



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

Monday, July 14, 1997
7:30 pm

RECEIVED

AUG 28 1997

NORTON TOWN CLERK

Attendance

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

Minutes

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

The members reviewed the draft minutes of June 23, 1997. Leonard Silvia made a motion, seconded by Bob Medeiros, to accept the minutes. Approved.

The members reviewed a **Notice of Intent - Michael Galloway - parcels 149, 154 & 322 (assessors map 4) Goodwin Drive (con't. from 6/10/97 & 6/23/97 mtgs.)** for a proposed agricultural limited project (310 CMR 10.53 (3) (e)) to raise beef cattle on 67 acres of fallow farmland. The Director stated that a DEP number was in hand. Mary Dahl expressed concern with the water quality in the area. The Director read the DEP file number and comments from DEP. Ken Sejkora stated that the access road may be on his property. Dan Baker asked about an alternatives analysis. Bob Medeiros made a motion, seconded by Ed Breault, to close the public hearing. Approved. Leonard Silvia made a motion, seconded by Dana Rappaneau, to approve subject to conditions, with an amendment to include monitoring wells to be installed by the applicant under the direction of the Water Department in order to provide background information and to ensure compliance with water quality standards. Approved.

The members reviewed a **Notice of Intent - Sher Corp., Ltd. - lot 90 (assessors map 29) (con't. from 6/23/97 mtg.) Forest Lane** - for the proposed limited project to construct a driveway across a wetland to access a single family house. Construction of a house and garage and associated grading are also proposed. Discussion ensued regarding the location of the replication area and whether a bond for it would be needed. Sherry Widak, the applicant, stated that she would post a bond to avoid an appeal. The consensus of the Conservation Commission was not to bond for replication. Leonard Silvia made a motion, seconded by Ed Breault, to close the public hearing. Approved.

The members reviewed a **Notice of Intent - Philip McCaron - lots 73 & 77 (assessors map 17) off East Main Street - (con't. from 6/10/97 & 6/23/97 mtgs.)** for proposed construction of a 70' wide roadway across a 4' wide ditch with a 24" culvert to be placed in a ditch under the road. Phil McCaron represented himself and submitted revised plans showing the road with the ditch reduced to 50 feet; three drainage basins instead of five and wetter basins instead of dryer ones (using forebays). Leonard Silvia made a motion, seconded by Ed Breault, to close the public hearing. Approved.

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The members reviewed a **Request for a Determination of Applicability - Edward Breault - lot 64 (assessors map 19) Lincoln Street** for proposed plans to construct a single family dwelling, grading, septic system and associated amenities. Bob Medeiros made a motion, seconded by Leonard Silvia, to close the public meeting. Approved. Bob Medeiros made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability with conditions. Ed Breault abstained from voting. Approved.

The members reviewed a **Request for a Determination of Applicability - Sandra Shiere - lot 132 (assessors map 19) 63 King Philip Road** for proposed sanitary repairs including the installation of a septic tank, a D box & 2 leaching trenches. Also the removal of an existing cesspool. Jack Vance represented the applicant. 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.

The members reviewed a **Request for a Determination of Applicability - James Prosser - lot 171 (assessors map 26) 1 John Scott Blvd.** for proposed cutting of vegetation and filling in the buffer zone of a wetland system. James Prosser represented himself. Stephen Rio, an abutter, asked what type of construction would be installed and what type of material would be brought in. Mr. Prosser stated that he would be putting in one or more buildings and would be bringing in fill. Mr. Rio also had concerns with flooding of his wetlands. Donna Bigelow had concerns with the work being done at all hours during the night. Ed Breault made a motion, seconded by Patrick Corcoran, to continue the public meeting until the July 29, 1997 meeting at 8:00 pm. Approved.

The members reviewed a **Request for a Determination of Applicability - Deochan Seetaram - lot 2 (assessors map 23) 93 Taunton Avenue** for proposed plans to clear undergrowth and trees and to construct a fence in the buffer zone of a wetland and pond. Deochan Seetaram represented himself. Dana Rappaneau made a motion, seconded by Ed Breault, to close the public meeting. Approved. Dana Rappaneau 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 - Stephen G. Shaw - lot 39 (assessors map 14) 177 North Worcester Street** for proposed plans to build a driveway constructed of processed gravel with a top layer of stone dust, to place loam over existing sandy soil, outside of the flood plain in order to create a lawn and to construct a 10 ft. x 15 ft. shed. Stephen Shaw represented himself. Ted Kane, an abutter, wanted to make sure that the fill would not be placed on the lot. 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. Approved.

The members reviewed a request for a Certificate of Compliance filed by **Creative Homes, Inc. - lot 11, p. 68, 69 & 72 (m.18) Stanley Rd. (DET. #408)**. Bob Medeiros made a motion, seconded by Dana Rappaneau, to issue a Certificate of Compliance. Approved.

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The members reviewed a request for a Certificate of Compliance filed by **Dana Junior c/o David Morganelli, lot 16, p. 104 (m. 8) 32 Strawstone Lane (#250-305)**. Bob Medeiros made a motion, seconded by Ed Brault, to hold off on the Certificate of Compliance until the area is stabilized with vegetation. Approved.

The members reviewed a request for a partial Certificate of Compliance filed by **Malloch Construction - bldrs. lot 10, p. 9 & 9-01 (m. 36) 1 Arnold Place (DET. #498)**. Bob Medeiros made a motion, seconded by Ed Breault, to issue the partial Certificate of Compliance with the condition that the applicant post a \$500 bond with the Norton Town Treasurer to ensure final vegetative stabilization of exposed soils on this lot. Approved.

The members reviewed a request for a Certificate of Compliance filed by **DLK Realty Trust, c/o Arthur Passias - lot 125 (m. 27) Barrows Court (DET. #487)**. Bob Medeiros made a motion, seconded by Ed Breault, to hold off until the Director reviews the ditch and vegetation on this lot. Approved.

The members reviewed a request for a partial Certificate of Compliance filed by **Teddy Realty Trust - lot 9, p. 138 (m.19) 16 Talbot Drive (DET. #492)**. Dana Rappaneau made a motion, seconded by Julian Kadish, to issued the partial Certificate of Compliance with the condition that the applicant post a \$1,500 bond with the Norton Town Treasurer to ensure final vegetative stabilization of exposed soils on this lot. Bob Medeiros abstained from voting. Approved.

The members reviewed a Conservation Restriction acceptance request by **Raymond Passenti, R. Passenti Enterprise RE: Stone Run Way subdivision off Plain Street. (Stone Run Way subdivision)** Mr. Passenti came in to get informal approval and/or consideration of a Conservation Restriction for the Stone Run Way subdivision. The consensus was favorable.

The members reviewed a Conservation Restriction approval - **#250-314 - Robert Medeiros, Tolau Realty Trust - parcels 1, 1-01 and 3 - Richardson Avenue**. Bob Medeiros, Trustee, represented the applicant. Ed Breault made a motion, seconded by Dana Rappaneau, to approve the Conservation Restriction. Approved. The Municipal Certification was signed as was the Conservation Restriction document.

The members reviewed a Jurisdiction Opinion filed by **Richard Frechette - lot 1 (assessors map 3) 448 Reservoir Street for project involving stair repairs going into Norton Reservoir**. Bob Medeiros made a motion, seconded by Ed Breault, to request that Mr. Frechette file a Request for a Determination of Applicability. Approved.

Bob Medeiros made a motion, seconded by Ed Breault, to have the Director submit the SRPEDD Priority Conservation areas, as recommended by the Conservation Commission, to Steve Smith of SRPEDD. Approved.

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New Business

Ed Breault showed the Department of Environmental Management Lakes & Pond Grant Certification.

Lake Winnecunnet

The weed harvester is broken and needs a conveyor belt, etc. (after 15 loads). Bob Medeiros made a motion, seconded by Julian Kadish, to allow Ed Breault to order the parts needed to repair the weed harvester and to start the purchase order process. Approved.

Respectively Submitted,

A handwritten signature in cursive script, reading "Carlos T.B. Fragata".

Carlos T.B. Fragata
Conservation Director

CF/pmb