



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

RECEIVED

Monday, January 12, 1998  
7:30 pm

FEB 11 1998

NORTON TOWN CLERK

**Attendance**

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

Bob Medeiros was absent.

**Minutes**

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

The members reviewed the draft minutes of December 8, 1997. Leonard Silvia made a motion, seconded by Patrick Corcoran, to accept the minutes as written. Ed Breault abstained from voting. Approved.

The members reviewed a **Request for a Determination of Applicability – Campanelli LLC – parcels 16, 18, 19, 19-01 to 10, 20, 20-01, 21, 21-01, 23, 23-04, 23-05, 23-08, 23-09, 23-11, 30, 31, 39, 39-01 to 39-07, 35, 36, 37, 38, 39 & 40 (assessors map 8) and parcels 288 & 292 (assessors map 9) – Route 140, Mansfield Avenue (The Park at Great Woods)** to determine (a) that the wetlands line as flagged by Sanford Ecological Services, Inc. and shown on the Wetlands Delineation Plan dated 9/17/97 is accurate and; (b) that the stream which flows through the property is in this location an intermittent brook and as such is not a riverfront resource area. These determinations will allow the plans for the property to be developed so as not to impact resource areas. Dave Kelly of Bradford Saivetz & Associates, Inc. explained where the areas that were flagged were and stated that the Great Brook was not a river. John Pino stated for the record that the brook has dried up during the summer for three to four months for the past 42 years (see letter dated 9/10/97). Suzanne Erikson submitted a copy of a letter from Harry Chase regarding the Great Brook dated 8/27/97. Leonard Flynn, a Mansfield citizen and Greg Caldwell of the Mansfield Conservation Commission had concerns with the Great Brook being considered an intermittent stream. Mr. Demarco of Campanelli LLC of Norton stated that his company will hold the Great Brook with highest regard. Frances Shirley had concerns with the amount of protectable area if the Great Brook is not found to be a river (with 200 foot areas on each side). Dr. Erikson asked that the Campanelli group address the intermittent stream vs. river definition in the environment rather than as just presented using the regulations. Donald J. MacKinnon of Atlantic Development stated that he observed the Great Brook being dry for the past several years. The Director stated 1.) that 2 Isolated Vegetated Wetlands (IVW) existed, which were not Isolated Land Subject to Flooding (ILSF); 2.) a culvert existed connecting the two Bordering Vegetated



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Wetlands (BVW) at the west north part of the property ; 3.) that two other wetlands were found and they connected another IVW and BVW; 4.) the wetlands as flagged were otherwise correct as per plans and 5.) Great Brook was not a river based on the regulations. Leonard Silvia made a motion, seconded by Julian Kadish, to close the public meeting. Approved. Leonard Silvia made a motion, seconded by Julian Kadish to issue a negative Determination of Applicability. Approved. Dana Rappaneau made a motion, seconded by Ed Breault, to approve the wetlands as flagged and as recommended by the Conservation Director (in draft "Order of Conditions" for a Request for a Determination of Applicability dated 1/7/98 for The Park at Great Woods). Julian Kadish made a motion, seconded by Dana Rappaneau, to issue a negative Determination of Applicability with the Director's draft conditions and also stating that the Great Brook is not considered to be a river. Approved.

The members reviewed a request for a full Certificate of Compliance filed by **Creative Homes, Inc. – parcel 57 (assessors map 24) 116 South Washington Street (DET. #522)**. Ed Breault made a motion, seconded by Patrick Corcoran, to issue the Certificate. Approved.

The members reviewed a request for an Extension Permit filed by **Marshall B. Martin, III – parcel 34 (assessors map 32), parcel 13 (assessors map 33) and parcel 1 (assessors map 29) Taunton Avenue (#250-301)**. Dana Rappaneau made a motion, seconded by Julian Kadish, to issue the Extension Permit to expire two years from the date of issuance. Approved.

The members reviewed a request for an Extension Permit filed by **Marshall B. Martin, III – parcel 34 (assessors map 32) Taunton Avenue (#250-317)**. Patrick Corcoran made a motion, seconded by Ed Breault, to issue the Extension Permit to expire two years from the date of issuance. Approved.

The members reviewed a request for an Extension Permit filed by **Marshall B. Martin, III – parcel 34 (assessors map 32), parcel 13 (assessors map 33) and parcel 1 (assessors map 29) Taunton Avenue (#250-337)**. Leonard Silvia made a motion, seconded by Ed Breault, to issue the Extension Permit to expire two years from the date of issuance. Approved.

The members reviewed a request for an Extension Permit filed by **Douglas A. King – 230 West Main Street (#250-173A)**. Ed Breault made a motion, seconded by Leonard Silvia, to issue the Extension Permit to expire two years from the date of issuance. Approved.

The members reviewed a Plan Change request filed by **Mark & Kerri Jardin – lot 2, parcel 6 (assessors map 35) West Hodges Street**. Julian Kadish made a motion, seconded by Ed Breault, to approve the change as long as 1.) the limit of work is no further than 10 feet into the buffer zone, 2.) an as-built is submitted and 3.) a letter from the Director would be sent, with a copy of the request letter stating the above. Approved.

**FY99 Conservation Budget Review.** The Director explained that the budget included the weed harvester maintenance in the amount of \$2,500.00 but was basically a level service budget (including vehicle expenses and line items being rearranged). Leonard Silvia made a motion, seconded by Julian Kadish, to approve FY99 budget. Approved.



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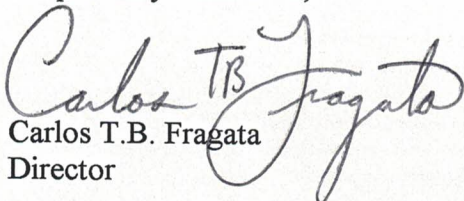
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Tom Jenkins of Baystate Environmental Consultants, Inc. (BEC) stated that comments from the Director and Patrick Corcoran would be used to update the draft EIR working copy for submission in early February. Mr. Jenkins suggested that BEC would be meeting with Doug Vigneau of MEPA to discuss the DEIR so that comments can be made. Final MEPA approval could come as early as April.

The Commission's consensus was to 1.) put all diagrams at the end of the document, 2.) have a 30-foot buffer between the residential units and the staging area and 3.) that BEC could represent the Conservation Commission at the meeting with Mr. Vigneau of MEPA.

Dana Rappaneau made a motion, seconded by Patrick Corcoran to adjourn the meeting at 9:25 pm. Approved.

Respectfully Submitted,

  
Carlos T.B. Fragata  
Director

CF/pmb