



Norton Conservation Commission
70 East Main Street
Norton, MA 02766
508-285-0275
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conservation@nortonmaus.com

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NORTON TOWN CLERK
2017 MAR 23 P 5:33

Monday, February 13, 2017
Minutes

The meeting was called to order at 6:30 pm.

Attendance: Ron O'Reilly, Jan Franceschelli, Dan Pearson, Gene Blood, Lisa Carrozza, and Conservation Agent, Jennifer Carlino

Absent: Julian Kadish, Scott Ollerhead

WETLAND HEARINGS

Abbreviated Notice of Resource Area Delineation – DEP# 250-994, Daniel Rich – 65 Plain Street (map 18, parcel 7) – for verification of wetland resource area boundaries.

Document list

1. Abbreviated Notice of Resource Area Delineation (ANRAD) prepared by DeLano and Associates, received January 11, 2017
2. "Abbreviated Notice of Resource Area Delineation in Norton MA", prepared by DeLano and Associates, signed and stamped by John W. DeLano, dated November 29, 2016, Revised February 8, 2017.
3. Site photographs
4. Email to DeLano from Conservation Commission dated January 31, 2017.

Carlino apologized and explained the legal notice did not get sent to the Sun Chronicle. John DeLano presented the plan as an informal discussion. Wetland boundary was presented. The Certified Vernal Pool boundary is based on aerial photographs and not field delineated. Commission will make a finding that the VP boundary is not verified with the ORAD. The discussion and formal opening of the public hearing will take place on February 27, 2017.

Request for Determination of Applicability - DET 1053 – Dylan Ribiero – 72 South Worcester St (map 26, parcel 139-01) – for proposed plans to repair and replace a septic system within 100 feet of a wetland.

Document List

1. Request for Determination of Applicability application prepared by BDO Engineering, received 1-23-17.
2. "Upgrade of Subsurface Disposal System at 72 South Worcester St, Norton MA".
3. Site photographs.
4. Email to Oberlander from Conservation Commission dated January 31, 2017.



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Carlino apologized and explained the legal notice did not get sent to the Sun Chronicle. David Oberlander presented the plan as an informal discussion. Brief discussion was held about the No Disturbance Zone and visual barrier policy. Small pile of leaves to be removed from wetland and letter to be sent to owner explaining not to put leaves in wetland is all that will be required. The discussion and formal opening of the public hearing will take place on February 27, 2017.

Notice of Intent – (#250-995) – Erin Whoriskey, Massachusetts Electric Company d/b/a National Grid- West Hodges Street public roadway shoulder (nearest Assessor's Map 35, Parcel 7-04) –for proposed plans to install new underground conduit by directional drilling under wetland and Goose Branch Brook and within the 100-year floodplain.

The applicant requested a continuance to February 27, 2017. Motion was made by Carrozza, seconded by Pearson to continue to February 27, 2017. Approved.

Amended Order of Conditions - (#250-960) – Condyne Capital Partners – 60 Commerce Way, (Assessor's Map 24, Parcel 116)– (cont. from the October 24, 2016, Nov. 14, 2016 mtg, Nov. 28, 2016, Dec. 19, 2016, Jan 9, 2017, Jan 23, 2017.) - to amend/modify the building size, stormwater management and drainage changes, installation of fuel island and a new water line.

The applicant requested a continuance to February 27, 2017. Motion was made by Pearson, seconded by Franceschelli to continue to February 27, 2017. Approved. Carrozza abstained.

Notice of Intent (#250-983) – Muhammad Itani/Island Brook LLC – 0 East Main Street – (Assessor's Map 17, Parcels 57, 238, 239, 240, 241, 242, 243, 244 & 245) (cont. from the October 24, 2016, Nov. 14, 2016 mtg, Nov. 28, 2016, Dec. 19, 2016, Jan 9, 2017, Jan 23, 2017.)- for the construction of 56 single-family units with loop road, stormwater detention ponds and work within 200 feet of Rumford River.

The applicant requested a continuance to February 27, 2017. Motion was made by Carrozza, seconded by Pearson to continue to February 27, 2017. Approved.



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REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE

#250-971
(partial)

John Caponigro

7 Dean St
Map 27, parcel

Discussion about the visual barrier and approved plan. Visual barrier fence is located per the plans. Aluminum markers need to be added to rear of property and around the existing pond. Estimate received for final stabilization in spring. Motion was made by Carrozza, seconded by Franceschelli to issue Partial COC with bond of \$3,000.00 for final stabilization in Spring 2017. Approved.

#250-866
(partial)

Paul Barron

55 Lincoln St
Map 12, parcel 174

Lengthy discussion about the OOC requiring a culvert at the driveway and the driveway not being constructed according to plan or OOC. Letter received from Highway Dept stating culvert in driveway isn't needed; however, if there is a drainage problem, Highway will require owner to repair. No real method of ensuring this can be required. Discernible flow path for water now within driveway (site photographs). Discussion was held regarding final stabilization of the processed gravel driveway to prevent sediment from leaving driveway and entering adjacent swales (road drainage) as well as prevent erosion of the driveway. Suggestion was made for adding 4-6" stone with filter fabric underlay to be added to low section of driveway to filter water and prevent erosion. Discussion of gutters causing erosion of driveway leading toward wetland. Discussion of site stabilization and reseeded in Spring 2017. Mr. Barron has occupancy or temporary occupancy. It was decided that Carlino would do site inspection with Barron as soon as snow melts and allows viewing of site stabilization and swales near Lincoln St. Motion was made by Carrozza, seconded by Pearson to postpone the decision until February 27, 2017. Approved.

#250-930
(full)

Mark Grzesik

40 Farm Lane
Map 9, parcel 39

New plan received dated Feb. 8, 2017 and shows visual barrier as required in OOC. Planting is still necessary in Spring 2017. Motion was made by Carrozza, seconded by Franceschelli to issue Partial COC with \$400.00 bond requirement. Approved.

REVIEW DRAFT MINUTES

January 9, 2017- no quorum, added to next meeting

January 23, 2017- Motion was made by Carrozza seconded by Franceschelli to accept minutes. Approved.



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OLD BUSINESS

Violations:

- 90A Freeman
- 241 Dean Street
- 22 Maplewood

NEW BUSINESS

Land donation- Reservoir St rear, map 4 parcel 6

Motion was made by Carrozza, seconded by Pearson to accept the land and send thank you letter.

Letter re: Johnson acres maintenance

Members discussed sending thank you letter to Herb Church and his son for taking care of the land since Town purchase in 1999. Carlino will get estimate from Chartley landscaping regarding regular mowing of fields on Johnson Acres.

Reservoir Update

Chartley Pond update-

- Pare contract addendum request- *Members asked if the run over budget was discussed prior to Pare Corporation going over. Carlino stated it was not. Members said the contract was for certain amount and had requirement that they notify us and modify contract if they will go over budget and since they didn't do this, the commission is not required to pay the overrun. This is not the first time we've had this discussion with Pare Corporation and commission finds this to be very unprofessional. It sends message that their project manager doesn't manage the billing correctly.*
- Request for legal services to determine owner of all retaining walls- *Carlino sent 2nd request to town counsel to determine ownership of retaining walls so we can modify our dam registration form, recorded at registry of deeds and determine our share of cost in repairing all walls. No response from counsel since request was made 2 weeks ago.*

Report from Staff

Site visits

Waterbodies Committee update

Wetland Protection Fund –*members would like to find out what can be purchased with this fund.*

Carlino to find Dept. of Revenue guidelines

Grants



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OPEN SESSION (TOPICS NOT REASONABLY ANTICIPATED 48 HOURS IN ADVANCE)

- 22 maplewood ave enforcement order revision

Members reviewed the revised enforcement order for this property as requested by the owner at the last meeting. The revision specifies action items and timeframes to complete them. Motion was made by Carrozza, seconded by Franceschelli to issue revised Enforcement Oder. Approved.

Meeting adjourned at 8:30pm.

Minutes approved by the Commission on 3/13/17 *(Date)*

Respectfully submitted,

 *(Signature) Chairman, Conservation Commission*

Scott Ollerhead *(Printed name)*