



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

RECEIVED

JUL 28 1998

NORTON TOWN CLERK

Monday, June 22, 1998
7:30 pm

Attendance

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

Minutes

The members reviewed the Bills Payable Sheet (misc.). Dana Rappaneau made a motion seconded by Leonard Silvia, to pay the bills. Approved.

The members reviewed the draft minutes and draft Executive Session minutes of March 9, 1998. Ed Breault made a motion, seconded by Bob Medeiros, to accept the minutes as written. Julian Kadish, Dana Rappaneau and Patrick Corcoran abstained from voting. Approved.

The members reviewed the draft minutes of April 13, 1998. Patrick Corcoran made a motion, seconded by Dana Rappaneau, to accept the minutes as written. Ed Breault, Bob Medeiros and Leonard Silvia abstained from voting. Approved.

The members reviewed the draft minutes of June 1, 1998. Patrick Corcoran made a motion, seconded by Dana Rappaneau, to accept the minutes as written. Ed Breault abstained from voting. Approved.

The members reviewed a Request for a Determination of Applicability – **Holmes & Edwards, Inc. lots 2 & 5-01 (assessors map 22) 1 Power Street** – for verification of wetland boundaries. Shane Rioux of Hayward-Boynton & Williams represented the applicant. Patrick Corcoran made a motion, seconded by Dana Rappaneau, to close the public meeting. Approved. Ed Breault made a motion, seconded by Dana Rappaneau, to accept the bordering vegetated wetland line as shown on the plans submitted and to issue a positive Determination of Applicability. Approved.

The members reviewed a Request for a Determination of Applicability – **Paul O'Connor – lot 23 (assessors map 31) 11 Dean Street** for an addition to the left side of an existing house within wetlands. No one was present to represent the applicant. Ed Breault made a motion, seconded by Dana Rappaneau, to close the public meeting. Approved. Ed Breault made a motion, seconded by Dana Rappaneau, to issue a negative Determination of Applicability with conditions. Approved.

Norton Conservation Commission

Monday, June 22, 1998

Minutes, page 2

The members reviewed a Request for a Determination of Applicability – **John A. Sarnie, Jr. – bldrs. lot 34, parcel 173 (assessors map 14) 35 Laura Lane** – for proposed plans to redefine the wetlands line, bringing in clean fill to level the lot up to the wetland edge, loaming and seeding within 100 ft. of a bordering vegetated wetland. Mr. Sarnie represented himself at the meeting. Ed Breault made a motion, seconded by Dana Rappaneau, to close the public meeting. Approved. Bob Medeiros abstained from voting. Ed Breault made a motion, seconded by Dana Rappaneau, to issue a negative Determination of Applicability with conditions, to approve the wetland line as shown and to allow work to occur within the buffer zone. Approved.

The members reviewed a Notice of Intent – **Creative Homes, Inc. – lots 21 & 25 (assessors map 5) Burt Street (Rosewood Estates) file #250-414** (con't. from the June 1, 1998 meeting). Chris Yarworth represented the applicant and stated that the DEP number had been issued. A Conservation Restriction will be created in order to mitigate for the temporary utility crossing. Bob Medeiros abstained from the meeting and left the room. Arthur Taylor of Burt Street asked questions regarding the drainage from the houses. Dana Rappaneau made a motion, seconded by Ed Breault, to close the public hearing. Bob Medeiros abstained from voting. Approved. Dana Rappaneau made a motion, seconded by Ed Breault, to approve the Order of Conditions omitting #27 & #31. Bob Medeiros abstained from voting. Approved.

The members reviewed a request for a full Certificate of Compliance filed by **Teddy Realty Trust for lot 18A, parcel 174 (assessors map 17) 9 Talbot Drive (DET. #545)**. Ed Breault made a motion, seconded by Dana Rappaneau, to issue the full Certificate of Compliance. Jeff Houde and Bob Medeiros abstained from voting. Approved.

The members reviewed a request for a full 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 full Certificate of Compliance. Approved.

The members reviewed a request for a partial Certificate of Compliance filed by **Wagon Wheel Realty Trust, c/o Dick Kelley for parcel 59, bldg. #1 (assessors map 15) Oak Street (#250-376)**. Ed Breault made a motion, seconded by Patrick Corcoran, to issue the partial Certificate of Compliance for **bldg. # 1 only**. Bob Medeiros abstained from voting. Approved.

The members reviewed a request for an Extension Permit filed by **Atlantic Development Corporation for lots 271, 278-17 & 278-18 (assessors maps 8 & 9) Route 140, Mansfield Avenue (#250-368)**. Bob Medeiros made a motion, seconded by Patrick Corcoran, to issue a **one-year** Extension Permit. Approved.

D. J. MacKinnon of Atlantic Development Corporation made a brief presentation on a plan change for file **#250-368, Route 140, Mansfield Avenue**. Ron O'Brien of Daylor Consultants was also present at the presentation. The proposal would be officially shown once the Notice of Intent was submitted.

Norton Conservation Commission

Monday, June 22, 1998

Minutes, page 3

The members reviewed a Jurisdictional Opinion request filed by **Norton Middle School Bldg. School Committee – lots 22 & 180 (assessors map 22) 217 West Main Street (file #250-391)** for pumping ponds at the Norton Middle School for ball field irrigation. Leonard Silvia made a motion, seconded by Dana Rappaneau, to hold off on the Opinion until more information was obtained. Approved. The Director was asked to find out what type of pumps would be used.

The members reviewed a Jurisdictional Opinion request filed by **Wayne Teixeira for parcel 137-01 (assessors map 16) 84 Mansfield Avenue** for filling in around low spots which contain boulders on this property within 100 feet of wetlands. It was the consensus of the Commission that Mr. Teixeira would be required to file a Request for a Determination of Applicability for this project.

The members reviewed information of post-facto construction of an addition to an existing dwelling within wetlands at **201 Reservoir Street** by **Dana and Terri Gary**. Julian Kadish made a motion, seconded by Ed Breault, to notify Mr. & Mrs. Gary by letter stating that no permit would be needed for this work. Approved.

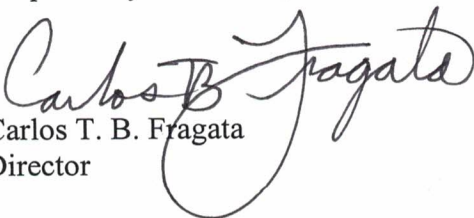
The members reviewed a **Land offer – (no price listed) end of Cobb Street, assessors map 4, parcels 99, 100 and 101**. Ed Breault made a motion, seconded by Dana Rappaneau, that the Conservation Commission is not interested in this property. Approved.

Discussion re: **Control of dams (Norton Reservoir and Chartley Pond)** ensued. The Conservation Commission agreed to allow the Conservation Director to give a duplicate key to the dam gates to Carl Jacobs, the Highway Superintendent pursuant to the Town Manager's letter requesting such.

Discussion ensued re: Lake Winnecunnet's high water elevation, the possible causes and the possible remedies. It was decided that the Director would work on getting the Snake River cleaned out and to continue until the problem was resolved. The Director stated that he would contact the Taunton Conservation Director again and anyone else who could assist, including the Division of Fisheries and Wildlife and volunteer groups.

Ed Breault made a motion, seconded by Patrick Corcoran, to adjourn the meeting at 9:15 pm.

Respectfully Submitted,



Carlos T. B. Fragata
Director

CF/pmb