



## Norton Conservation Commission

70 East Main Street  
Norton, MA 02766

Monday, June 12, 2006  
7:00 pm

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NORTON TOWN CLERK

### Attendance

Julian Kadish (Chairman), Earl Willcott (Vice-Chairman)  
Robert Medeiros, Ron O'Reilly, Eileen King,  
Lisa Carrozza, Jennifer Carlino, Conservation Agent

Kathleen Giblin was absent.

### Minutes

The members reviewed the draft minutes of **April 24, 2006**. Ron O'Reilly made a motion, seconded by Lisa Carrozza, to accept the minutes as written. Approved.

The members reviewed the Bills Payable Sheet (Nextel). Earl Willcott made a motion, seconded by Ron O'Reilly, to pay the bill. Approved.

The members reviewed the Bills Payable Sheet (Pare Engineering). Bob Medeiros made a motion, seconded by Earl Willcott, to pay the bill. Approved.

The members reviewed the Bills Payable Sheet (Misc.). Bob Medeiros made a motion, seconded by Earl Willcott, to pay the bill. Approved.

Jennifer Carlino noted there was a Special Town Meeting on Monday, June 26<sup>th</sup>. She said per the Town Manager, it would be up to the Commission members to decide if they wanted to have their regular meeting or not on that night. The members decided to have the meeting as scheduled.

The members reviewed a Notice of Intent – (#250- ) - Angelo Pasqualino/TDS Construction, Inc. – Lot 4, Parcel 188 (assessors map 12) 3 Fuller Drive – (cont. from the February 27, 2006, March 13, 2006, March 27, 2006 & May 15, 2006 mtgs.) - for proposed plans to construct a single family house, driveway, well, pool, septic system and lawn with associated grading within 100 feet of wetlands. Bob Medeiros recused himself from the public hearing. Julian Kadish stated a request to continue the public hearing until Monday, August 28, 2006 had been received. Ron O'Reilly made a motion, seconded by Eileen King, to continue the public hearing until the regular meeting of Monday, August 28, 2006 at 7:05 pm. Approved.

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The members reviewed a Notice of Intent – **(#250- 713) – J.E. Case, Inc. – Parcel 101 (assessors map 19) 13 King Phillip Road – (cont. from the March 27, 2006, April 10, 2006, April 24, 2006 & May 15, 2006 mtgs.)** - for proposed plans for gravel removal and repairs to an existing retaining wall within 100 feet of Lake Winnecunnet. The owner and applicant were present at the public hearing. Mr. Case stated a Chapter 91 permit was not necessary for this project. He said the only issue left was a response from The Natural Heritage and Endangered Species Program. Jennifer Carlino stated Mr. Case had faxed a revised construction plan to the office. Bob Medeiros made a motion, seconded by Earl Willcott, to close the public hearing. Approved.

The members reviewed a Notice of Intent – **(#250-716) – Angelo Pasqualino/TDS Construction, Inc. – Parcel 184 (assessors map 18) 143 Plain Street – (cont. from the May 15, 2006 mtg.)** - postfacto permit for the removal of trees and the installation of a lawn within 100 feet of a stream and the 100-foot buffer zone of bordering vegetated wetlands. Bob Medeiros recused himself from the public hearing. Julian Kadish stated a request to continue the public hearing until the next regular meeting. Earl Willcott made a motion, seconded by Ron O'Reilly, to continue the public hearing until the meeting of Monday, June 26, 2006 at 7:05 pm. Approved.

Bob Medeiros recused himself from the meeting and George Russo of **10 Margaret Drive** addressed the Commission. Discussion ensued regarding “on-going” conditions that were part of the Certificate of Compliance issued to Mr. George Russo for his project File **#250-644**. Mr. Russo requested that all the on-going conditions be removed from his Certificate of Compliance. Julian Kadish stated it was common procedure to have on-going conditions. Mr. Russo stated #10 gives the agent the right to enter his property at any time. He stated he does not want anyone on his property for liability reasons. Julian Kadish stated this condition is usually intended for large projects rather than the average homeowner. He said condition #18 requires all wetland resource areas to be kept clean of debris at all times and this should be followed whether written in the Orders or not. Julian Kadish stated condition #23 allows the monitoring of any vernal pools on the property and Jennifer Carlino said this condition was written into the Orders in error and would be removed. Julian Kadish stated condition #25 prevents the planting of any plants listed as an evasive plant. Julian Kadish summed up the discussion by saying to Mr. Russo that the conditions in any Order of Conditions are to protect the wetlands and also the homeowners. Lisa Carrozza made a motion, seconded by Earl Willcott, to issue an amended Certificate of Compliance for File **#250-644** by removing “on-going” condition #23. Approved.

The members reviewed a Notice of Intent – **(#250-719) Richard & Vivian Demers – Parcels 711, 712 & 713 (assessors map 3) 388 Reservoir Street** – for proposed plans to construct an addition within 100 feet of Norton Reservoir. Otis Dyer, engineer for the applicant, and Mr. Dan Rich, attorney for the applicant, were present at the public hearing. Mr. Dyer described the project to the members stating this addition will be taking the place of the pool which will be eliminated all together. He stated the work will be at least 25 feet from the Norton Reservoir and there would not be any grade changes. He said all work related materials would be removed from the site immediately. Jennifer Carlino suggested a visual barrier for the limit of work should be in place during construction. Bob Medeiros made a motion, seconded by Earl Willcott, to close the public hearing.

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The members reviewed a Request for a Determination of Applicability – **(DET. #865) – Rose S. Fernandes -Parcel 82 (assessors map 22) 83 West Main Street** – for proposed plans to repair a sanitary disposal system within 100 feet of wetlands. John F. Vance, Jr., engineer for the applicant, and the applicant's daughter were present at the public hearing. Mr. Vance explained the location of the new septic system and leaching field and stated the work would be at least 50 feet from the wetlands. Ron O'Reilly made a motion, seconded by Earl Willcott, to close the public hearing. Approved. Bob Medeiros made a motion, seconded by Ron O'Reilly, to issue a negative Determination (#3) as long as the work is done according to the submitted plans. Approved.

The members reviewed a Request for a Determination of Applicability – **(DET. #866) - Bonnie Goodwin -Parcel 197 (assessors map 27) 155 South Worcester Street** – for proposed plans to repair a sanitary disposal system within 100 feet of wetlands. John F. Vance, Jr. engineer for the applicant, described the project to the members and submitted a revised plan. He said there would be a 1000-gallon tank with a pump to pump up to a leaching field under the gravel driveway in order to be five feet above the water table. He stated there was a large amount of Japanese Knotweed to the rear of the house. Jennifer Carlino stated that if in the future anyone decided to remove the plants they would have to notify the Conservation office first since the work would be within 100 feet of wetlands. Bob Medeiros made a motion, seconded by Earl Willcott, to close the public hearing. Approved. Bob Medeiros made a motion, seconded by Earl Willcott, to issue a negative Determination of Applicability as long as the work was done according to the submitted plans. Approved.

The members reviewed Request for a Determination of Applicability – **(DET. #867) – Joe Hixon – Parcels 23 & 168 (assessors map 16) 8 Young Avenue** – for proposed plans to repair a sanitary disposal system within 100 feet of wetlands & 200 feet of a perennial stream. John F. Vance, Jr., engineer for the applicant, described the project to the members and submitted a revised plan. He stated the property was going to be sold and in order to meet the Title V regulations, a new septic system would have to replace the existing cesspool. He said the system will be located between the house and the pool and the closest point to the wetlands would be 65 feet. Discussion ensued regarding a white discharge pipe protruding from the cellar. Mr. Vance suggested it was for one of the two sump pumps in the cellar. Jennifer Carlino asked Mr. Vance to call the owner and identify the pipe. She also asked him to find out if the washing machine is working in the cellar and if there is an oil tank in the cellar. Jennifer Carlino suggested continuing the public hearing in order to identify the protruding pipe and answer questions regarding an oil tank and the washing machine. Ron O'Reilly made a motion, seconded by Eileen King, to continue the public hearing until the next regular meeting of Monday, June 26, 2006 at 7:10 pm. Approved. Lisa Carrozza requested to add the Riverfront area to the plans.

The members reviewed a Notice of Intent – **(#250-726) - George Perry – Parcel 39 (assessors map 17) 13 Cross Street** – for proposed plans to construct a garage with an apartment above and a sanitary disposal system within 100 feet of wetlands & 200 feet of Rumford River. John F. Vance, Jr., engineer for the applicant, and George Perry were present at the public hearing. Mr. Vance stated that Mr. Perry had already put in a foundation for a modular garage approximately 110 feet from the Rumford River. He said Mr. Perry thought he was ok at this distance. John Vance stated Mr. Perry had to get the

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modular garage off of the trailer it was delivered on within one week or be charged a large amount of money by the delivery company, so he had it placed on the foundation. He stated the sanitary system would run along the building and was approximately 10' x 30'. He said he added the mean annual high water mark to the plans. Mr. Vance pointed out the fabric fence at the edge of the property line was the edge of the driveway. He said there was another fabric fence between the pool and the garage. Jennifer Carlino stated no more work should be done before obtaining a wetland permit. She asked Mr. Vance if he had a revised application to include an Alternative Analysis and he replied that he did not. Bob Medeiros made a motion, seconded by Earl Willcott, to continue the public hearing until the next regular meeting of Monday, June 26, 2006 at 7:15 pm. Approved.

The members reviewed a Request for a Determination of Applicability – **(DET. #868) – Tournament Players Club of Boston (TPC) /Jim O'Mara – Parcel 8 (assessors map 123) 405 Arnold Palmer Boulevard** – for proposed plans to install temporary amenities (grandstands, tents and comfort stations) within 100 feet of wetlands. David Pickart of Vanasse-Hangen Brustlin, Inc., representative for the TPC, and the applicant were present at the public Hearing. Mr. Pickart stated that a permit had been issued in the past for the same type of amenities but has expired. He said that the professional golf championships are held at this course every Labor Day weekend and this is why a new permit is needed. He further stated there have been no adverse impacts to the wetlands. He stated he would like to be issued a permit every three years provided the work does not change. Mr. Pickart said that the areas are policed on a regular basis and environmentally sensitive areas are usually roped off. He said that all the amenities are removed immediately after the tournament and any stomped on grassed areas do grow back. Deborah Burgess of South Worcester Street asked Mr. Pickart if all proposed plans for this project are exactly the same as past years and replied that they are. Earl Willcott made a motion, seconded by Ron O'Reilly, to close the public hearing. Bob Medeiros made a motion, seconded by Ron O'Reilly, to issue a negative (#3) Determination of Applicability as long as the work is done according to the submitted plans. Approved.

The members reviewed a Notice of Intent – **(#250- ) - Jim O'Mara/Tournament Players Club of Boston – Parcel 123 (assessors map 8) 405 Arnold Palmer Boulevard** – for proposed plans to construct a permanent bridge over Great Brook & new paths and for parking lot improvements to the Tournament Players Club of Boston golf course within 100 feet of wetlands. David Pickart of Vanasse-Hangen Brustlin, Inc., representative for the TPC, Jim O'Mara, applicant and Eric Baldwin of IMG, the tournament management firm for the golf course, were present at the public hearing. Mr. Pickart stated the tournaments have been extremely successful and after the year 2007, will undertake a new tournament format hosting tournament playoffs. Mr. Pickart stated there will be several grading and surface changes. He said there are four main areas to be altered; 1. the area between the 8<sup>th</sup> and 9<sup>th</sup> hole; 2. the area where Arnold Palmer Boulevard crosses over the Great Brook; 3. the area immediately west of the maintenance facility known as the TV compound; and 4. the area between the club house and the 1<sup>st</sup> tee. Mr. Pickart stated the applicant would like to pave an existing gravel path between the 8<sup>th</sup> and 9<sup>th</sup> hole. He stated the applicant would like to pave the graveled areas where the TV compound is located in order to minimize the noise during a golf tournament. Mr. Pickart pointed out an area where the applicant would like to widen the path from 8 feet to 16 feet because of the increased

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visitors during a tournament. He stated the applicant would like to construct a permanent bridge over the Great Brook where it meets Arnold Palmer Boulevard. Mr. Pickart stated the temporary bridges in the past have worked all right, but the applicant would like to construct a more attractive entrance to the course from Arnold Palmer Boulevard. He stated that the area at the club house near the first tee is the most congested area and the applicant would like to create a paved pathway for visitors. Mr. Pickart stated that the last issue, and he pointed out an area, is that a wetland permit had been issued three years ago to widen the boardwalk in from 16 feet to 24 feet, but that was never done and he requested that be re-permitted. He said that DEP has inspected the area and did not have any concerns. Jennifer asked if Frances Shirley of the Land Preservation Society of Norton had given him a letter and Mr. Pickart directed the members to Jim O'Mara. Mr. O'Mara said he had spoken with Ms. Shirley and she did not have a problem with the bridge over the Great Brook but had not given him anything in writing. Jennifer Carlino stated that since the area where the bridge would be constructed was within the Conservation Restriction held by the Land Preservation Society of Norton, a letter would be required from Frances Shirley and approved by The Division of Conservation Services. Mr. Pickart pointed out that the bridge would span the entire brook and no footings would be in the water. He stated the construction of the bridge would consist of three to four days. Earl Willcott made a motion, seconded by Ron O'Reilly to continue the public hearing until the next regular meeting of Monday, June 26, 2006 at 7:20 pm. Approved.

The members reviewed a Notice of Intent – **(#250-725) - Thomas Landry/Massachusetts Golf Association – Parcel 139 (assessors map 26) 300 West Main Street** – for proposed plans to install an irrigation system withdrawal mechanism with associated piping within 100 feet of wetlands. Matt Varrell of Vanasse-Hangen Brustlin, Inc. described the project to the members. He stated that the Commission had already issued a Determination of Applicability for the bulk of the irrigation system for the golf course. He said at that time it was stated a Notice of Intent would eventually be filed for the final work. He pointed out the paved entrance to MGA Links and the water withdrawal pipe that is in place from spring to late summer. Mr. Varrell says DEP had notified the golf course in 2004 and was requiring a Chapter 91 license for the pipe since it was taking water from the Wading River. He said after some careful consideration, the best location to install the pipe would be approximately 100 feet downstream in deeper water because in the past, there would not be enough water for the pumping system to work. He stated that the existing system, which includes a buoy supported system, could interfere with canoes and kyacks. He explained that the proposed system would include a strainer system which will sit on the bottom of the river along with the piping and then proceed up the embankment and tie into an existing pumping station. Mr. Varrell stated the system would be in place in the spring and taken out in late summer. He stated part of the proposed work would include abandoning and removing the existing pipe that runs under Chartley Brook and comes up onto the parking lot and replace it with a 6-inch HTPPE pipe to go underground through the existing paved areas. He stated when the pipe reaches the bridge it would be pumped up and attached to an existing bridge and then go back underneath the parking lot to be connected to the irrigation system. He said the portion of the pipe that would leave from the withdrawal location to the pump would be above ground and only be in place from spring to late summer. Mr. Varrell said some plantings are proposed around the pump station to slightly shield it. He stated that as one of the Chapter 91 requirements, a public

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bench would be installed for people to view the river. Bob Medeiros asked what would be done to prevent mud and silt from being pumped up. Mr. Varrell explained to the members, and also passed out a diagram of the strainer, that this is a shallow water self-cleaning strainer. Earl Willcott had concerns with the system taking too much water from the bottom of the river. Julian Kadish asked what measures are taken in drought situations. Mr. Varrell stated when MGA Links had taken over the golf course, a new state-of-the-art irrigation system was installed which actually controls the amount and location of the water to be used. He stated the existing pump does a maximum flow rate of 300 gallons per minute and in past years this had to be reduced to 100 gallons per minute at times when the river was low. Mr. Varrell stated the system runs approximately 4 hours each night. He stated the only regulations to the pumping would be in a drought situation, the pump would be adjusted back to a 100 gallon flow rate per minute. Julian Kadish stated that without certain regulations of the system, too much water could possibly be pumped out of the river to result in damaging of wildlife or endangered habitat. He suggested that proof of some kind of regulation of the system be submitted. Mr. Varrell stated he did not have enough information at this time to submit to the Commission. Bob Medeiros asked how many gallons of water would be pumped per day and Chris Johnson of MGA Links Golf Course replied approximately 66,000 gallons per day five days a week. Jennifer Carlino asked Mr. Varrell how he arrived at the figure of the mean low water level. Mr. Varrell stated this was an estimated figure. He stated that because of the types of soils in the area and available water, a well was not feasible. Jennifer Carlino stated that information on water conservation should be submitted. She said water had been pumped out of the river for many years to the golf course and wanted this quantified. Jennifer Carlino asked that information be submitted to prove there would be no adverse impacts on wildlife or natural habitat and the wetlands including monitoring and a drought management plan. Jennifer Carlino asked if any of the vegetation at the location of the proposed bench would be removed. Mr. Varrell said this area was quite open. She said she would inspect the area. Deborah Burgess stated she had reason to believe that there was incorrect information on the application regarding to parcel and map numbers. Jennifer Carlino stated the correct plans and maps were submitted but there was a typing error on the application which has since been corrected. Ms. Burgess stated she had found mussels in the Wading River. She asked how the water was going to be monitored, by time or quantity. Ms. Burgess asked if chemicals or pesticides were used on the grass and Mr. Johnson replied they were. She asked what precautions were being taken to prevent the chemicals from flowing into the river. Mr. Johnson stated that no restricted products are used on the golf course even though restricted products may be used in some of the areas. Bob Medeiros made a motion, seconded by Earl Willcott, to continue the public hearing until the next regular meeting of Monday, June 26, 2006 at 7:25 pm. Approved.

The members reviewed a Notice of Intent – **(#250-720) - QBI Homes, Inc. - Lot 25, Parcels 111-117 & 207 (assessors map 21) Goff Road** – for proposed plans to construct a house with associated driveway, grading and utilities within 100 feet of wetlands. Dan Gioiosa of Sitec Engineering, representative for the applicant, and Ron Turowitz, owner and applicant, were present at the public hearing. Mr. Gioiosa presented a color-coded plan for the members to view. He stated the single family house to be constructed was in the River Oaks Subdivision off of Shelly Road. He said the closest point to the wetlands is approximately 40 feet. Jennifer Carlino asked Mr. Turowitz what has been done within the last month regarding stabilization of the site and replication of the wetlands. Mr.

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Turowitz stated that just today parts of the road and the detention basins on the Shelly Road side were hydroseeded. She asked when the sideslopes and parts of the cul-de-sac would be hydroseeded. He did not know when the replication of the wetlands would be done. Jennifer Carlino asked if he would have an answer within two weeks, as well as the construction sequence, and he said he would. She asked if there was potential for further replication and he said there was not. Mr. Turowitz stated the other half of the subdivision was going to be sold. Bob Medeiros made a motion, seconded by Earl Willcott, to close the public hearing. Approved.

Notice of Intent – **(#250-721) - QBI Homes, Inc. - Lot 27, Parcels 111-117 & 207 (assessors map 21) Allen Drive** – for proposed plans to construct a house with associated driveway, grading and utilities within 100 feet of wetlands. Dan Gioiosa of Sitec Engineering, representative for the applicant, and Ron Turowitz, owner and applicant, were present at the public hearing. Mr. Gioiosa presented a color-coded plan for the members to view. He stated the single family house to be constructed was in the River Oaks Subdivision off of Shelly Road. He said the closest point to the wetlands was 35 feet and there will be a walk-out basement, which will avoid having a lot of fill and a deep slope to be grassed. Bob Medeiros made a motion, seconded by Earl Willcott, to close the public hearing. Approved.

The members reviewed a Notice of Intent – **(#250-722) - QBI Homes, Inc. - Lot 28, Parcels 111-117 & 207 (assessors map 21) Allen Drive** – for proposed plans to construct a house with associated driveway, grading and utilities within 100 feet of wetlands. Dan Gioiosa of Sitec Engineering, representative for the applicant, and Ron Turowitz, owner and applicant, were present at the public hearing. Mr. Gioiosa presented a color-coded plan for the members to view. He stated the single family house to be constructed was in the River Oaks Subdivision off of Shelly Road. He said there is a section of the wetland resource area that goes up onto the property. He stated that because of this, the back yard was limited and the 25-foot limit of work was maintained. Mr. Gioiosa stated this house has a walk-out basement also. Jennifer Carlino stated that a permanent post & rail visual barrier should be installed on this site as well as on lots 25 and 27. Bob Medeiros made a motion, seconded by Earl Willcott, to close the public hearing. Approved.

Discussion ensued regarding **#250-701 –Richard Fitzgerald – 46 Charlotte Avenue – Parcel 29 (assessors map 19)**. Jennifer stated there would have to be a quorum of the same members that had reviewed this project at former meetings. Ted Trowbridge of Hutchins-Trowbridge Associates addressed the Commission and stated that Jennifer Carlino had asked him to bring to their attention, comments made at the DEP site walk and information that she believed that he misled the members at past hearings. He stated that Jennifer Carlino accused him of noting on his plans there was a full foundation (ff), but the information was that there was a finished floor (ff). He stated Jennifer Carlino said he did not have the water and sewer details on the plans, but he did. He said the wetland flags were changed twice at Jennifer Carlino's request and he stated the water line was on the plan at the last public hearing. Mr. Trowbridge stated that several times he requested the agent to call him if she had any questions or concerns and she did not. Jennifer Carlino stated the Field Forms were not fully completed. Jennifer Carlino asked Mr. Trowbridge if he was at this meeting to review the information

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on the Denied Order of Conditions and he stated that this was true. She also stated that DEP had told the applicant he could have the Conservation Commission review a request for an Amended Order of Conditions after re-notifying abutters and re-advertising the project in the local newspaper. She stated the Commission could deny the request for an Amendment and the applicant could continue with his appeal to the Denied Order of Conditions and file with MEPA. She said after the decision from MEPA was issued, the Superceding Order of Conditions could be issued. Julian Kadish asked what the major controversy is with this project. Mr. Trowbridge stated the major controversy with this project is that it is too close to the water. Julian Kadish stated this was not the problem as many projects have been approved on the water. He said the problem is that the entire project is in the floodzone and that the wetland boundaries are still not defined correctly. He said he was under the impression the existing building was never a house, but a shed. Mr. Trowbridge stated this was a previous cottage since 1940. Jennifer Carlino stated the compliance for the Performance Standards for the floodplain area had not yet been addressed. According to Mr. Fitzgerald, DEP advised the Commission not to try and prove that this will allow construction of a house in a wetland because then all the other houses on the lake will be proven the same. Julian Kadish still wasn't convinced that the existing building on this lot was indeed a house built before 1964, which would then allow it to be labeled as "Grandfathered". Mr. Fitzgerald stated a sewer line had been directed to this lot. Jennifer stated to Mr. Fitzgerald that when he was proposing to purchase this property he said he only wanted to store his boat on this lot. Mr. Fitzgerald replied that this statement was made prior to the installation of sewerage being available on this lot. Lisa Carrozza suggested to Mr. Fitzgerald that he have the soils tested on the property and if the information is favorable to his project, then address the Commission again, but if the information is not in his favor, to go with the appeal. Mr. Fitzgerald stated he intends to continue on with this project and will have the soils tested on the property.

The members reviewed a request for a partial Certificate of Compliance for File **#250-655 – Hideharu Furukawa – parcel 246 (assessors map 27) 143 Barrows Street**. Jennifer Carlino stated she had inspected the project and suggested that a full Certificate be issued. Bob Medeiros made a motion, seconded by Ron O'Reilly, to issue a Certificate of Compliance. Approved.

The members reviewed a request for a partial Certificate of Compliance for File **#250-589 – Bassy & Nick Gianiotis – parcel 284 (assessors map 26) 207 John Scott Boulevard**. Jennifer Carlino stated the applicant had already posted a bond for \$500 with the Town Treasurer to ensure final vegetated stabilization of exposed soils on this property. Ron O'Reilly made a motion, seconded by Lisa Carrozza, to issue a partial Certificate of Compliance. Approved.

The members reviewed a request for a Certificate of Compliance for File **#250-615 – Dylan Ribeiro – parcel 196 (assessors map 23) 12 Barrows Street**. Jennifer Carlino stated the project was completed according to the submitted plans. She stated the bond posted for this project should be released and that the Conservation Easement Document for this property was ready to be reviewed and signed by the members. Earl Willcott made a motion, seconded by Ron O'Reilly, to issue the Certificate of Compliance and bond release letter. Approved.

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The members reviewed the Conservation Easement Document for **12 Barrows Street**. Earl Willcott made a motion, seconded by Ron O'Reilly, to sign the Conservation Easement Document as written. Approved.

The members reviewed a request for a Certificate of Compliance for File **#250-533 – Sothy S. Hay – parcels 684 & 685 (map 3) – 36 South Lakeview Road**. Jennifer Carlino stated she had not inspected the site yet, so the members agreed this would be reviewed at the next regular meeting of Monday, June 26, 2006.

The members reviewed a request for a partial Certificate of Compliance for File **#250-586 – Woodlark Development Corp. – building 4 only – parcels 102 & 102-01 (map 26) 252 West Main Street**. Jennifer Carlino stated a bond had already been posted for the property. Ron O'Reilly made a motion, seconded by Lisa Carrozza, to issue the Certificate of Compliance. Approved.

The members reviewed a request for a Certificate of Compliance for File **#250-640 – William Nievera – Parcel 40 (assessors map 20) 15 Noyes Street**. Jennifer Carlino stated the project was completed according to the submitted plans. Earl Willcott made a motion, seconded by Ron O'Reilly, to issue the Certificate of Compliance. Approved.

The members reviewed the Order of Conditions for File **(#250-714) – Nicholas Moelders – Parcel 117 (assessors map 32) – 21 Woodward Street** which was sent for review with the agenda for this meeting. Bob Medeiros made a motion, seconded by Ron O'Reilly, to sign the Order of Conditions as written. Approved.

The members reviewed the Order of Conditions for File **(#250-717) – Stephen Akerman – Lot 4, Parcel 93-05 (assessors map 18) – 6 Beverly Lane** which was sent for review with the agenda for this meeting. Bob Medeiros made a motion, seconded by Ron O'Reilly, to sign the Order of Conditions as written. Approved.

The members reviewed the Order of Conditions for File **(#250-715) – Wheaton College (Robert Campbell, Director of Physical Plant) – Parcel 93A (assessors map 17) – Pine Street** which was sent for review with the agenda for this meeting. Lisa Carrozza made a motion, seconded by Ron O'Reilly, to sign the Order of Conditions as written. Approved.

The members reviewed the Order of Conditions for File **(#250-718) – Wheaton College (Robert Campbell, Director of Physical Plant) – Parcel 93A (assessors map 17) – Pine Street** which was sent for review with the agenda for this meeting. Ron O'Reilly made a motion, seconded by Earl Willcott, to sign the Order of Conditions as written. Approved.

Jennifer Carlino stated a draft letter has been written for the members review to send to Jake Development to fix the erosion problems at 240A Taunton Avenue or the bond that was posted to finish this project will be taken and used to hire a company to finish the job. Bob Medeiros made a motion, seconded by Ron O'Reilly, to send the letter as written. Approved.

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Jennifer Carlino stated a letter had been sent to the previous owner of 14 North Worcester Street asking that the wetland restoration area be completed before April 1, 2006. She stated no response had been received and she drafted a letter for the members review stating the bond that was posted to ensure this work will be pulled, and the consultant that had drawn the restoration plan originally will be hired to do this work. Bob Medeiros made a motion, seconded by Ron O'Reilly, to send the letter as written. Approved.

Jennifer Carlino stated she received a response letter from the Mass Highway offering to walk the site with her or any of the members.

Jennifer Carlino noted she had been contacted by a Wheaton College teacher that will be conducting water quality monitoring with her students upstream at the bridge and downstream at the Route 495 Highway. She says they will give the Commission the data collected and the results for the Commission's records.

Jennifer Carlino stated the Lake Winnecunnet Study Report received from the ESS Group was not very good. She stated that there is a lot of missing information that they agreed to include. Jennifer Carlino said she would draft a response letter with her comments to have for their review for the next meeting.

Jennifer Carlino gave to the members thank-you letters to sign for the Eagle Scouts that had cleared trails at the Rose Farm Conservation area and also for the students and teacher at the Southeastern Region High School that printed the Open Space and Recreation Plan books.

Jennifer Carlino showed the members the plaque that Kathleen Giblin had made up for Leo Yelle in honor of his years of dedicated service to the Conservation Commission. She said Kathleen used her own funds for this and Jennifer asked her to give the Commission an invoice. Bob Medeiros asked if the donations received from the Leo Yelle's 100<sup>th</sup> birthday celebration was to be used for a specific project and Jennifer Carlino stated it was to be used for the restoration of the boardwalks at the Leo Yelle Conservation area.

Julian Kadish read a letter of thanks from Leo Yelle's daughter for the plaque presented to him from the Conservation Commission in recognition of his many years of dedicated service to the Conservation Commission.

Jennifer Carlino stated MACC is looking for ideas for future classes.

The members reviewed a request for a minor modification to File **#250-635 – Robert Medeiros – 87 Richardson Avenue**. Bob Medeiros recused himself from the meeting. Jennifer Carlino stated the modification was the reduction of the size of the garage and moving it further away from the wetlands. Earl Willcott made a motion, seconded by Ron O'Reilly, to accept the modification. Approved. Jennifer Carlino stated she would send a letter to Mr. Medeiros stating the modification is minor and no further action is required.

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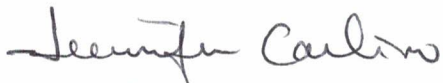
**Monday, June 12, 2006**

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Jennifer Carlino stated she sent a couple of E-mails to and called Tom Jenkins of Baystate Engineering Consultants, Inc. asking when the Commission should expect to receive a revised bid design for the Norton Reservoir Dredging project. She said he responded that he hasn't done any work on the project. She asked Mr. Jenkins to send the Commission a letter stating they were not going to continue with the project because they do not know what to do next or a letter recommending the next step. She said she requested a letter by the end of the month and he agreed to send a letter with new information and any new recommendations. She stated this discussion was held at the end of January.

Earl Willcott made a motion, seconded by Lisa Carrozza, to adjourn the meeting at 10:10 pm. Approved.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Jennifer Carlino".

Jennifer Carlino  
Conservation Director

JC/pmb