



**Norton Conservation Commission**  
70 East Main Street  
Norton MA 02766

NORTON TOWN CLERK  
APR 14 2010  
RECEIVED

Monday, March 8, 2010

**Attendance**

Ron O'Reilly (Chairman), David Henry (Vice-Chairman), Julian Kadish, Earl Willcott, Kathleen Giblin, Lisa Carrozza, Chris Baker and Jennifer Carlino, Conservation Agent

**Minutes**

The meeting started at 7:00 pm.

The members reviewed the Bills Payable Sheet (Nextel). Kathleen Giblin made a motion, seconded by Earl Willcott, to pay the bill. Approved.

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

Ron O'Reilly announced that after the regular meeting, discussion will begin on the proposed bylaw rules and regulations and anyone interested is invited to participate in the discussion.

The members reviewed a Notice of Intent – **(#250-855) – Fairland Farm LLC – Lot E, Parcels 191 & 195 (assessors map 12) Bay Road – (cont. from the February 22, 2010 mtg.)** - for proposed plans to construct a paved driveway within 100 feet of wetlands and a vernal pool. Present at the public hearing were the applicant Fred Bottomley, his engineer, Christopher Yarworth of Yarworth Engineering and his wetlands scientist, Scott Goddard of Carr Research Laboratory. Mr. Yarworth updated the Commission on the project. He stated that after the last meeting he had walked the site with Jennifer Carlino and he has submitted revised plans. He said added to the plans were the silt fence detail, split rail fence, Cape Cod berm on the side of the vernal pool, rip rap and a snow stockpile area. He said he had added a note referring to the removal of debris by hand at the edge of the vernal pools. Lisa Carrozza made a motion, seconded by Earl Willcott, to close the public hearing. Approved.

The members reviewed a Request for a Determination of Applicability – **(DET. #949) – Michael A. Trowbridge/Hutchins-Trowbridge Assoc., Inc. – Parcel 83 (assessors map 8) 16 Stony Field Road** – for proposed plans to construct an addition within 100 feet of wetlands and a detention pond. Bob Colleran of Hutchins-Trowbridge Assoc., Inc. described the project to the members. He stated the size of the addition has been changed from 12'x20' to 14' x 20' and submitted revised plans. He said that at present, it is a 12' x 15' deck and the owners propose to replace it with a 14' x 20' screened-in porch. He stated sona tubes would be used and there would not be any excavation. Mr. Colleran stated the grade would not be changing. Earl Willcott made a motion, seconded by David Henry, to close the public hearing. Approved. Julian Kadish made a motion, seconded by David Henry, to issue a negative (#3) Determination of Applicability as long as the work is done according to the approved plans. Approved.



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The members reviewed a Request for a Determination of Applicability – **(DET. #950) – Mansfield Municipal Airport – Parcel 428, (assessors map 3) 265 Fruit Street, Mansfield, MA** – for proposed plans to install runway end identifier lights within 100 feet of wetlands. Mr. Erik Strand of Gale Associates described the project to the members. He said one of the lights was in a resource area but out of the 25-foot no disturbance zone. He said that a 2' x 2' foundation is proposed with a stone-lined area around it. Mr. Strand stated minor trenching for 2" conduit is proposed. Julian Kadish asked if a new runway was proposed and Mr. Strand said there was not. He said the proposed lights are angled upwards and outwards. Julian Kadish asked when the lights would be on and Mr. Strand stated only when the runway lights are lit and in fog conditions. He said the pilots will control when the lights are on or off. Mr. Howard Fiske, Chairman of the Mansfield Airport Commission stated the lights stay on approximately 14 minutes at a time. Mr. Strand stated silt fence will be in place and haybales will be on hand in case they are needed.

An abutter, Mr. William Mansfield of No. Washington Street had concerns with the diminishing wildlife over the past few years. He also had concerns with the lights shining into his home. Ron O'Reilly told Mr. Mansfield that these issues are not under the Commission's jurisdiction. Mr. Howard Fiske invited Mr. Mansfield to come before the Mansfield Airport Commission and present his concerns. Earl Willcott made a motion, seconded by Kathleen Giblin, to close the public hearing. Approved. Kathleen Giblin made a motion, seconded by Earl Willcott, to issue a negative (#3) Determination of Applicability as long as the work is done according to the approved plans. Approved.

The members reviewed a Notice of Intent – **(#250-856) – Paul Muscatiello – Parcel 52 (assessors map 16) 33 Young Avenue** – for proposed plans to construct an addition, porch and garage within 100 feet of Norton Reservoir. Kathleen Giblin made a motion, seconded by Lisa Carrozza, to sign and issue the Order of Conditions as drafted. Approved. Chris Baker abstained from voting.

The members reviewed a Notice of Intent – **(#250-854) – Town of Norton/Conservation – Parcel 8 (assessors map 26) Chartley Pond dam/South Worcester Street** – for proposed plans for maintenance of Chartley Pond dam. Lisa Carrozza made a motion, seconded by Kathleen Giblin, to sign and issue the Order of Conditions as drafted. Approved. Chris Baker abstained from voting.

Ron O'Reilly reminded the members that they needed to complete their Ethics training course and exam either on line or at a class at the Fire Dept. training room. He stated completion of the exam is required before April 2, 2010.

Jennifer Carlino stated that the Finance Committee has requested that she and a couple of the Commission members attend their meeting of Wednesday, March 10<sup>th</sup> at 7:30 pm. She said the topics of conversation will be the proposed bylaw and an article of the Annual Spring Town Meeting for the Capital Improvements Budget which is the embankment work at the Norton Reservoir. Julian Kadish and Ron O'Reilly said they could attend.

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Discussion ensued regarding the proposed bylaw rules and regulations.

Jennifer Carlino asked the members if the color coding was fine in the Appendix Section and they replied that it was.

Under Section 5: Project Review, Design Criteria and Construction Methods, the following changes were discussed;

F. Presumption of Drainage and Storm Water Management Standards, Standard 6. – The wording in the last sentence of the paragraph was re-worded to “Examples of local seasonal coldwater fisheries are portions of the Canoe River and the Wading River.”

N. Vegetation and Landscaping. – Jennifer Carlino stated she would find out what percentage compost can be mixed in with loam by the state standards.

O. Lighting. – Lisa Carrozza asked if Planning Board has regulations regarding lighting that would conflict with this section and Jennifer Carlino stated they did not. Jennifer Carlino stated that the commission can make a decision whether or not the lighting is going to impact the wildlife habitat for a project requiring lighting.

P. Docks and Boardwalks. – Jennifer Carlino stated that DEP was requiring 25% spacing between the decking for boardwalks and said she could provide the exact language if the commission would like. Lisa Carrozza stated that DEP may be using figures required by the Army Corp. of Engineers who bases its requirements on how high the deck is above the wetland.

The words “agent for the Town as” were added before “owner of the Norton Reservoir”.

Q. Water Withdrawals and Irrigation Wells. - Lisa Carrozza said it might be confusing trying to determine whether water withdrawal will impact ground water and trying to find this information. She stated a hydro-analysis would have to be done. Jennifer Carlino stated she is trying to prevent anyone from having a shallow well next to a wetland that changes the direction of ground water into the wetland. Julian Kadish asked what zones will or will not allow irrigation wells and Jennifer Carlino replied the regulations are only for areas within Conservation jurisdiction.

Lisa Carrozza suggested removing the words “Irrigation Wells” in Section Q. Jennifer Carlino suggested having two sections under “Q”, 1. Groundwater Withdrawal and 2. Surface Water Withdrawals.

Julian Kadish suggested limiting the size of the wells within a buffer zone and Lisa Carrozza stated this would be very difficult to enforce. Lisa Carrozza suggested adding a regulation that would require treating the soil with compost within certain zones when requesting to install an irrigation well. Jennifer Carlino suggested adding (Water Resource Protection Zones I, II and III), which can put strains on the drinking water supply after aquifer recharge zones, and adding throughout town. at the end.



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It was agreed to change the word "public" to "town's" before system of wells, et.....

Julian Kadish had concerns with intimidating the public by prohibiting irrigation wells. He suggested educating the public on how to treat their soil so irrigation may not be necessary. The overall purpose is to conserve water so it is available for drinking water.

Referring to the word "cluster" under R. Subdivision Design, Lisa asked how the Planning Board defines that word and Jennifer Carlino replied that they define it as 35% buildable areas of open space not counting wetlands with dry access. Jennifer Carlino stated this section is basically to encourage builders to do "clusters" if they intend on constructing a subdivision.

Jennifer Carlino asked the members if they wanted to add a section referring to roadwork by MA Highway or the Water Department which would state that even though certain projects are exempt from filing applications, stockpiling and staging areas do require a permit. The members agreed to omit the section since it is the same as the Wetlands Protection Act. Lisa Carrozza suggested re-naming Section 5. to Project Review and Design Criteria. The members agreed.

Jennifer Carlino stated there were only three more meetings before the Spring Annual Town Meeting and three sections left to revise; Waivers, Enforcement and Performance Standards.

The members agreed to continue discussion on the proposed bylaw rules and regulations at the next regular meeting of Monday, March 22, 2010.

Kathleen Giblin made a motion, seconded by Earl Willcott, to adjourn the meeting at 8:45 pm. Approved.

Respectfully Submitted,



Jennifer Carlino  
Conservation Director  
JC/pmb