



CONSERVATION COMMISSION  
70 EAST MAIN STREET  
NORTON, MASSACHUSETTS 02766-2320  
(508) 285-0275  
Fax (508) 285-0297

Tuesday, November 12, 1996  
7:30 p.m.

RECEIVED

DEC 04 1996

Attendance

NORTON TOWN CLERK

Jeff Houde (Chairman), Ed Breault (Vice-Chairman),  
Dana Rappaneau, Patrick Corcoran, Bob Mederios,  
Leonard Silvia, Carlos Fragata (Director)

Julian Kadish was absent

Minutes

Patrick Corcoran made a motion, seconded by Dana Rappaneau to approve the draft minutes from the October 16, meeting. Approved. The draft minutes for October 28, 1996 were tabled until the November 25, 1996 meeting.

The members reviewed a **Request for a Determination of Applicability - Ewa Jedrychowska - parcels 220 & 222 (assessors map 9) Reservoir St.** (con't. from 10/28/96 mtg.) - for conformation of a wetland line and to initiate a discussion regarding the ditches which have to be filled to build a road, others could be replaced by storm drainage. These ditches are in place for drainage purposes and don't appear to serve any animal habitat. The Director informed the Commission that the area in question was not checked by the engineer, and therefore, recommended a continuance. Patrick Corcoran made a motion, seconded by Leonard Silvia, to continue public hearing until the November 25, 1996 meeting at 8:00 pm for further wetland investigation by the engineer. Approved.

**Request for a Determination of Applicability - Neil Young - lot 1, parcel 162 (assessors map 12)** - for proposed plans to construct a single family house, driveway and associated utilities and grading within the 100 ft. buffer zone of bordering vegetated wetlands. Chris Yarworth represented the applicant. Frank Beverly and Mary Flynn, abutters, asked if any runoff would affect their property. Patrick Corcoran made a motion, seconded by Dana Rappaneau, to close the public meeting. Approved. Ed Breault made a motion, seconded by Bob Mederios, to issue a negative Determination of Applicability as long as, the work is carried out as planned, and subject to the conditions proposed by the Director.

The members reviewed a request for a **full Certificate of Compliance** filed by **Roberts Realty Trust, lot 13 (originally) M.12, Burt St. - file # 250-164.** The Director stated that the Planning Board accepted the road without an asbuilt plan. Bob Mederios made a motion, seconded by Leonard Silvia to allow Roberts Realty Trust to remain as is ( unless an asbuilt is submitted, or other action is taken by Roberts Realty). Approved.

**Norton Conservation Commission**

**Tuesday, November 12, 1996**

**Minutes (page 2)**

The members reviewed a request for a **full Certificate of Compliance** filed by **Authentic Bldrs., Inc., lot 2, M. 23, 84 Taunton Avenue - DET # 442**. Ed Breault made a motion, seconded by Leonard Silvia, to issue a Full Certificate of Compliance with a bond release of \$500. Approved.

The members reviewed a request for a **full Certificate of Compliance** filed by **Sher-Corp., Ltd., lot 8, parcel 16, M.29, Forest Lane - DET # 303**. Ed Breault made a motion, seconded by Bob Mederios, to issue a Full Certificate of Compliance with a bond release of \$500. Approved.

The members reviewed a request for a **full Certificate of Compliance** filed by **Robert Bullock, lots 138 & 139, M. 3, Holly Road - DET # 394**. Bob Mederios made a motion, seconded by Ed Breault to issue a Full Certificate of Compliance with a bond release of \$500. Approved.

The members reviewed a request for an **Extension Permit** filed by **William B. Slattery, lots 3 & 4, M. 31, Harvey Street file # 250-293**. Bob Mederios made a motion, seconded by Ed Breault, to issue a 3-year Extension Permit to expire on November 15, 1999. Approved.

The members reviewed a request for an **Extension Permit** filed by **Earl C. Willcott, Jr., 143 Newland Street (now 145 Newland Street) DET # 172**. Bob Mederios made a motion, seconded by Ed Breault, to issue a 3-year Extension Permit to expire on February 22, 1998. Approved.

The members reviewed a request for an **Extension Permit** filed by **Paul & Anna Precourt, parcels 38, 39, 49 & 50, Walker Street - file # 250-269**. Bob Mederios made a motion, seconded by Leonard Silvia, to issue a 4-year Extension Permit to expire on October 23, 1997. Approved.

The members reviewed a request for an **Extension Permit** filed by **Marshall B. Martin III, lot 1 (map 29) Taunton Ave.- file # 250-328**. Bob Mederios made a motion, seconded by Ed Breault, to issue a 3-year Extension Permit to expire on December 29, 1999. Approved.

The members reviewed **Orders of Conditions** for **Chilmark Company, lot 190, M. 4, Kingsley & Kensington Rds.- file # 250-382**. Bob Mederios made a motion, seconded by Ed Breault, to amend the draft conditions language on # 13 from 5 days to 48 hours. Approved, as amended.

**Enforcement**

Sher-Corp, lot 9 Furnace Pond Way; Taylor, tree cutting on Smith Street; Plantation Products, sediment into wetland; Creative Homes, sediment into wetland at crossing; Irene



**Norton Conservation Commission**  
**Tuesday, November 12, 1996**  
**Minutes (page 3)**

Estates, verbal cease and desist on lots 13 & 12; Barrows Court, file will be before Conservation Committee on November 25, 1996; all under control.

**Reservoir**

Baystate Environmental Consultants went out on Thursday, November 7, 1996 for further study. Norton Reservoir dredge bill invoices are to change, retroactive to first invoice (no money changes), in terms of milestones achieved, rather than individual tasks performed..

**Director's Report**

Director informed the Commission that the Town Report for July 1, 1995 to June 30, 1996 (FY 96) is due on December 11, 1996. Director will draft report and the Conservation Commission is to add comments as necessary.

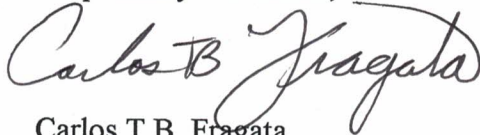
Director reported that the Board of Health Agent, Bob Curry, was considering changing the leaching system setbacks from a wetland from 50 feet to 100 feet in all areas of town.. Presently, the distance is 100 feet if the site is within the water resource protection district. Mr. Curry asked for a letter from these Conservation Commission in support of this. Conservation Commission's consensus was not to support this.

Director reported that the Rivers Act Legal Opinion from DEP SERO, DEP Legal, and town counsel (Kopleman and Paige) was that the subdivision exemption applies only to roadwork, drainage work, and lot configuration, and that single family house construction requires a separate permit.

Director reported that the Master plan meeting (2nd notice) is on Wednesday, November 20, 1996, at 7:00 pm at the library.

Ed Breault made a motion, seconded by Bob Mederios to adjourn the meeting at 8:53 pm.

Respectfully Submitted,



Carlos T.B. Fragata  
Conservation Director

CF/pmb/tc