



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

Monday, January 10, 2000  
7:30 pm

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Attendance

Patrick Corcoran (Chairman), Jeff Houde (Vice-Chairman),  
Leonard Silvia, Bob Medeiros, Julian Kadish,  
Jennifer Carlino, Director

Dana Rappaneau and Ed Breault were absent

Minutes

The members reviewed the draft minutes of **December 13, 1999**. Jeff Houde made a motion, seconded by Bob Medeiros, to accept the minutes. Approved.

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

The members were asked by the Chairman, Patrick Corcoran, if the Commission would like to sponsor the Norton Fire Department with a donation of \$35.00. It was the consensus of the members that they would not like to sponsor the Norton Fire Department.

The Chairman read a petition from the Hometown Shopper to have the Legal Notices for the Conservation meetings published in the Hometown Shopper newspaper instead of the Sun Chronicle. It was the consensus of the Commission to remain having the notices published in the Sun Chronicle so that the deadline for each meeting would not have to be changed.

Jeff Houde stated that it was a possibility that money would not be available from the State to purchase Johnson Acres and that it would be advisable to have money put into the Conservation Department budget to purchase this property. Jeff Houde made a motion, seconded by Bob Medeiros, to put the State share of the purchase price of Johnson Acres (Approximately \$2,000.00) into the Norton Conservation budget. Approved.

The members reviewed a Request for a Determination of Applicability – **David Mills – parcel 2 (assessors map 5) Old Newland Street** – for proposed plans for grading within the buffer zone of a bordering vegetated wetland. Jennifer Carlino stated that since the entire parcel is within the Natural Heritage Rare Habitat Area, a Notice of Intent would have to be filed. Jeff Houde made a motion, seconded by Bob Medeiros, to issue a positive Determination of Applicability. Approved.

The members reviewed a Notice of Intent – **File #250-432 - Gregory Mills – parcels 168, 170 & 175-01 (assessors map 4) Newcomb Street – (continued from the 9/28/99, 10/12/99, 10/25/99 & 12/13/99 meetings)** - for proposed plans to construct a subdivision roadway with associated infrastructure, stormwater management system, site grading and utilities within the buffer zone of a bordering vegetated wetland. Bob Medeiros made a motion, seconded by Jeff Houde, to accept the Order of Conditions for this project as long as Planning Board agreed to require that the catch basin



**Norton Conservation Commission**

**Monday, January 10, 2000**

**Minutes, page 2.**

RECEIVED

FEB 01 2000

NORTON TOWN CLERK

grates be covered before the road is completed. The Director stated she would write a memo to Planning Board requesting this information. Approved. Bob Medeiros made a motion, seconded by Jeff Houde, to close the public hearing with three members signing the permit stating that after receiving a response to the Director's memo from the Planning Board, he would then sign the permit and it would be issued. Approved.

The members reviewed a **Notice of Intent – File #250-438 - Mansfield Municipal Airport Commission – lot 428 (assessors map 3) Norton, Mansfield Municipal Airport to the southwest of North Washington Street – (continued from the 12/13/99 meeting)** - for proposed vegetation removal and maintenance limited project under a Vegetation Management Plan (VMP) prepared according to 310CMR 10.53(3)(n) and 310CMR 10.24(7)(c)(5). Jennifer Carlino stated that a DEP file number had been issued to this project. Jeff Houde made a motion, seconded by Bob Medeiros, to close the public hearing. Approved. Bob Medeiros made a motion, seconded by Jeff Houde, to accept the Order of Conditions as written, with a five-year expiration date. Approved.

The members reviewed a Request for a Determination of Applicability – **Scott Perry, Bay State Gas Company Plain Street – Pole #3075** – for installation of 8 anodes, rectifier and associated cables within 100 feet of wetlands and the Canoe River. Scott Perry represented himself at the public meeting and explained that the anodes are placed next to their cable so that the anodes will corrode rather than have the cables damaged by water. Jeff Houde made a motion, seconded by Leonard Silvia, to close the public meeting. Approved. Jeff Houde made a motion, seconded by Bob Medeiros, to issue a negative Determination of Applicability as long as the work is done according the submitted plans. Approved. The installation only requires digging a small trench and erosion control barriers will be used.

The members reviewed a Request for a Determination of Applicability – **Ulmers Farm Realty Trust – Robert Erlichman & Trudy Becker – parcel 17-4 (assessors map 32) 37 John Scott Boulevard** – for proposed plans to install a well within the 100 ft. discretionary zone and for wetland line confirmation. Ralph Maloon of RIM Engineering represented the applicant at the public meeting. The Director stated that a swale runs adjacent to John Scott Blvd. and the applicant should install a culvert under the proposed driveway to keep street drainage flowing in the swale. An abutter, Charles Catalfamo, of 35 John Scott Blvd. had concerns with the well being too close to a brook and the amount of fill proposed. Mr. Catalfamo also had concerns about the fill changing the water table and water from the property draining onto his property. Ralph Maloon agreed to revise the plans to include a drainage swale to help drain water away from Mr. Catalfamo's driveway. Jeff Houde made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Jeff Houde made a motion, seconded by Julian Kadish, to issue a negative Determination of Applicability as long as a revised plan is submitted to include a drainage swale. Approved.

The members reviewed a Request for a Determination of Applicability – **Timothy Gariepy – lot 33 (assessors map 28) 204 Old Taunton Avenue** – for proposed plans to construct a single-family house, install a leaching field and driveway and yard grading and seeding within 100 feet of wetlands. John F. Vance, Jr. represented the applicant at the public meeting and explained that the construction will not impact the wetlands and maintains an actual buffer. Jeff Houde made a motion, seconded by Leonard Silvia, to close the public meeting. Approved. Jeff Houde made a motion, seconded by Julian Kadish, to issue a negative Determination of Applicability as long as the work is done according to the submitted plans. Approved.



RECEIVED  
FEB 11 2000

NORTON TOWN CLERK

The members reviewed a Request for a Determination of Applicability – **Alfred Follen – lot 119 (assessors map 12) 108 Burt Street** – for proposed plans to install a new leaching field, yard grading and seeding within the buffer zone of a wetland. John F. Vance, Jr. was present to represent the applicant at the public meeting. The Director explained that the work had already been done prior to the filing due to a closing and the requirements of Title V. The applicant had installed erosion control as instructed and had been inspected. Jeff Houde made a motion, seconded by Julian Kadish, to close the public meeting. Approved. Jeff Houde made a motion, seconded by Julian Kadish, to issue a negative Determination of Applicability. Approved.

The members reviewed a Notice of Intent – **Mark Hoyle, Sr. – lot 15 (assessors map 35) Dean Street** – for fill of 2,160 sq. ft. of wetlands for a proposed driveway from Dean Street and replication. The Chairman read a letter dated January 5, 2000 sent to the Norton Conservation Commission by the Natural Heritage and Endangered Species Program of the Division of Fisheries and Wildlife stating that the Notice of Intent is incomplete and the Rare Species review period has not begun because a locus map was not received. Mr. Vance presented the project to the Commission. Mr. Hoyle intends to fill 2,160 sq. ft. of wetlands for a driveway in order to access upland. There is not another alternative for accessing the property. The applicant proposes to replicate wetlands in an area that is 3200 sq. ft. The Director stated that this property is within a Rare Species Habitat and that the Commission cannot close the public hearing within 30 days of NHESP's receipt of the complete NOI filing. She also stated that she previously spoke with Mr. Vance regarding the improper notification to abutters, proof that the lot is not within the 100 year floodplain, calculations for the proposed culvert and a replication area narrative. Several abutters from East Hodges Street were present and had questions concerning the impact to the wetlands by this project and to an existing pond near the site that may be a vernal pool. Mr. Vance explained that the construction of this driveway would not effect the pond in any way and that he intended to install 2 culverts at grade level for amphibians to reach the vernal pool without traveling over the driveway. The culverts would ensure that the neighbors would not be flooded. Jeff Houde made a motion, seconded by Leonard Silvia, to continue the public hearing until January 24, 2000 at 7:40 pm. Approved.

The members reviewed a Request for a Determination of Applicability – **Doug DeMoura & Maria Titus – parcel 176 (assessors map 27) 240 South Worcester Street** – for proposed plans to upgrade a septic system to Title 5 standards within 100 feet of a bordering vegetated wetland. Doug DeMoura and Christopher Yarworth of Yarworth Engineering were present at the public meeting. Mr. Yarworth explained that he and the Director inspected the site. Most of the lot is already lawn. Erosion control will be installed. Jeff Houde made a motion, seconded by Bob Medeiros, to close the public meeting. Approved. Jeff Houde made a motion, seconded by Julian Kadish, to issue a negative Determination of Applicability as long as the work is done according to the submitted plans. Approved.

The members reviewed a Request for a Determination of Applicability – **Worldwide Development Corp. – parcels 43, 44, 45 & 48 (assessors map 15) Oak Street (Longwood Estates)** – for confirmation and verification of wetland boundaries. Scott Fuller of Worldwide Development and Christopher Yarworth of Yarworth Engineering were present at the public meeting. An abutter, Frank Frazer of 142 Oak Street, had concerns with portions of the site appearing dry on the plans, but appearing wet to him. The Director was asked if she had walked this property and she explained that she and Chris Yarworth had walked the entire parcels. She stated that she found nothing wrong with the wetland boundaries. Another abutter, David Plante of 114 Oak Street, questioned the numbering of the wetland flags on the submitted plans. Another abutter at 138 Oak Street stated that he believed that



RECEIVED  
FEB 11 2000  
NORTON TOWN CLERK

there were more wetlands on the site than shown on the submitted plans. Mr. Frazer again claimed that there were wetlands present on the site and Jennifer Carlino agreed to go out and look at the areas of concern with Mr. Frazer at his convenience. Mr. Ron Terrowitz of Attleboro who owns property abutting the project had concerns with portions of this site and wanted to bring in his own botanist to verify the wetland flags. It was stated to Mr. Terrowitz that he would need permission from the owners of the different areas to go onto their property. All abutters questioned house/road locations. Both Mr. Yarworth and the members explained this hearing is only to confirm the wetland boundary. Bob Medeiros made a motion, seconded by Jeff Houde, to continue the public hearing until the January 24, 2000 meeting at 7:50 pm. Approved.

The members reviewed a Notice of Intent – **John Scott Boulevard LLC, c/o Fred Bottomley – parcel 17-02 (assessors map 32) 26 John Scott Boulevard** – for proposed construction of a single-family house, driveway, well, sewage disposal system and associated grading within the 100 ft. buffer zone of a bordering vegetated wetland. Christopher Yarworth of Yarworth Engineering represented the applicant at the public hearing. The Chairman asked the Director if she had seen the site prior to the meeting and if she had any questions or concerns regarding this project. Jennifer Carlino stated that she had been at this site and did not have any concerns. An abutter, Amelia Reilly, had a question for Christopher Yarworth regarding the proposed house lots on the property. Mr. Yarworth explained that only one house is proposed. Jeff Houde made a motion, seconded by Bob Medeiros, to close the public hearing. Approved. Jeff Houde made a motion, seconded by Julian Kadish, to accept the Order of Conditions as written. Approved.

The members reviewed a Notice of Intent – **Stanson Builders, Inc. – parcel 5 (assessors map 29) – off of Crane Street (Crane Estates-East)** – for proposed construction of a portion of a roadway, roadway grading for sideslopes, and construction of a stormwater management basin and other drainage utilities within the buffer zone of a wetland. Christopher Yarworth of Yarworth Engineering represented the applicant at the public hearing to explain the project to the Commission. Bob Medeiros requested that Ms. Carlino send a letter to the Planning Board requiring all catch basin grates to be covered before the road is completed. The Director stated that she had questions regarding the CID review (for the Planning Board) and was waiting to hear from the consulting Engineer if the applicant had satisfied their recommendations. Jeff Houde made a motion, seconded by Bob Medeiros, to continue the public hearing until the meeting of February 14, 2000 at 7:45 pm. Approved.

The members reviewed a Notice of Intent – **The Park at Great Woods Corporation, David Caron – parcels 16, 17, 18, 19, 19-01 to 19-10, 20, 20-01, 21, 21-01, 30, 31, 33, 35, 36, 37, 38, 39, 39-01 to 39-07, 40, 41, & 42 (assessors map 8), parcels 288 & 292 (assessors map 9) and parcels 10, 12, 14, 17, 18, 19, 24, 25, 27, 29, & 34-01 (assessors map 15) Route 140, Mansfield Avenue** – for proposed plans to construct an 18-hole golf course and associated features, including a clubhouse, maintenance facility, cart paths, an access roadway, and stormwater management measures within wetlands. Present at the public hearing were David Pickart, Senior Environmental Scientist for Vanasse Hangen Brustlin, Inc. (VHB), Mark Nogueira, Project Manager, VHB and David Caron, of The Park at Great Woods. The members asked the Director if she had conducted an inspection. Ms. Carlino stated that she was not finished with the inspections and will have a letter with comments for the applicant to address within the next 2 weeks. Mr. Pickart requested a continuance of the public hearing. Bob Medeiros made a motion, seconded by Jeff Houde, to continue this project and to hold a meeting on an alternate meeting night with the Conservation Commission regular meetings for just this project. Approved. It was the consensus of the Commission to have Ms. Carlino set a meeting date for this project and to re-advertise the project along with publishing a short article on the purpose of this meeting.

Norton Conservation Commission  
Monday, January 10, 2000  
Minutes, page 5.

RECEIVED

FEB 11 2000

NORTON TOWN CLERK

Jeff Houde made a motion, seconded by Bob Medeiros, to adjourn the meeting at 9:38 pm. Approved.

Respectfully Submitted,



Jennifer Carlino  
Conservation Director

JC/pmb