



Norton Conservation Commission
70 East Main Street
Norton MA 02766

Monday, June 25, 2012

Attendance

David Henry (Chairman), Ron O'Reilly (Vice-Chairman), Julian Kadish, Lisa Carrozza, Michele Simoneaux, Scott Ollerhead and Jennifer Carlino, Conservation Agent

Chris Baker was absent.

Minutes

David Henry called the meeting to order at 7:00 pm.

The draft minutes of **April 9, 2012** were not available for review and were tabled until the next meeting.

The members reviewed the Bills Payable Sheet (Pare Corp.). Ron O'Reilly made a motion, seconded by Michele Simoneaux, to pay the bill. Approved.

The members reviewed the Bills Payable Sheet (Phil Benjamim). Lisa Carrozza made a motion, seconded by Ron O'Reilly, to pay the bill. Approved.

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

The members reviewed the Bills Payable Sheet (Chessia Consultants). Lisa Carrozza made a motion, seconded by Michele Simoneaux, to pay the bill. Approved.

The members reviewed a Request for a Determination of Applicability – (DET. #984) – **Dr. Ryan Welter, MD, PhD - Parcel 126 (Assessor's Map 22) 184 West Main Street** – for proposed plans to construct a second-story addition within 100 feet of wetlands.

Document List

1. WPA Form 1- Request for a Determination of Applicability.
2. Plans entitled "Proposed Building Addition, 184 West Main Street, Norton, MA 02766, Conservation Commission Plans, Prepared by Coneco, signed and stamped by Tracy L. Duarte and dated 06/05/2012. Sheet 1 of 1.
3. Plans entitled "Welter Office Building, 184 West Main Street, Norton, MA, Not for Construction, Proposed Floor Plans" Sheets A-101 & A-102 dated 2-9-2012 Prepared by Richard P. DeCoste Architect, LLC.

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Present at the public hearing were Ed Ryberg of Land Tech General Contracting, Inc. and John Novak of Coneco Engineers, Scientists & Surveyors representing Dr. Ryan Welter of Tristan Medical. Mr. Ryberg stated Mr. Welter has purchased the building at 184 West Main Street which was built in 1986. He stated the building is primarily vacant except for Trinity Restaurant at the front of the building. He said Mr. Welter intends on renovating the entire building, inside and outside. He stated that Dr. Welter intends to enlarge the second floor of the building to cover the first floor and to replace the roof. He stated the footprint of the building will not be changed. He said there is a small area of the footprint that will increase approximately 350 sq. ft.

Jennifer Carlino asked Mr. Ryberg why a Notice of Intent (NOI) was not filed instead of a Request for a Determination of Applicability. Mr. Ryberg replied that the disturbed area will be less than 5,000 sq. ft. Jennifer Carlino reminded Mr. Ryberg that the small area of footprint to be increased is within a **resource area** and a Notice of Intent would have to be filed. He asked if the footprint was not enlarged, would a Notice of Intent have to be filed and Jennifer Carlino replied it would not.

Julian Kadish asked Mr. Ryberg what the purpose was for increasing the footprint and he replied just to square off that section. He said the transformer now located in that area will be re-located. Lisa Carrozza stated, that, because the transformer will be re-located closer to the river, a NOI would be required.

Michele Simoneaux asked Mr. Ryberg when the Mean Annual High Water Mark was reviewed and if it was shown on the submitted plans. He replied that the Top of Bank was flagged and shown on the plans. Jennifer Carlino stated that this information was not included with the application and it is important to the project.

Michele Simoneaux asked if the limit of work was shown on the plans and Mr. Ryberg pointed out that it was and he noted that filter sock and silt fence would be installed at the edge of the existing pavement. He stated that the location of the transformer can be changed if necessary. He said the closest disturbance to the resource area is the overhang of the addition. Michele Simoneaux asked where the staging of materials was proposed and Mr. Ryberg replied that there was plenty of room on the existing southern portion of pavement for storage. Julian Kadish asked if the transformer was going to be re-located onto the existing gravel driveway and suggested that it should be protected from possible traffic. Mr. Ryberg stated that the transformer will be protected by concrete no matter where it is placed.

Julian Kadish suggested to Mr. Ryberg that this application would not be sufficient for the proposals discussed tonight. Mr. Ryberg replied that he will speak to the applicant and find out if the applicant wants to make any revisions to the proposed work to be done. He suggested continuing the public hearing until he has more information. Lisa Carrozza made a motion, seconded by Julian Kadish, to continue the public hearing until the next meeting of Monday, July 9, 2012. Approved.

Notice of Intent – **Bay Road Heights/Shawn Kelly – (#250-871) - Parcels 27, 29, 30 & 131 (Assessor's Map 12) & portions of Bay Road, off Bay Road (Phase 2 of Bay Road Heights 40B) – (cont. from the June 13, 2011, June 27, 2011, July 11, 2011, August 8, 2011, September 26, 2011, October 17, 2011, November 14, 2011, December 19, 2011, January 23, 2012, February 27, 2012, March 26, 2012, April 23, 2012, May 21, 2012 & June 11, 2012 mtgs.)** - for proposed plans to extend a water main, construct a roadway, 11-lot subdivision and storm water management within 100 feet of wetlands.

David Henry stated that the engineer for the project sent an email requesting a continuance until the next meeting. Julian Kadish made a motion, seconded by Lisa Carrozza, to continue the public hearing until the regular meeting of Monday, July 9, 2012. Approved.

Notice of Intent – **Bay Road Heights/Shawn Kelly – (#250-872) - Parcels 29, 30 & 131 (Assessor's Map 12) off Bay Road (Phase 3 of Bay Road Heights 40B) – (cont. from the June 13, 2011, June 27, 2011, July 11, 2011, August 8, 2011, September 26, 2011, October 17, 2011, November 14, 2011, December 19, 2011, January 23, 2012, February 27, 2012, March 26, 2012, April 23, 2012, May 21, 2012 & June 11, 2012 mtgs.)** - for proposed plans to install a 23-unit condo complex, road, storm water management and utilities within 100 feet of wetlands.

David Henry stated that the engineer for the project sent an email requesting a continuance until the next meeting. Julian Kadish made a motion, seconded by Lisa Carrozza, to continue the public hearing until the regular meeting of Monday, July 9, 2012. Approved.

The members reviewed a Abbreviated Notice of Resource Area Delineation – **(#250-890) – David Erikson/Executor – Parcels 33, 171 7 32-01 (Assessor's map 12) Bay Road** – for verification of the Wetland Resource Areas.

Document List

1. WPA Form 4A – Abbreviated Notice of Resource Area Delineation.
2. Plan entitled "Wetland Location Plan of Land in Norton, MA Prepared for David Erikson" Scale =1"=60', prepared by John W. DeLano and Associates, Inc., signed and stamped by John W. DeLano dated April 26, 2012.

David Erikson addressed the board. He stated that he is working with Jennifer Carlino, the Land Planner and John DeLano on trying to make this property available to the town for a discounted price. He said the main purpose for this public hearing is to confirm the wetland boundary. He asked Jennifer Carlino if she had a chance to inspect the site and she replied that she had inspected only half the site before her knee surgery. He noted that the vernal pool had been certified by Jennifer Carlino but the state does not show the vernal pool in their records. Jennifer Carlino stated that Norton has not had Parcel Data on the GIS state website until recently. She said that this can be cleared up very easily.

Jennifer Carlino stated she would like to inspect the rest of the site and will do so before the next meeting. An abutter, Steve Hinton, stated he would like to study the plans at some point before the

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next meeting. The Commission said the information is available at the office. Mr. Erikson noted that he never realized that the property is connected to town property on three sides. He stated that if the Conservation Commission purchases this parcel, it would create a 65-acre parcel of property to be preserved for wildlife habitat purposes. Michele Simoneaux made a motion, seconded by Julian Kadish, to continue the public hearing until the next regular meeting of Monday, July 9, 2012. Approved.

The members reviewed a Notice of Intent – **(#250-889) – Bing He/MBCP REO II, LLC – Parcel 240 (Assessor's Map 9) Mansfield Avenue – (cont. from the June 11, 2012 mtg.)** - for proposed plans to construct a building with parking and utilities within 100 feet of Norton Reservoir.

Document List

1. WPA Form 3 – Notice of Intent
2. Plan entitled “Plan of Proposed Dental Office, Mansfield Avenue & Smith Street, Norton, MA, Prepared for: BMS Properties, LLC” Scale: 1”=20’, prepared by Yarworth Engineering Company, Inc. and signed and stamped by Christopher D. Yarworth dated March 4, 2012.

Chris Yarworth of Yarworth Engineering Co., Inc. addressed the board. He stated he had revised the plans according to the comments at the previous meeting as follows; he added the radius for the concrete storm water management; added a concrete washout pit; added landscaping notes; added more details for the construction sequencing; and added tree box filters.

Chris Yarworth stated that the site has been re-graded increasing the outlets to three reducing the amount of flow to each one. He said he considered using swales, but this would not work with the tree box filters. He noted the tree box filters consist of compost and sand. Chris Yarworth stated he removed the hay bale note and added the need to aerate infiltration basin in case heavy equipment is needed on the site. Lisa Carrozza made a motion, seconded by Julian Kadish to close the public hearing. Approved.

The members reviewed a Notice of Intent – **(#250-891) – Kevin Roffi/Wheaton College – Parcels 14 & 51 (Assessor's Maps 17 & 23) 26 East Main Street** – for proposed plans for construction of athletic fields/track and amenities within 100 feet of wetlands and 200 feet of the Rumford River.

Document List

1. WPA Form 3 – Notice of Intent
2. Storm Water Pollution Prevention Plan
3. Plan entitled “Wheaton College, Norton, Massachusetts/New Track and Synthetic Turf Field. (Sheets 1-5) prepared by Activitas and signed and stamped by Alicja A. Zukowski. Scale = 1”=40’ submitted on June 25, 2012.

Present at the public hearing were Pat Maguire of Activitas Landscaping, John Sullivan of Wheaton College, Marc Tisdelle of Hayward-Boynton and Williams and Brandon Fanuef of Eco Systems Solutions.

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Pat Maguire presented a slide presentation of the project. He began by stating that Wheaton College has been wanting to do this project for at least twenty years, ten years of which he was personally involved, but the funding was not there. He said that about a year and a half ago, the funds were made available.

Mr. Maguire noted that there are approximately 9 acres of existing fields at Wheaton College. He said that, according to a study that has been done, a college of this size should have at least 9.3 acres minimum of athletic fields. He stated that competing colleges have an average of 12 acres of athletic fields and, at the finish of this project, Wheaton College will have 11 acres of athletic fields. Mr. Maguire stated that all the fields have natural grass which restricts any activities during the inclement weather. He said that currently the NCA Hockey team has to travel to Mansfield to practice. He noted that Wheaton College is the only College in the Conference that does not have a synthetic field.

Mr. Maguire stated that many other sites were considered for the new field but they were either too far away or altering the field, which would not be adding to the amount of fields. The most practical place would be behind the Haas Athletic Field. He noted the site is mostly wooded containing BVW and Riverfront Area. He said one proposed location which would be an East-to-West orientation that would encroach 77 to 80 feet into the 200-ft. Riverfront Area and 23,000 sq. ft. of riverfront would be impacted. He said another proposed location would be a South-to-North orientation which would also encroach into the 200-ft. Riverfront Area and disturb approximately 33,000 sq. ft. of riverfront. Mr. Maguire stated the third scenario would be to move the bleachers to the other side and the field further out of the Riverfront Area and approximately 20,500 sq. ft. of riverfront would be disturbed.

Mr. Maguire stated that the field will be built in two phases. He said that the college has the funds for the first phase which will be the installation of a synthetic-surface field. He noted that approximately 12 to 18 inches of soil will be removed from the proposed site and, rather than trucking it off site, the soils will be placed around the field to make a softer seating area for spectators.

Mr. Maguire stated that the second phase is the construction of a track and field, but the funds are not available at this time. David Henry asked Mr. Maguire if the proposed berms will be far enough back for another field and he stated that some of the berms may have to be moved. Mr. Maguire noted that the synthetic field will be very porous and rain will infiltrate into the ground at about 10 inches per hour. He stated the site is quite sandy and he does not anticipate any drainage problems.

Marc Tisdelle addressed the board to speak about the storm water management. He said the Activitas had hired his company to do perform a third party review and a topographical survey for the project area. He said there is no discharge to the wetland and that all storm water infiltrates to drywells and biofilter swales. He stated that no irrigation or fertilizer are needed and that the entire field is an infiltration basin.

Lisa Carrozza said the SWPPP doesn't follow the EPA's 2012 template and should be done over. Michele Simoneaux requested the plant list for the berm.

Lisa Carrozza made a motion, seconded by Michele Simoneaux, to continue the public hearing until the next regular meeting of Monday, July 9, 2012. Approved.

The members reviewed the draft Order of Conditions for the Notice of Intent – **(#250-884) – Robin McDonald/Attleboro YMCA Camp Finberg – Parcel 292 (Assessor's Map 26) 295 West Main Street** — for the removal of debris from the wetland resource areas, removal and proper disposal of cut branches and vegetation within the wetland resource areas and vegetation maintenance of the view shed area. Lisa Carrozza suggested adding a condition that would read “The owner/applicant shall arrange to meet with the agent prior to the removal of vegetation (every two years) to determine the integrity of the permanent markers.” Michele Simoneaux suggested adding a condition to do two inspections per year with an annual report due on July 1st of each year. The members agreed. Michele Simoneaux made a motion, seconded by Lisa Carrozza, to sign and issue the Order of Conditions, as amended. Approved.

The members reviewed the draft Order of Resource Area Delineation (ORAD) – **(#250-887) Dakota Partners, LLC – Parcels 4 & 22 (Assessor's Map 2) Newland Street** – for verification of the Wetland Resource Areas. Jennifer Carlino stated that 4 members thought that the wetland was hydrologically connected and 2 did not. Julian Kadish stated that everyone agreed that the swale was man-made. Lisa Carrozza stated that the channel widened and consisted of Bordering Vegetated Wetlands and therefore had to be considered a wetland connection.

Julian Kadish did not think the swale should have to be protected under the Wetland Protection Act because it was man-made. Lisa Carrozza stated that when a property is flagged for wetlands, it is flagged **as is** regardless of the history of the property. Julian Kadish stated that a newly-made wetland area may not be as valuable as an older natural wetland. Michele Simoneaux stated it is not the Commission's duty to give a value to a man-made wetland and the Commission should accept the information submitted by a Wetland Scientist. Lisa Carrozza stated that the engineer for the applicant has shown this area on the revised plans as a wetland and had the chance to change it and did not.

Jennifer Carlino explained to the members that this ORAD is slightly different than most ORADs because a portion of the site is voted to be accurate and a portion of the site is voted not to be accurate by a majority of the members.

Discussion ensued for Finding #17 and it was re-worded.

Michele Simoneaux suggested adding the Latin name for leopard frogs in Finding #20.

Lisa Carrozza had a question on Finding #22 and asked if all the wetland permit numbers for this property were still valid. Jennifer Carlino stated that the permits have expired but she likes to keep them in all files for this property for reference reasons.

Michele Simoneaux made a motion, seconded by Lisa Carrazza, to accept the draft Order of Resource Area Delineation, as amended, and to sign and issue the Order of Resource Area Delineation. Ron O'Reilly, Scott Ollerhead, Michele Simoneaux and Lisa Carrozza voted to sign and issue the ORAD, as amended, and Julian Kadish was opposed. Approved.

Jennifer Carlino noted she had called Graves Engineering as requested by the applicant for the construction of Turtle Crossing, Newland Street. She said the applicant had asked if the Conservation Commission could use Graves Engineering for the review because they have been used for the Peer Review for the Zoning Board of Appeals. She said that on a report submitted at the last meeting, Graves had a comment which said, "For storm water management, compliance with storm water management standards is reasonable except for one item below." Jennifer Carlino said she had stated to Mr. Campbell at the previous meeting that, if the rest of Grave's report is submitted and contains all information required by the Commission, the board would consider using Graves Engineering for the consultant's review.

Jennifer Carlino said she asked Grave's Engineering for sample storm water review under the Wetland Protection Act letters, references, team member's names involved, etc. She said he would get her that information. She mentioned that she did see one of the letters to the Zoning Board of Appeals by Graves for this project and the focus did not appear to be on storm water management as much as it was on the methods and sizes of the pipes involved. Michele Simoneaux suggested asking for their scope of work. Jennifer Carlino did not think they would be qualified for this project. Lisa Carrozza suggested giving Graves a specific Scope of Work. Michele Simoneaux stated that if Graves can demonstrate that they can meet the Scope of Work given to them by Jennifer Carlino, they may do the review for this project. Jennifer Carlino suggested sending out the Scope of Work to other consultants. Some of the consultants suggested by the board including Graves were Chessia, StanTec, BSC and Horsley & Whitten.

The members reviewed the draft Order of Conditions for the Notice of Intent – **Robert Welch, Airport Manager, Mansfield Municipal Airport – (#250-878) – Parcel 141 (Assessor's Map 4) North Washington Street** — for proposed plans for cutting trees within 100 feet of wetlands. Michele Simoneaux and Scott Ollerhead recused themselves from the meeting. Jennifer Carlino stated she had received a revised plan showing the boundary of the certified vernal pool, but she said she did not think it was very accurate. She stated to the members that they could accept the original plans or condition the Order to require an accurate plan to be submitted. Lisa Carrozza suggested adding a condition to the Orders requiring that a revised plan be submitted showing the exact boundaries of the vernal pool before any work begins. The members agreed. Lisa Carrozza made a motion, seconded by Julian Kadish, to sign and issue the Order of Conditions, as amended. Approved.

The members reviewed the draft Order of Conditions for the Notice of Intent - Notice of Intent – **(#250-882) – Kenneth Leavitt – Parcel 720 (Assessor's map 3) Pheeny's Island, Norton Reservoir** – for proposed construction of ropes based adventure course to include construction of a building, shed, dock, wood chip walkways and picnic areas within 100 feet of Norton Reservoir. Jennifer Carlino

informed the board that two motions are necessary for this project; one, vote what they want to do and two, vote to approve the draft Order of Conditions. Lisa Carrozza had a question with Condition #28. Jennifer Carlino corrected the condition by adding the words "cutting and pruning" after the word "therefore".

Julian Kadish asked Jennifer Carlino to clarify what the split decision among the members was from the last meeting. Jennifer Carlino replied that two members voted to approve the Order of Conditions with the requirement to avoid wetland alteration and three members voted to approved the Order of

Conditions as proposed with one of the three members requiring mitigation in order to go into the wetland area. She further explained that the two members who voted to avoid wetland alteration felt that there were other alternatives to avoid altering the wetlands. Julian Kadish was in favor of marking the trails to prevent encroachment into the wetlands.

David Henry asked Julian Kadish if he was in favor of mitigation and Julian Kadish replied he was not because, in his opinion, more damage was being done on a daily basis by people without any regulations than will be done with the approval of this project. He proceeded to state that the only two areas of concern under the Wetlands Protection Act for this project are the area of fisheries and the protection of the wetlands that would function as wildlife habitat.

Michele Simoneaux commented that Bordering Vegetated Wetlands fall under protection of the Wetlands Protection Act.

David Henry pointed out a few "typos" to be corrected. He had questions regarding the requiring of an Environmental Monitor to inspect the erosion control and Jennifer Carlino stated this was a standard condition. Michele Simoneaux stated the Monitor should be qualified in this area. David Henry questioned the condition to permanently mark the area of the 100-year floodplain and Jennifer Carlino stated this is to remind the contractors and workers to avoid this area or get a valid wetland permit for the additional work. She stated the trees to be pruned or removed should also be marked with markers approved by the Commission. She said that any work or cutting of trees within the floodplain or wetlands, not included with this application will need further permitting.

Lisa Carrozza requested that under condition #12, add the requirement to submit a revised plan that includes the construction sequence on the plan sheet. Jennifer Carlino said she would add that requirement under condition #12.

Michele Simoneaux suggested putting a date range in condition #26. Jennifer Carlino stated she would check the dates and add it to the condition.

Julian Kadish suggested revising condition #27 to state that the existing trails near wetland flags 35 through 38 shall be demarcated by logs or any other areas as necessary decided in the field by the Conservation Agent.

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Lisa Carrozza suggested removing the words “with a ramp” in condition #29.

Lisa Carrozza suggested changing the word “beach” to the word “bank” in condition #30.

Lisa Carrozza suggested changing the word “substance” to “materials” in condition #32.

Lisa Carrozza suggested specifying that the property referred to in this condition is the “applicant’s” property in condition #33.

Michele Simoneaux suggested adding the word “permanent” before the word “placard” in condition #34.

Lisa Carrozza suggested adding the word “limit” after the word “speed” in condition #38. She suggested that conditions #38, #40 & #41 should be in the training manual for the boats. Jennifer stated the three conditions will be combined. Lisa Carrozza suggested adding condition #43 to this list.

David Henry had questions regarding the marking of the trees as required by condition #44. Jennifer Carlino stated that a trained arborist would be doing the marking and the Commission would inspect the marked trees after the are marked.

Lisa Carrozza suggested adding the word “or altered” after the word “removed” in condition #44 and David Henry suggested using only the word “altered”.

Lisa Carrozza suggested changing the word “constructed” to “observed” in condition #45. Jennifer Carlino suggested adding the words “bald eagle nesting activity” before the words “be observed”.

Lisa Carrozza suggested adding “pursuant to 310 CMR10.03(3) after the words “Wetland Protection Act.” in condition #47.

Michele Simoneaux suggested adding the words “before, during or after construction” after the word “debris”.

Julian Kadish made a motion, seconded by Ron O’Reilly, to accept the conditions, as amended, and to sign the Order of Conditions. Approved. Scott Ollerhead abstained from voting.

Jennifer Carlino announced to the audience that if anyone wants a copy of the final Order of Conditions, they would need to submit a request in writing and as soon as possible.

Old Business –

Violations:

81 Freeman Street – Jennifer Carlino stated that the owner has removed the rest of the wood pile, but has built a boardwalk/bridge over the stream without a permit. She said that he needs to apply for a permit. The Commission agreed to require a permit for the boardwalk/bridge.

241 Mansfield Avenue – Jennifer Carlino stated she has not heard anything since an engineer had been hired.

6 Rumford Road – Jennifer Carlino stated she has not heard from the owner and will send him a reminder.

45 Crane Street – Jennifer Carlino stated she has to inspect the site.

Discussion - #250-552 – Champion Builders – Arrowhead Village Certificate of Compliance
Jennifer Carlino stated that the Town Treasurer is holding a \$5,000 bond for work to be completed at this site. She said a letter dated September 8, 2008 was attached to the agenda which lists the work to be completed. Lisa Carrozza made a motion, seconded by Michele Simoneaux, to pull the bond and start procedures to have the work completed. Approved.

Waterbody Committee – Julian Kadish updated the members on the last meeting. He noted that it was more of an organizational meeting with the Selectmen present to advise. He stated topics discussed were; the amount of nutrients going into the various water bodies in Town, type of weeds in the water bodies, native or invasive from outside of town. The need for weed control was discussed as a major concern. He said the methods are very difficult and expensive. He noted there is a significant amount of data available for the various water bodies in town, especially for the Norton Reservoir because of the work that has been done. He said discussion ensued regarding the time and amount of future meetings.

Lee Parham stated the first water body to be focused upon would be Lake Winnecunnet. He stated that Tom Flannery of the DCR will be attending the July 16th meeting basically to introduce the Weed Watchers Program. David Henry said he could attend the meeting and Lisa Carrozza stated that she might attend also.

40B at Island Brook on East Main Street

Jennifer Carlino stated she had received a letter approving the eligibility requirements for a 40B project. She said that she was told that she would be receiving an Abbreviated Notice of Resource Area Delineation but has not received it yet.

Red Mill Village Storm Water Areas

Jennifer Carlino stated that detention basins are being blocked and the association is using irrigation wells to pump water into detention basins and then using that water for irrigation instead of leaving capacity in the basins for possible storm water. Lisa Carrozza asked Jennifer Carlino how she knows this is going on and she replied that the Homeowner's Association had come in to the office previously and stated that. She said that the developer, Thorndike Development, had sent a letter to the Homeowner's Association regarding the situation. Lisa Carrozza suggested sending a letter to the Homeowner's Association Management Company and the developer.

Attleboro Landfill Inc. (ALI) update.

Jennifer Carlino stated that the only information she has at the present time is that an attorney is trying to get the Town to sign a letter giving permission for the trucks to go through town.

New Business –

Jennifer Carlino noted that “thank-you” notes should be sent to Lee Parker and to Herb Ellison for assisting with making available the Community room at the Library to be used for several Conservation Commission meetings. The members agreed that she should type a “thank-you” letter for the members to sign at the next meeting.

Violation – East Hodges Street – (former Vadala land) Jennifer Carlino stated that Fred Bottomley has been clearing and re-grading next to the wetlands. She said she will send him an Enforcement letter.

Jennifer Carlino noted:

- Richard Tula of 38 John Scott Boulevard requested Certificate of Compliance.
- Request to donate Draper property on Newland Street was received.
- Received information that Dept. of Transportation will be replacing the bridge on Plain Street that runs over Canoe River in 2014. Jennifer Carlino stated she sent a response letter advising that she would like to review the plans.
- A Notice of Project Change was received for the Commerce Way project under MEPA. She stated comments are due by July 10th.
- She had received a grant in the amount of \$1,350 from the Taunton River Stewardship Council to help pay for the appraisal of David Erikson's property of Lot 3, Bay Road. She said the Commission could use \$750 from the Other Trust Fund to pay the balance. Lisa Carrozza made a motion, seconded by Ron O'Reilly to use \$750 from the Other Trust Fund to add to the grant to pay for the appraisal of Lot 3, Bay Road belonging to David Erikson. Approved.
- A Request for a Determination of Applicability (RDA) has been received by John F. Vance, Jr. Jennifer Carlino stated she had spoken with John Vance and advised him to file an application for a Notice of Intent. The Commission agreed to accept the RDA with the intent to give a positive Determination requiring a Notice of Intent filing since the RDA is not the appropriate application for work in a resource area.

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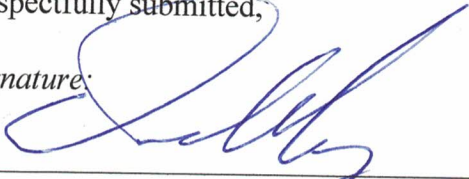
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Lisa Carrozza made a motion, seconded by Scott Ollerhead, to adjourn the meeting at 10:20 pm.
Approved.

Minutes Approved by Committee on: 11/19/12
(Date)

Respectfully submitted,

Signature:



(Name)

Chairman, Conservation Commission