



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

Tuesday, May 27, 1997
7:30 pm

RECEIVED

JUN 24 1997

NORTON TOWN CLERK

Attendance

Jeff Houde (Chairman), Dana Rappaneau,
Bob Medeiros, Leonard Silvia, Patrick Corcoran,
Julian Kadish, Carlos Fragata (Director)

Ed Breault (Vice-Chairman) was absent.

Minutes

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

The members reviewed a Bills Payable Sheet for Baystate Environmental Consultants, Inc. (BEC) for Invoice #8. Julian Kadish made a motion, seconded by Patrick Corcoran, to pay the bill. Approved.

Leonard Silvia requested an update by BEC on the next steps to be taken by them and the money to be spent for the next Conservation meeting.

Patrick Corcoran made a motion, seconded by Leonard Silvia, to table the draft minutes of May 12, 1997 until the June 10, 1997 meeting. Approved.

The members reviewed a **Notice of Intent - 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 & 4/29/97 mtgs.). Proposed plans for a drainage detention basin and outlet for a subdivision road within the 100-foot wetland buffer. No wetlands are to be altered by this project. The road and its construction will lie outside of the 100- foot buffer. This Notice of Intent does not include house site construction. Julian Kadish made a motion, seconded by Patrick Corcoran, to close the public hearing. Approved. Julian Kadish made a motion, seconded by Patrick Corcoran, to approve the Order of Conditions as written. Approved.

The members reviewed **Request for a Determination of Applicability - Briarwood Construction Corp., c/o Ray Ferrone - lot 7A, formally part of parcel 516 (assessors map 10) 6 Eisnor Drive** (con't. from 3/10/97, 3/24/97 & 4/29/97 mtgs.) for proposed plans to construct a portion of a single family house, a portion of a driveway with related grading and utilities within the 100 ft. buffer zone of a vegetated wetland. Julian Kadish made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Leonard Silvia, to issue a negative Determination of Applicability as long as the work is performed according to the plans submitted. Approved.

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The members reviewed a **Notice of Intent - Leggat MacCall Retirement Properties - lot 271 (assessors map 9) Smith Street** (con't. from 4/29/97 mtg.) for proposed plans for a retirement residential community. Tom Gaston represented the applicant. Walter Amory's letter to the Planning Board was addressed to the Conservation Commission. Some of the major changes were; detention basin #2 was designed to be a wet basin; rip rap outfalls with sumps and forebays were added in some of the basins. Revised plans will be submitted to the Conservation Commission. Leonard Silvia made a motion, seconded by Julian Kadish, to continue the public hearing until the Tuesday, June 10, 1997 meeting at 8:00 pm. Approved.

The members reviewed a Request for a Determination of Applicability - **Wayside Traditions/c/o Nancy McMorrow - lot 58 (assessors map 17) 130 East Main Street** for proposed plans to pave the parking area with asphalt for winter use (40' x 88"). Julian Kadish made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability as long as the work is done according to the submitted plans.

The members reviewed a **Request for a Determination of Applicability - Paul Fogerty - lot 11 (assessors map 28) 143 Taunton Avenue** for proposed plans to cross a bordering vegetated wetland along an existing cartpath in order to perform soil testing at the rear of the site. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. Julian Kadish, made a motion, seconded by Bob Medeiros, to issue a negative Determination of Applicability. Approved.

The members reviewed a **Request for a Determination of Applicability - Park & Recreation Dept. - lot 52 (assessors map 31), Everett Leonard Complex, Parker Street** for proposed plans for construction of 5 baseball/softball diamonds, 2 soccer/football fields and a parking area in the buffer zone of a wetland. Rosemary Dolan, Chairman of the Recreation Commission, and Kristen Helmreich, the Recreation Director, represented the project. Leonard Silvia made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. Julian Kadish, made a motion, seconded by Dana Rappaneau, to issue a negative Determination of Applicability as long as the project is carried out according to the submitted plans and the limit of work is approved by the Conservation Director. Approved.

The members reviewed a **Request for a Determination of Applicability - Paul Murphy - bldrs. lot 33, parcel 279 (assessors map 27) 2 Angelina Street** for proposed plans to remove existing vegetation and replacing it with loom within a floodplain and buffer zone to a wetland. The existing grades will not be changed. Paul Murphy was present at the meeting. Julian Kadish made a motion, seconded by Dana Rappaneau, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Bob Medeiros, to issue a negative Determination of Applicability. Approved.

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The members reviewed a **Request for a Determination of Applicability - David & Valerie Desmond - bldrs. lot 34, parcel 280 (assessors map 27) 19 Margaret Drive** for proposed plans to enlarge an existing backyard area 18 feet within the buffer zone of a wetland. David Desmond was present at the meeting. Dana Rappaneau made a motion, seconded by Julian Kadish, to close the public meeting. Approved. Dana Rappaneau made a motion, seconded by Julian Kadish to issue a negative Determination of Applicability. Approved.

The members reviewed a **Request for a Determination of Applicability - Mike Tavares, c/o Bakers Landscaping - bldrs. lot 6, parcel 156 (assessors map 18) 7 Washburn Street** for proposed plans to remove stumps and undergrowth (briars) and roots to provide a play area for children. The project also involves ornamental plantings, 3/8 purple stone walk (3' to 4' wide) and woodchips are proposed for the remaining area. Mike Tavares was present at the meeting. Julian Kadish made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Bob Medeiros, to issue a negative Determination of Applicability. Approved.

The members reviewed a Request for a Determination of Applicability - **Tolau Realty Trust, p. 1, lots 161 & 162 (assessors map 14) Antone Drive** for proposed plans to build a 30' x 5' wooden bridge to cross a small stream as part of a subdivision plan. The bridge is to be built of an ex-easement of Antone Drive between lots 161 and 162 and make a 115' x 90' recreation area. Bob Medeiros represented himself, as the applicant, and asked that the public meeting be continued until the June 10, 1997 meeting at 8:15 pm. Julian Kadish made a motion, seconded by Patrick Corcoran, to continue the project until the June 10, 1997 meeting at 8:15 pm. Approved. Bob Medeiros abstained from voting.

The members reviewed a request for a partial Certificate of Compliance filed by **Teddy Realty Trust -lot 11, parcel 138 (map 17) Talbot Drive (#250-388)**. Julian Kadish, made a motion, seconded by Patrick Corcoran, to issue the partial Certificate of Compliance with the condition that a \$500 bond be posted with the Norton Town Treasurer to ensure final stabilization of exposed soils on this lot. Approved.

Plan Change meeting with Tilton and Associates, Inc. representing R.J. Kelly Construction Co., Inc., regarding modifications to a Special Permit (#112) for Norton Country Club Condominiums, Section II and any aspects of the plans related to Conservation jurisdictions. (Con't. from 5/12/97 mtg.) Larry Tilton of Tilton Associates represented the applicant and presented revised plans per a Planning Board meeting showing 1. A turnaround. 2. Catchbasins at the Oak Street intersection and the swale concept discussed at the Conservation Commission meeting with a pair of twin 3 inch arch culverts equalizer pipes to bring water to the other side of the road. The swale is proposed at 4800 sq. ft. (80 feet long) along the existing road. 3. Another drainage swale approximately 2 feet wide to drain the wetland. Julian Kadish made a motion, seconded by Patrick Corcoran, to approve the plan dated March 20, 1997, revised on May 23, 1997, showing the swale and subject to revised plans showing a 2 foot swale to drain overflow from the wetland (but not enough to drain the wetland). The Director, Carlos Fragata will inspect the project. Approved.

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Plan Change request filed by Fidelity Financial, Inc., c/o Ralph I. Maloon (RIM Engineering), #250-378 - lot 516 (assessors map 10) Cross Street, Cross Circle Subdivision, involving modification to an existing detention basin in order to follow DEP's stormwater policy.

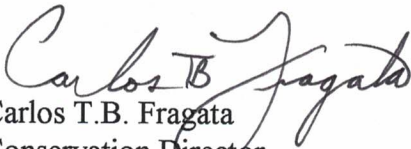
Bob Medeiros made a motion, seconded by Patrick Corcoran, to approve the plan as is, showing a wetland forebay. Approved.

Mike Galloway of Galloway Farm - parcel 149 (assessors map 4) off Essex Street to discuss a cow farm project and post facto access road recently constructed. Mike Galloway represented himself at the meeting. Kim Sejkora questioned access issues to the 68 acre (total) parcels and the fact that the area is part of an aquifer and is in an ACEC. The Director stated that the Building Inspector and Board of Health had no problems, but the Town Planner, although he couldn't see any problems, would ask Town Counsel. Curtis Dahl of 189 North Washington Street had concerns about the violation and wanted to know what was going to be done. The Conservation Commission directed Mike Galloway to file a Notice of Intent without wetland flags numbered on an engineered plan and with the Director's assistance.

Revised Plan Approval filed by Creative Homes, Inc. - parcel 57 (assessors map 24) 116 South Washington Street (DET. #522). The members would not approve of the revised plan and asked for new revised plans showing the driveway moved 6 feet further upland.

Patrick Corcoran made a motion, seconded by Bob Medeiros, to adjourn the meeting at 9:45 pm. Approved.

Respectfully Submitted



Carlos T.B. Fragata
Conservation Director

CF/pmb