construction of three retail buildings totaling 250,000 sq. ft. Colin Duncan, a representative for Atlantic Dev. Corp. stated that the 3 isolated wetlands may be under ACOE jurisdiction. The plans propose to replicate if required by ACOE in the buffer zone and the bordering vegetated wetlands. Mr. Duncan also requested that the meeting be continued to the next available date in light of the fact that the Planning Board would be reviewing the proposal on Tuesday, August 15, 1995. Bob Medeiros made a motion, seconded by Leonard Silvia (Vice Chairman), to continue the Public Hearing until August 28, 1995. Bob Medeiros, made a motion, seconded by Ed Breault, to have a letter sent to MEPA and DEP/WPC to see if replication of the isolated areas is needed, and if so, then the Conservation Commission recommends replication in the form of an isolated wetland in any area except the Buffer Zone or a wetland.

The members reviewed a Request for a Determination of Applicability filed by David and Debra Pixley for lot 23 (assessors map 31), 11 Dean St. for proposed plans for a septic system repair within the 100 ft. Buffer Zone of a vegetated wetland. Jack Vance stated that he would be upgrading the system and some variances may be needed. Bob Medeiros made a motion, seconded by Ed Breault, to close the Public Meeting. Approved. Bob

Medeiros made a motion, seconded by Ed Breault, to issue a negative Determination if the work was done according to the submitted plans. Approved.

The members reviewed a Request for a Determination of Applicability filed by Peoples Savings Bank for lot 282 (assessors map 9), 154 Mansfield Ave. for proposed plans for a septic repair within the 100 ft. Buffer Zone of a bordering vegetated wetland. Ed Breault made a motion, seconded by Bob Medeiros, to close the Public Meeting. Approved. Ed Breault made a motion, seconded by Leonard Silvia, to issue a negative Determination if the work is done according to the submitted plans. Approved.

The members reviewed a post facto Request for a Determination of Applicability filed by William J. Julio for lot 182 (assessors map 19), 131 King Philip Rd. for proposed plans for a 13' x 23 1/2' addition to the rear of an existing dwelling within the 100 ft. Buffer Zone of a vegetated wetland. Mr. Fragata stated that the applicant was verbally stopped due to the fact that the work was done without a permit but was only allowed to backfill and install a siltation fence prior to the Norton Conservation Commission meeting. Ed Breault made a motion, seconded by Leonard Silvia, to close the Public Meeting. Approved. Ed Breault made a motion, seconded by Bob Medeiros, to issue a negative Determination as long as the work was done according to the submitted plans. Approved.

### **Other Business**

Members reviewed a request for a partial Certificate of Compliance from RCM Construction Co. for lot 14 (assessors map 14), Antone Drive. A bond in the amount of \$500 was already posted with the Norton Town Treasurer for this lot, therefore Ed Breault made a motion, seconded by Leonard Silvia, to issue the Certificate and accept the bond. Approved.

Members reviewed a request from Mr. John McNicholas for a release letter stating that lot 19, parcel 72 (assessors map 24), Blueberry Knoll Estates (#250-334, Creative Homes, Inc.), is not conditioned by Order of Conditions #250-334 and that these Order of Conditions are only for the road work and drainage. Bob Medeiros made a motion, seconded by Ed Breault, to send the letter to Mr. McNicholas as requested. Approved.

The members reviewed a request for a Certificate of Compliance filed by Douglas King for lots 11 & 10A (assessors map 2), Smith Circle (Easton) (#250-349 & #250-350). Ed Breault made a motion, seconded by Leonard Silvia, to issue a Partial Certificate of Compliance for lots 11 & 10A (assessors map 2), Smith Circle (Easton) provided a \$500 bond would be posted with the Town Treasurer by the applicant for both lots to ensure final vegetative stabilization of exposed soils on both lots. The applicant agreed to post the bonds on Thursday, August 17, 1995. Approved.

The members reviewed a request for a Certificate of Compliance filed by Whatmough Corp. for lot 1, Walker St. (DET. #352). Bob Medeiros made a motion, seconded by Ed

Breault, to issue a Partial Certificate of Compliance for lot 1, Walker St. provided a \$500 bond would be posted with the Town Treasurer by the applicant to ensure final vegetative stabilization of exposed soils. Approved.

The members reviewed revised plans submitted by P & A Construction for lot 5, parcel 37 (assessors map 17), Elm St. Bob Medeiros made a motion, seconded by Ed Breault, to approve the plans subject to notification of the start of work by the applicant. Approved.

The members of the Conservation Commission voted not to sign the settlement agreement pertaining to James Feeney (#250-278) unless prior to road construction, the applicant submitted a road construction sequence, showing depth and how wide stone trench would be.

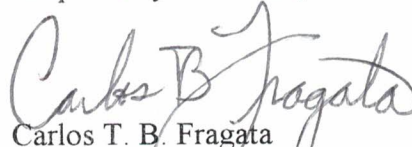
The Conservation Director, Carlos Fragata, stated that he would be meeting with a represent-ative from Baystate Environmental on Thursday, August 17, 1995 and that the next and last of the three Regional Watershed Management Workshops would be held on September 23, 1995 at the Great Woods in Mansfield from 10:00am to 4:00pm.

The Conservation Director stated that he wanted to upgrade the FEMA CRS Rating from 9 to 8 in order to increase savings to the policy holders in Norton.

The members discussed the weed harvester as being classified as a water craft and would therefore be subject to registration.

Ed Breault made a motion, seconded by Bob Medeiros, to adjourn the meeting at 9:30 pm. Approved.

Respectfully submitted,

  
Carlos T. B. Fragata  
Conservation Director

CF/pmb