



CONSERVATION COMMISSION  
70 EAST MAIN STREET  
NORTON, MASSACHUSETTS 02766-2320  
(508) 285-0275  
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FEB 14 1996

NORTON TOWN CLERK

**Monday, January 22, 1996**

**7:30 pm**

**Attendance**

Jeff Houde (Chairman), Leonard Silvia (Vice-Chairman) (left at 8:50pm)  
Ed Breault, Patrick Corcoran, Dana Rappaneau,  
Julian Kadish, Robert Medeiros (arrived at 8:00pm)  
Carlos Fragata (Director)

**Minutes**

Members reviewed the Bills Payable Sheet. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to pay the bills. Approved.

Members reviewed the draft minutes of November 27, 1995. Leonard Silvia made a motion, seconded by Julian Kadish, to accept the minutes. Patrick Corcoran abstained from voting. Approved.

Members reviewed the draft minutes of December 11, 1995. Ed Breault made a motion, seconded by Leonard Silvia, to amend the minutes. Approved. Julian Kadish abstained from voting. Ed Breault made a motion, seconded by Patrick Corcoran, to accept the minutes as amended. Dana Rappaneau and Julian Kadish abstained from voting. Approved.

Members reviewed a **Request for a Determination of Applicability filed by Creative Homes, Inc. - lot 10, parcel 160 (assessors map 18) Stanley Road** for proposed plans for the construction of a single family house, driveway, subsurface sewage disposal system and associated grading within the 100' buffer of a bordering vegetated wetland. Ed Breault made a motion, seconded by Julian Kadish, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Ed Breault, to issue a negative Determination of Applicability with conditions including siltation control. Approved.

Members reviewed a **Notice of Intent filed by Wheaton College - lot 26 (assessors map 17) corner of Rt. 123 (E. Main St.) and Rt. 140 (Mansfield Ave.)** for proposed plans for the construction of a baseball field including grading and installation of fences. Leonard Silvia made a motion, seconded by Dana Rappaneau, to close the public hearing. Bob Campbell, from Wheaton College, and Gerry Narkiewicz, a representative from PSI, were present to explain that the work involved would be buffer work only and that the project will be 30 ft. from bordering vegetative wetlands at the closest point. Approved. Leonard Silvia made a motion to approve the project with conditions. Julian Kadish made a motion, seconded by Ed

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Breault, to approve the application with the draft conditions submitted by the Director.  
Approved.

Members reviewed a request for a Partial Certificate of Compliance filed by **Folkman/Zola Bldrs. for lot 24, parcel 163 (assessors map 14) Antone Drive (DET. #424)**. Leonard Silvia made a motion, seconded by Julian Kadish, to issue a partial Certificate of Compliance after the applicant has posted a \$1,500 bond with the Town Treasurer to ensure final grades, final vegetative stabilization of the soils and erosion control. Approved.

Members reviewed a request for a Certificate of Compliance filed by **Nancy Ewing for lot 515-03 (assessors map 10) No. Washington St. (#250-61)**. Ed Breault made a motion, seconded by Leonard Silvia, to issue a full Certificate of Compliance. Approved.

Members informally discussed property owned by **Ewa Jedrychowska in regards to a development (subdivision) plans, parcels 220 & 222 (assessors map 9) Reservoir Street**. No action was taken.

**Right of refusal** - Members reviewed lot 47 (assessors map 12) Lincoln St. (presently under 61B) which was offered to the Town of Norton. Leonard Silvia made a motion, seconded by Julian Kadish, to decline the offer. Approved.

**#250-369 - The Land Collaborative - Oakridge Subdivision - lots 44 & 44-01 (assessors map 8) Oak Street**. ---Representing The Land Collaborative, Mr. Harry Blackey was present to discuss the possibility of the Commission accepting a conservation restriction, as part of a Planning Board conditional cluster approval. He explain that originally a 50 ft. ring of open space surrounding the sub-division, including lot 1, was shown on the submitted plans and presented revised plans showing parcel A (formally lot 1) to exclude the area of the 50 ft. buffer and to include the area in parcel A which includes the septic treatment leaching area as part of the open space in order to comply with the state's recommendation. No action was taken since the Conservation Commission felt that it was not within their authority to design the restriction

Members reviewed the **FY97 BUDGET**. The Director noted that it was the same as the FY96 Budget except for the secretary's hours, which will be funded more from Tax levy than from NOI filing fees. Julian Kadish made a motion, seconded by Dana Rappaneau, to approve the budget. Approved.

**Job Description** - Members reviewed a draft revised job description for the Conservation Director. The Director noted that this was the first update since the outdated, original 1985 version, and is very different. Julian Kadish made a motion, seconded by Patrick Corcoran, to accept the job description as presented. Approved.



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**Office Policies** - Members discussed posting an Agenda with Other Business included as opposed to posting an Agenda and having Other Business listed on an Addendum. Items such as Certificates of Compliance (full or partial), Extension Permits, Informal discussions, etc. are listed under Other Business and will be on the Agenda to be posted with the Town Clerk no later than the Thursday prior to the next Conservation Commission meeting at 4:00 pm. Leonard Silvia made a motion, seconded by Patrick Corcoran, to approve the Agenda policy. Approved.

**Lake Winnecunnet** - Ed Breault stated that there was nothing new to report.

The Conservation Director stated that he was holding a Floodplain Workshop on Monday, February 5, 1996 at the Norton Public Library Community Room from 7:00 pm to 9:00 pm.

**MBTA** - The Conservation Director mentioned to the Commission members that, according to Mr. Andrew Brennan from the MBTA, the most appropriate time to meet with him would be on a Tuesday evening. The Director suggested that a special meeting could be held for an informal discussion between Mr. Brennan and the Conservation Commission. No action was taken.

The members reviewed a letter sent to Jeff Houde, Chairman, Norton Conservation Commission, Re: Rose Farm Conservation Area by Mr. Barry P. Fogel on behalf of Friends of Rose Farm. Robert Medeiros made a motion, seconded by Ed Breault, to have the Director respond in writing to Mr. Fogel, stating that no contract was in place. Approved.

The members reviewed a letter received from East Coast Engineering, Inc. re: Attleboro Landfill, Inc. The letter stated that they would be conducting activities at this site to cap the landfill, in accordance with Orders of Conditions issued by the Attleboro Conservation Commission and that they are also within the 100 foot buffer zone within the Town of Norton. Leonard Silvia made a motion, seconded by Robert Medeiros, that a Request for a Determination of Applicability be filed with the Norton Conservation Commission. Approved.

The members reviewed a complaint filed by Janice Nevius regarding water problems off John Scott Blvd. Ms. Nevius wanted the Commission to get the old owner (Freeman) or contractor (Chabot) to correct erosion and siltation problem. The Commission's consensus was that the homeowner was responsible for any problems on the lot.

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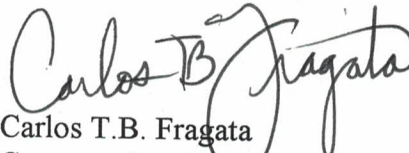
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**Norton Reservoir** - The consensus after reviewing the draft RFP for the proposed dredging project was for Julian Kadish to review final drafts and make recommendations to the Conservation Commission through the Director at the February 12, 1996 regular Conservation Commission meeting.

Respectfully Submitted,

  
Carlos T.B. Fragata  
Conservation Director

CF/pmb