



CONSERVATION COMMISSION  
70 EAST MAIN STREET  
NORTON, MASSACHUSETTS 02766-2320  
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JUN 23 1998

NORTON TOWN CLERK

Monday, June 1, 1998  
7:30 pm

Attendance

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

Ed Breault (Vice-Chairman) was 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 the Bills Payable Sheet (Baystate Environmental Consultants, Inc. Invoice #13 for the Norton Reservoir Dredging Project). Bob Medeiros made a motion, seconded by Dana Rappaneau, to pay the bill. Approved.

The members reviewed the draft minutes of **March 9, 1998** and **Executive Session** minutes of **March 9, 1998** (con't. from the April 13, 1998, April 28, 1998 and May 11, 1998 mtgs.), **April 13, 1998** (con't. from the April 28, 1998 and May 11, 1998 mtgs.) and **April 28, 1998** (con't. from the May 11, 1998 mtg.) Patrick Corcoran made a motion, seconded by Dana Rappaneau, to accept the minutes of **April 28, 1998**. Approved. Bob Medeiros made a motion, seconded by Julian Kadish, to table the minutes of **March 9, 1998** and **Executive Session** minutes of **March 9, 1998** and **April 13, 1998** until the June 22, 1998 meeting. Approved.

The members reviewed a Notice of Intent – **Creative Homes, Inc. – lots 21 & 25 (assessors map 5) Burt Street – Rosewood Estates** – for a proposed 24 single family house lot subdivision within the 100 foot buffer of a bordering vegetated wetland which includes a bridge crossing and a limited project utility installation. Bob Medeiros left the room for this project. The site lies within a Zone II and the Canoe River ACEC. Chris Yarworth represented the applicant. The Commission questioned the storm water basin types. Mr. Yarworth explained the 3 stating that each was designed using the storm water policy. Chris also stated that a bridge was proposed so as to avoid filling the wetland at the crossing sites. Arthur Taylor, an abutter, had concerns with flooding and the detention basins (regarding their height above ground water elevation). The Commission felt that the basin bottom was better left as close to the ground water elevation as possible. Patrick Corcoran made a motion, seconded by Dana Rappaneau, to continue the public hearing until the June 22, 1998 meeting at 8:00 pm for a DEP number and additional discussions. Approved.

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The members reviewed a Request for a Determination of Applicability – **Joanna Estates L.L.C.- lot 6 (assessors map 18) 6 Bartley Drive** – for temporary access through a wetland in order to perform percolation tests for a future single family house lot. Existing grades in and outside of the buffer zone are to remain the same. 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 with conditions. Approved.

Set conditions for **Norton Water Department – King Philip Rd. and Plain St. – File #250-413**. Bob Medeiros made a motion, seconded by Dana Rappaneau, to issue the conditions with the exception of numbers 26, 27 and 28. Approved.

Re-signing of Conservation Restriction #23 – **Stone Run Way Subdivision – off Plain Street (assessors map 12, parcel 55) – Ray Passenti**. The members resigned Conservation Restriction #23.

Project change request filed by **Michael Wasylow** for **lot 8, parcels 9 & 9-01 (assessors map 36) 6 Arnold Place – Sandy Brook Farms (#250-379)**. Bob Medeiros made a motion seconded by Patrick Corcoran, to approve the project change. Approved.

Julian Kadish made a motion, seconded by Bob Medeiros, to put a request for a jurisdictional opinion on the agenda for **Bob Campbell – Wheaton College (Peacock Pond) – parcel 14, East Main Street – File #250-286**. Approved. Bob Medeiros made a motion, seconded by Dana Rappaneau, that no permit would be necessary for this work, but that the Director would have to be notified before any dredging is done. Approved.

Bob Medeiros made a motion, seconded by Julian Kadish, to put a request for a partial Certificate of Compliance on the agenda for **Alan Brown – lot 3 (part of lot 4) assessors map 33, 26 Eddy Street – File #250-403**. Approved. Julian Kadish made a motion, seconded by Bob Medeiros, to issue the partial Certificate of Compliance with the condition that the applicant post a \$500 bond with the Norton Town Treasurer. Approved.

Bob Medeiros made a motion, seconded by Julian Kadish, to have Jeff Houde, Chairman, sign two letters re: **The Exotic Weed Control Bill S2171**, request for support. Approved.

The Director stated that in regards to Old Dean & Dean Street, the Highway Superintendent, Carl Jacobs, could do a berm of some type in order to prevent flooding.

The Director stated that the Recreation Director would be asking the Town for \$15,000 for the Rails to Trails project, and would not be coming before the Norton Conservation Commission.

The Director handed out the booklet “Community Choices” to each member from the Trust For Public Land, which discusses the relationship between Open Space versus property tax rates.

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The Director discussed taking Water Quality samples at Lake Winnecunnet with the Commission. Sampling would entail coliform counts in the area of the previously closed beach (duck and goose mass feeding area). The concensus was to do so.

The Director stated that the Master Plan has been received.

The Director stated that the Great Woods Superceding Determination of Applicability (**file DET. #573**) from the state was appealed to an adjudicatory hearing by the Land Preservation Society of Norton and that the Sean Danahey (Old Dean Street) house project (**file DET. #596**) was appealed for a Superceding Determination of Applicability by Mr. Cronin.

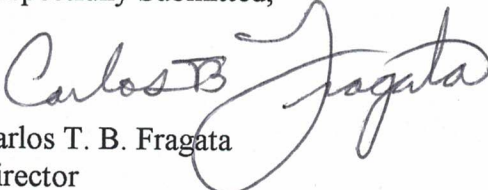
The Conservation Commission supported asking the Selectmen to issue a citation to Eric Desrochers, an Eagle Scout from Troop 61, specifically outlining Everett Leonard Complex at Parker Street.

The Director stated that Baystate Environmental Consultants, Inc. would not need to meet with MEPA personnel at this time.

The Director stated that the meeting scheduled between the Town Manager and the Commission members re: Conservation Commission operating budget was cancelled because the Town Manager stated that he wouldn't replace the entire Conservation Commission budget with filing fees (he would use the Department of Revenue Guidance recommendations).

Julian Kadish made a motion, seconded by Bob Medeiros, to adjourn the meeting at 9:10 pm. Approved.

Respectfully Submitted,

  
Carlos T. B. Fragata  
Director

CF/pmb