



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

Monday, September 28, 1998
7:30 pm

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NORTON TOWN CLERK

Attendance

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

Julian Kadish and Leonard Silvia were absent.

Minutes

The members reviewed the Bills Payable Sheet (misc.). Robert Medeiros made a motion, seconded by Jeff Houde, to pay the bills. Approved.

The members reviewed the draft minutes of **August 24, 1998** (continued from the Sept. 14, 1998 mtg.). Bob Medeiros made a motion, seconded by Patrick Corcoran, to table the minutes until the October 13, 1998 meeting. Approved.

The members reviewed a Request for a Determination of Applicability – **John A. Dubuc – parcels 125 & 126 (assessors map 26) – 320 West Main Street** – for proposed plans to repair and repave existing asphalt parking lots #1 and #2, remove chain link fence bordering stream, remove existing grapevines and poison ivy growing on chain link fence, install new post and beam fence and plant landscape shrubs at the edge of the lot within 100 feet of a wetland. The project has been considered exempt from the Rivers Protection Act because it is a historic mill site. (See prior filing DET. #586). Jeff Houde made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Bob Medeiros made a motion, seconded by Jeff Houde, to issue a negative Determination of Applicability with conditions, which will include the installation of siltation fences if requested by the Director. Approved.

The members reviewed a Request for a Determination of Applicability – **World Wide Development Corp. – parcel 43, bldrs. lot 1 (assessors map 15) Oak Street (continued from the 9/14/98 mtg.)** – for proposed plans to construct a single family house with associated amenities within the 100 foot buffer zone of a bordering vegetated wetland. Scott Fuller was present at the meeting. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Dana Rappaneau, to have the public legal notice that was published in the Sun Chronicle for this project, passed around for the Conservation Commission members to sign with a notation stating that lot 1 had become lot 2. Approved.

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The members reviewed a Notice of Intent – **Dominic Texeira – lot 1, parcel 31 (assessors map 17) Elm Street (continued from the 9/14/98 mtg.)** – for a limited project consisting of a driveway crossing [310 CMR10.53 (3E)] of a wetland and an intermittent stream for a single family house. The proposed wetland alteration is 1,070 sq. ft. and the proposed wetland replication is 1,140 sq. ft. (original filing - #250-410). Jeff Houde made a motion, seconded by Patrick Corcoran, to continue the public hearing until the October 13, 1998 meeting at 8:00 pm to obtain a DEP number. Bob Medeiros abstained from voting. Approved.

The members reviewed a Request for a Determination of Applicability - **O'Brien & Meeks Construction Co., Inc. - lot 6 (assessors map 15) 10 Country Club Way (continued from the 9/14/98 mtg.)** - for proposed plans to construct a single family house, septic system and associated grading and utilities within the 100 foot buffer zone of a bordering vegetated wetland. A representative from O'Brien & Meeks Construction Co., Inc. was present. Jeff Houde 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 duplicate Certificate of Compliance for file **#250-93 -Elim Housing, Inc. - 156 Taunton Avenue**. Patrick Corcoran made a motion, seconded by Bob Medeiros, to issue the duplicate Certificate of Compliance. Approved.

The members reviewed a request for a Certificate of Compliance for file **#250-264 - Sher-Corp., Ltd. -parcel 60 (map 28) Woodward Street**. Jeff Houde made a motion, seconded by Bob Medeiros, to issue the Certificate of Compliance. Approved.

The members reviewed a request for a partial Certificate of Compliance for file **DET. #567 - Welch Bldg. Corp. - lot 3, p. 329 (map 4) - 6 Keith Drive**. Bob Medeiros 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 an Extension Permit for file **#250-318 - Mary & Russell Wilber - lot 77 (map 25) -15 King Philip Rd**. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to issue an Extension Permit for 1 year. Approved.

The members reviewed the Leo Yelle Conservation Area Girl Scout Project re: the Status and funding request. Bob Medeiros made a motion, seconded by Jeff Houde, to approve the reimbursement of the costs for materials and supplies for this project, including bridge construction, to Jennifer Rego, the Girl Scout in charge of the project. The funds will come out of the Norton Conservation Department budget and will not exceed \$475.00

The members reviewed a letter received by the Conservation Commission from Kenneth J. Sejkora re: the Galloway project on Goodwin Drive. The Director inspected the site and found that the stream was not altered. Jeff Houde made a motion, seconded by Patrick Corcoran, to have Ed Breault, Chairman, sign a letter (drafted) to be sent to Mr. Sejkora responding to all his questions in his letter dated August 26, 1998.

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Mr. Richard LaRose of 134 East Main Street came before the Commission with plans to construct a pole barn. Bob Medeiros made a motion, seconded by Patrick Corcoran, to allow the project without a permit. Approved.

Discussion ensued re: bordering vegetated wetlands delineation. Bob Medeiros made a motion, seconded by Dana Rappaneau, to have the Director send a letter to the Planning Board, stating that it was the Commission's policy to allow the Director to informally review the wetland lines with the developer rather than acting first on a Request for a Determination of Applicability prior to the project going before the Planning Board and a letter from the Director could replace the Request for a Determination of Applicability. Dana Rappaneau and Bob Medeiros voted in favor of the motion and Jeff Houde and Ed Breault opposed. The motion failed.

Discussion ensued re: the Finance Committee's recommendation that no action is to be taken on the conversion of Conservation land until abutters were notified. Bob Medeiros made a motion, seconded by Dana Rappaneau, to notify all abutters to Conservation land before the October 5, 1998 Town Meeting. Approved.

The Director stated that he would be going to the Selectmen's meeting on October 15, 1998, with Ed Breault, re: the status of the Open Space Plan.

Dana Rappaneau made a motion, seconded by Patrick Corcoran, to adjourn the meeting at 8:35 pm. Approved.

Respectfully Submitted,


Carlos T. B. Fragata
Director

CF/pmb