



CONSERVATION COMMISSION
70 EAST MAIN STREET
NORTON, MASSACHUSETTS 02766-2320
(508) 285-0275
Fax (508) 285-3300

Monday, June 28, 1999
7:30 pm

Attendance

Ed Breault (Chairman), Patrick Corcoran (Vice-Chairman),
Jeff Houde, Leonard Silvia, Bob Medeiros, Jennifer Carlino, Director
Julian Kadish arrived late.

Dana Rappaneau was absent.

Minutes

The members reviewed the draft minutes of **June 15, 1999**. Jeff Houde made a motion, seconded by Leonard Silvia, to accept the minutes as written. Approved.

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

The members reviewed a Notice of Intent – **Poquoy Development – parcel 31 (assessors map 30) Maple Street – (continued from the June 15, 1999 meeting)** for proposed plans to construct stormwater facilities within the 100 ft. buffer zone of a bordering vegetated wetland and a site grading for a shared septic system within an isolated land subject to flooding. Jennifer Carlino asked for the the missing information she previously requested of Mike Jones and John DeSousa. Bob Medeiros made a motion, seconded by Patrick Corcoran, to continue the public hearing until Monday, July 12, 1999 at 8:00 pm in order to have the Engineer submit the previously requested revised plans showing more details. Approved.

The members reviewed a Request for a Determination of Applicability – **Ralph I. Maloon, RIM Engineering – parcels 12 & 152 (assessors map 31) 17 Harvey Street – (continued from the June 15, 1999 meeting)** for proposed plans for soil testing for a single family dwelling within the 100 ft. buffer zone of a wetland. Excavation holes will be at least 50 feet from the wetlands and will be backfilled and graded. The machines will not travel in the wetlands. Robert Perry's brother and Ralph Maloon of RIM Engineering were present at the meeting. Jennifer Carlino conducted a few site inspections as requested by the board to determine the least impact to wetlands. Since there is over 80 feet between the lot line and wetland boundary, she suggested the applicant travel around the wetland, not through it as requested by the applicant at the last meeting. Mr. Maloon submitted revised plans of the revised wetland boundary and path for machines. Jeff Houde made a motion, seconded by Bob Medeiros, to close the public meeting. Jeff Houde made a motion, seconded by Julian Kadish, to issue a negative Determination as long as the percolation test is done according to the submitted plans.

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The members reviewed a Request for a Determination of Applicability – **Frank Cosgrove – lot 682 (assessors map 3) 32 South Lakeview Road** – for proposed plans to construct a 20' x 11' addition (second level) within 32 feet of Norton Reservoir. Jennifer Carlino conducted a site inspection and did not anticipate any problems.

The members reviewed a Request for a Determination of Applicability – **Douglas A. King Builders – bldrs. lot 5, parcel 515 (assessors map 10) 9 Cherry Tree Drive** – for proposed plans to construct a single family dwelling, garage, driveway, sewage disposal system and related grading within the 100 foot discretionary zone. Ralph Maloon of RIM Engineering Co., Inc. represented the applicant at the public meeting. Discussion ensued regarding whether or not a vernal pool exists on this site. An abutter, Nancy Ewing, had concerns that her vernal pool is connected somehow to this site. It was explained to her by the members that her vernal pool is connected to the abutting lot but that it was not connected to the isolated wetland at the left of this project's property. Julian Kadish asked whether the isolated wetland was in fact non-jurisdictional. Mr. Maloon stated it did not hold a ¼ acre foot and was not jurisdictional. Another citizen at this point wanted some clarification as to "wetlands" and "restrictions within wetlands". He was advised by the members to contact the Conservation Agent to clarify the regulations. Julian Kadish gave some clarification as to what the Wetlands Protection Act is and how Conservation meetings are designed to enforce the Act. Jeff Houde made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Jeff Houde made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability as long as the work is done according to the submitted plans. Approved. The site was inspected by Jennifer Carlino.

The members reviewed a Request for a Determination of Applicability – **Timothy O'Sullivan – bldrs. lot 36, parcel 288 (assessors map 4) 24 Kingsley Road** – for proposed plans for installation of an 18' x 33' above-ground pool within the 100 ft. buffer zone of a wetland. Bob Medeiros made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability as long as the work is done according to the submitted plans. Approved. Jennifer Carlino stated that she conducted a site inspection, reminded the members that the applicant just received a Certificate of Compliance and did not anticipate any problems.

The members reviewed a Request for a Determination of Applicability – **Deirdre Mullins – parcels 561-564 (assessors map 3) 48 Island Road** – for proposed plans to install an 18' round and 48" deep above-ground pool and construct a 20' x 5' deck within the 100 ft. buffer zone of a bordering vegetated wetland. Kevin Mullins was present at the public meeting and discussion ensued regarding the proposed deck. The Director stated that the Mullins were not going to construct the deck in the near future, but would notify her before the deck was started. She also stated that she and the applicants agreed at the site inspection to limit wetland cutting in the pond to allow sufficient canoe access only. No further cutting will take place. The members questioned Mr. Mullins on the construction of the deck. Jeff Houde made a motion, seconded by Julian Kadish, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Leonard Silvia, to issue a negative Determination of Applicability as long as the work was done according to the submitted plans. Approved.

The members reviewed a Request for a Determination of Applicability – **Peter Ceckowski – parcels 577 and 578 (assessors map 3) 4 Lagoon Lane** – for proposed plans to construct a 16' x 29' addition to an existing dwelling including a full foundation and second story and the installation of a 24' above-ground pool (post facto) within 100 feet of the Norton Reservoir. Peter Ceckowski represented himself at the public meeting. Also present was Mr. Fred Brown. Jennifer Carlino inspected the site originally

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The members reviewed a request for a full Certificate of Compliance and bond release letter filed by **Susan Cucinotta, c/o Dominic Texeira for lot 2, parcel 31 (assessors map 17) Elm Street (#250-411)**. Jeff Houde made a motion, seconded by Patrick Corcoran, to issue the Certificate of Compliance and bond release letter. Bob Medeiros abstained from voting. Approved.

The members reviewed a request for a full Certificate of Compliance and bond release letter filed by **Dominic Texeira for lot 1, parcel 31 (assessors map 17) Elm Street (#250-419)**. Jeff Houde made a motion, seconded by Patrick Corcoran, to issue the Certificate of Compliance and bond release letter. Bob Medeiros abstained from voting. Approved.

The members reviewed a request filed by the **Plymouth Bay Girl Scout Council** for modifications to the Order of Conditions for file **#250-154 – lots 21-47, North Worcester Street** re: maintenance of the beach area using a machine to remove vegetation in the existing beach (river). Tenney Lantz, Director of Administration, was present at the meeting and gave a brief history of the Edith Read Girl Scout Camp beach area on North Worcester Street. Discussion ensued regarding the use of the machine and whether or not a modification could be made to the Order of Conditions when the file was already closed (Certificate of Compliance). The members asked if dredging was permissible. Jennifer Carlino stated it would be a limited project, 10.53 (3) h, and that she should also obtain a license for the weir through a Ch 91 permit. It was the consensus of the Commission to have the Girl Scout Council file a new Notice of Intent using the old plans for a proposal to use a large machine to clean the beach area.

Jeff Houde made a motion, seconded by Bob Medeiros, to adjourn the meeting at 9:20 pm. Approved.

Respectfully Submitted,



Jennifer Carlino
Conservation Director

JC/pmb

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