



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

Tuesday, April 29, 1997

7:30 pm

RECEIVED

MAY 13 1997

NORTON TOWN CLERK

Attendance

Jeff Houde (Chairman), Dana Rappaneau, Bob Medeiros, Leonard Silvia, Patrick Corcoran, Carlos Fragata (Director) Ed Breault (Vice-Chairman) & Julian Kadish were absent

Minutes

The members reviewed the Bills Payable Sheet (misc.). Bob Medeiros made a motion, seconded by Patrick Corcoran, to pay the bills. Approved.

The members reviewed a Bills Payable Sheet for Baystate Environmental Consultants, Inc. for Invoice #7. Bob Medeiros made a motion, seconded by Patrick Corcoran, to pay the bill. Approved.

Bob Medeiros made a motion, seconded by Patrick Corcoran to table the draft minutes of March 24, 1997 and April 14, 1997 until the next meeting. Approved.

Dana Rappaneau made a motion, seconded by Bob Medeiros, to continue the **Notice of Intent filed by John G. Walsh, Jr. & Boro Sand & Stone Corp. - lot 139 (assessors map 17) Pine Street - (con't. from 10/28/96, 12/9/96, 1/13/97, 2/24/97 & 3/24/97 mtgs.)** until the May 27, 1997 meeting at 8:00 pm per a letter requesting a continuance from Otis Dyer. Approved.

Bob Medeiros made a motion, seconded by Patrick Corcoran, to continue the **Request for a Determination of Applicability - Briarwood Construction Corp., c/o Ray Ferrone - lot 7A, formally part of parcel 516, (assessors map 10) 6 Eisor Drive (con't. from 3/10/97 mtg.)** until the May 27, 1997 meeting at 8:05 pm. Approved.

The members reviewed a **Request for a Determination of Applicability - Gary Colassi - lot 1 (assessors map 35) 1 Hampshire Court (con't. from 4/14/97 mtg.)** for a post facto project for a 24' x 24' attached garage to an existing house, approximately 54' from wetlands. Bob Medeiros made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. Bob Medeiros made a motion, seconded by Patrick Corcoran to issue a negative Determination of Applicability with conditions. Approved.

The members reviewed a **Request for a Determination of Applicability - NYNEX, c/o William Wilcox - lots 42 & 43 (assessors map 23) 11 Taunton Avenue** for proposed plans to remove an existing 500-gallon single-walled steel diesel fuel aboveground storage tank (AST) system, located within a concrete dike, and to install a 500-gallon Convault double-walled AST system within the 100 ft. buffer zone of bordering vegetated wetlands. Russell Barton represented the applicant. Dana

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Rappaneau made a motion, seconded by Bob Medeiros, to close the public meeting. Approved.
Dana Rappaneau, made a motion, seconded by Bob Medeiros, to issue a negative Determination of Applicability with conditions. Approved.

The members reviewed a **Request for a Determination of Applicability - Gregory P. Bramwell - lot 28-01 (assessors map 21) 96 North Worcester Street** for proposed plans to remove existing trees and brush from the rear side of the lot and then fill and level with clean gravel and loam within the 100 ft. buffer zone of bordering vegetated wetlands. Gregory Bramwell represented himself at the meeting. Discussion ensued regarding the cutting of trees on this property. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. Bob Medeiros made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability with conditions and subject to selective cutting within the buffer zone. Approved.

The members reviewed a **Notice of Intent - Leggat MacCall Retirement Properties - lot 271 (assessors map 9) Smith Street** for proposed plans for a retirement residential community. Tom Gaston represented the applicant. Three commercial buildings for the retirement project are proposed. Tim Turreg of Vanasse Hangen Brustlin, Inc. updated the Conservation Commission on the project's history and stated 1. that Frank Pino Brook is the largest wetland on the site; a small ditch wetland and a small swale wetland exists; two non-jurisdictional wetlands exists on the site; an Isolated Land Subject to Flooding /Isolated Vegetated Wetland exists. He stated that 60 sq. ft. of wetlands would need to be filled in the crossing and would be replicated. The Director asked questions about stormwater regulations and the ditch wetland area where detention basin #2 is. Bob Medeiros made a motion, seconded by Dana Rappaneau, to continue the public hearing until the May 27, 1997 meeting at 8:15 pm. Approved.

The members reviewed a **Request for a Determination of Applicability - Christopher M. Cappellini - bldrs. lot 30, parcel 276 (assessors map 27) 14 Danielle Street** for proposed plans creating a grassed yard and woodchipped child's play area in the floodplain of Wading River within the 100 ft. buffer zone of a wetland. Finished grades will remain at the same elevation. Bob Medeiros made a motion, seconded by Dana Rappaneau, to close the public meeting. Approved. Bob Medeiros made a motion, seconded by Dana Rappaneau, to issue a negative Determination of Applicability with conditions, one being that a certified as-built and a pre-work /existing elevations plan be submitted (showing that no elevations are changed).

The members reviewed a **Request for a Determination of Applicability - Victor M. Marinelli - parcel 174 (assessors map 19) 115 King Philip Road** for proposed plans to construct a 14' x 17' room addition to an existing house. The structure is to be supported by sono type tube footing (possibly 6-8). The work is to be 70 ft. away from the wetland edge. Dana Rappaneau made a motion, seconded by Bob Medeiros, to waive the reading of the legal notice. Approved. Dana Rappaneau made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Dana Rappaneau made a motion, seconded by Bob Medeiros, to issue a negative Determination of Applicability with conditions. Approved.

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The members reviewed a request for a full Certificate of Compliance filed by **David C. Morganelli** for **bldrs. lot 16 (now 104) assessors map 8, 32 Strawstone Lane (#250-305)**. No action was taken because the owner was going to work with the developer to stabilize the area with vegetation.

The members reviewed a **Plan Change Request** filed by **David C. Morganelli** for file **#250-305 - bldrs. lot 16 (now 104) assessors map 8, 32 Strawstone Lane**. A letter signed by Carl Jacobs had been received approving of the plan change. A prior vote approved the project subject to this letter.

Bob Medeiros made a motion, seconded by Patrick Corcoran, allowing the Director to give out Jurisdictional Opinions without a hearing as long as the Chairman, or Vice-Chairman is aware of the project. Carlos Fragata, the Director, will have the authority to sign the Chairman's or Vice-Chairman's name. Approved.

Bob Medeiros made a motion, seconded by Dana Rappaneau, to put Baystate Environmental Consultants, Inc. on the agenda to discuss a letter submitted by them requesting a re-allocation of money. Approved.

Bob Medeiros made a motion, seconded by Dana Rappaneau, to allow the use of \$2,750 of the money initially allotted for borings, to now be used for additional water quality testing. Approved.

Bob Medeiros made a motion, seconded by Patrick Corcoran, to put a request for a **Jurisdictional Opinion** filed by **Howard Harrop** of **4 Draper St.** on the agenda. Approved. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to allow the fill to be placed in the buffer zone of a wetland without additional permits.

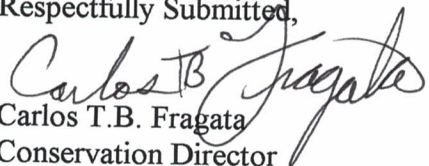
The Director was asked to send an enforcement letter to Mr. Colassi requesting his presence at the next Conservation meeting to discuss the driveway issue.

The Director was asked to set up a Conservation/Planning Board workshop at a future Conservation meeting (at 7:00 pm) regarding stormwater management policies.

The Commission requested that Requests for Determinations of Applicability projects be spaced at 5 minute intervals on future meeting agendas.

Bob Medeiros made a motion, seconded by Dana Rappaneau, to adjourn the meeting at 9:40 pm. Approved.

Respectfully Submitted,


Carlos T.B. Fragata
Conservation Director

CF/pmb