



CONSERVATION COMMISSION
70 EAST MAIN STREET
NORTON, MASSACHUSETTS 02766-2320
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MAR 25 1998

NORTON TOWN CLERK

Monday, February 9, 1998
7:30 pm

Attendance

Jeff Houde (Chairman), Patrick Corcoran, Dana Rappaneau
Julian Kadish, Carlos Fragata (Director)

Leonard Silvia, Bob Medeiros and Ed Breault (Vice-Chairman) were 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 January 12, 1998 (con't. from the January 26, 1998 mtg.). Patrick Corcoran made a motion, seconded by Julian Kadish, to approve the minutes. Approved.

The members reviewed the draft minutes of January 26, 1998. Patrick Corcoran made a motion, seconded by Dana Rappaneau, to table the minutes until the February 23, 1998 meeting. Approved.

The members reviewed **Notice of Intent – Joseph P. Difiore, Jr., Tr. of Key Realty Trust – lots 10, 10-01 & 195 (assessors map 35) off of East Hodges Street (con't. from the 1/26/98 mtg.)** – for a proposed agricultural limited project under 310 CMR 10.53 (3)(b) for construction of 3upland cranberry bogs, storage areas, 2 reservoirs and associated amenities and tree farm. Julian Kadish made a motion, seconded by Dana Rappaneau, continue the public hearing until the February 23, 1998 meeting at 8:00 pm due to the lack of a DEP number and proof of abutter notification. Approved.

The members reviewed a **Request for a Determination of Applicability – Creative Homes, Inc. – lot 1, parcel 70 (assessors map 17) 72 Plain Street** – for proposed plans to construct a single family dwelling, private well and associated grading within 100 ft. of a bordering vegetated wetland. Chris Yarworth represented the applicant. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability. Approved

The members reviewed a **Request for a Determination of Applicability - MASS Highway Department Rt. I-495 in Norton from the Taunton/Norton town line to the Norton/Mansfield town line (con't. from the 1/26/98 mtg.)** – for vegetation control through the Mass. Highway Vegetation Management Plan (VMP) along Rt. 495---the vegetation will be controlled through the Department of Food and Agriculture (DFA) regulations approved herbicides and as part of a Yearly Operating Plan (YOP). Tom McGuire represented the Mass. Highway Department and restated the information regarding spray zones and the mitigation to be used pursuant to the regulations.

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A letter from the Canoe River Aquifer Advisory Committee (CRAAC) was read into the record. The letter requested that the Mass. Highway Department notify the CRAAC in order for someone to witness the spraying and that all spraying be kept 100 feet away from the Canoe River and its tributaries. Mr. McGuire stated that someone from the Mass. Highway Department would be present during the spraying operation. In response to Curtis Dahl's question, Mr. McGuire stated that the spraying is applied close to the plant and that the sprayed chemical will travel through the ground because it clings to the soil and that the Norton Conservation Commission will be notified within 21 days of the spraying. Julian Kadish made a motion, seconded by Dana Rappaneau, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Dana Rappaneau, to issue a negative Determination of Applicability. Approved.

The members reviewed a request for a **partial Certificate of Compliance** filed by **Teddy Realty Trust for lot 18A, parcel 174 (assessors map 17) 9 Talbot Drive (DET. #545)**. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to issue the partial Certificate of Compliance with the condition that the applicant post a \$500 bond with the Norton Town Treasurer. Approved.

The members reviewed a request for a **partial Certificate of Compliance** filed by **James & Donna Schmidt for lot 3, parcel 321 (assessors map 4) 6 Goodwin Drive (#250-404)**. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to issue the partial Certificate of Compliance with the condition that the applicant post a \$1,000 bond with the Norton Town Treasurer. Approved.

Eric Desrochers, Eagle Scout, Troop 61 presentation project re: Parker Street/Everett Leonard Conservation area. Eric Desrochers, a life scout from Troop 61 in Norton gave a presentation on his project at the Everett Leonard Conservation Recreation area on Parker Street. He stated that he restored a 500 foot portion of an overgrown path, using 10 boyscouts and 6 adults and installed two bridges and 2 granite benches. He also stated that his troop has opted to adopt the trail system so that other Eagle Scout candidates could do work on it in future years. Also, the property might be named after a deceased Eagle Scout.

Jurisdictional Opinion request filed by John Freeman for bldrs. lot 10 (now lot 162) parcel 6 (assessors map 31) John Scott Blvd. for construction of a single family house with amenities. Dana Rappaneau made a motion, seconded by Patrick Corcoran, stating that the proposed work on this lot was out of the Conservation's jurisdiction, but the Commission is requiring that hay bales be placed around the culvert.

Discussion ensued regarding whether or not permit applicants should be required to record the Determination of Applicability with conditions. Julian Kadish made a motion, seconded by Dana Rappaneau, to eliminate the recording condition from all future Determination of Applicability orders. Approved.

Discussion ensued regarding whether catch basins and the drainage system should be working before a subdivision is completed. The consensus was to leave the catch basins capped until the basin was stabilized and no erosion would occur.

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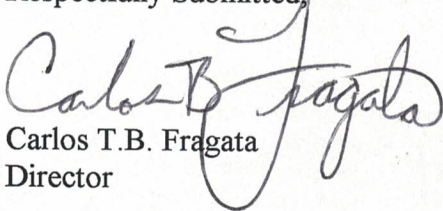
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The Director stated that the Great Woods appeal meeting by the DEP for the Superceding Determination of Applicability (S.D.O.A.) would be onsite on February 23, 1998 at 1:30 pm.

The Director stated that he visited the Easton dams and found out that these dams had wooden boards to control water, that the work cost was approximately \$140,000.00 (New Pond Dam) and approximately \$55,000 (Old Pond Dam) and that the sluice gates would cost approximately \$30,000.00 more.

Patrick Corcoran made a motion, seconded by Dana Rappaneau, to adjourn the meeting at 8:50 pm.
Approved.

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Carlos T.B. Fragata". The signature is fluid and cursive, with a large loop at the end.

Carlos T.B. Fragata
Director

CF/pmb