



Norton Conservation Commission
70 East Main Street
Norton, MA 02766
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conservation@nortonmaus.com

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NORTON TOWN CLERK
2017 AUG 17 A 11:09

Monday, May 15, 2017
6:30 pm
2nd Floor Conference Room
Norton Town Hall

Minutes

The meeting was called to order at 6:40 pm.

Attendance: Ron O'Reilly, Dan Pearson, Lisa Carrozza, Jan Franceschelli, Conservation Agent Jennifer Carlino, and Conservation Secretary Sarah Brodeur

Absent: Scott Ollerhead, Julian Kadish, Gene Blood

WETLAND HEARINGS

Notice of Intent (DEP # 250-996) – Laurie Bonaparte: 19 King Philip Rd (Map 19, Parcel 73-19) – for proposed plans to demolish/reconstruct a house, driveway and install utilities within the 100-year floodplain and within 100 feet of Winnecunnet Pond.

Document list:

1. *Notice of Intent Application prepared by RIM Engineering for Laurie Bonaparte at 19 King Philip Rd (map 19, parcel 73-19).*
2. *Plans entitled, "Proposed House Location Plan for No. 19 King Philip Rd in Norton MA" prepared by RIM Engineering, signed and stamped by Ralph Maloon, dated April 6, 2017.*
3. *Email from Conservation Commission to RIM Engineering dated April 10, 2017 re: incomplete application.*
4. *Site photographs, dated April 17, 2017.*
5. *Natural Heritage and Endangered Species Program, MESA letter, dated May 4, 2017.*
6. *Letter from RIM Engineering, Inc., dated May 8, 2017.*
7. *Flood Flaps detail sheet, dated May 8th, 2017.*

Laurie Bonaparte, applicant, and Chris Olson, trustee for the King Phillip Realty Trust, were present at the hearing. Carlino asked Mr. Olson to explain the revisions to the site plans that were described in the May 8th letter received from RIM Engineering. Mr. Olson proceeded to describe that the state building code for Flood Construction was added to the permit narrative, floodplain flow control volumes were added to the site plans, and that the project was exempt from MESA review.

Mr. Olson proceeded to state that the newest set of site plans was only provided to the Commission that afternoon, so he understood if the Commission needed more time to



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evaluate the revisions. Carlino informed Mr. Olson that the site plans and letter received on May 15th were identical to the documentation submitted to the Commission on May 5th. Carrozza added that the newest letter doesn't address how the project is meeting the performance standards for each resource area on the property.

It was at this point that Mr. Olson requested a continuance until the next Commission meeting, due to the absence of the project engineer. Carrozza suggested that it might be beneficial for the project engineer to get assistance from another engineer who has more experience in flood construction. Carlino proceeded to provide contact information for other engineers to Mr. Olson, and offered to meet with the applicants to review the letter from RIM Engineering.

Items to be submitted to the Commission:

- *Written description of compliance with performance standards for each resource area impacts*
- *Written description of compliance with Flood Construction of State Building Code*
- *Chart of existing conditions by elevation including impervious area (house, shed, driveway) and proposed impervious area (house, pavers, patio, driveway)*
- *Explanation of grading changes on the lot*
- *Wildlife habitat evaluation is required per the regulations, but the Commission agrees to restoration plan instead. Restoration Plan to be prepared after the flood construction is finalized and approved.*

Motion made by Carrozza, seconded by Pearson to continue the hearing for DEP# 250-996 until June 12th, 2017. Approved.

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, Nov. 28, 2016, Dec. 19, 2016, Jan 9, 2017, Jan 23, 2017, Feb. 13, 2017, March 13, 2017) - for the construction of 56 single-family units with loop road, stormwater detention ponds and work within 200 feet of Rumford River.

Document list:

1. *Notice of Intent application prepared by Goddard Consulting, dated May 31, 2016.*
2. *Preliminary Plan, Comprehensive Permit, "Island Brook" in Norton MA. Prepared by Gallagher Engineering, signed and stamped by Frank Gallagher. Dated 4-15-14, revised 1-27-16, revised 2-1-1, final revision 4-11-17.*
3. *Stormwater Management Report, "Island Brook", prepared by Gallagher Engineering, dated June 21, 2013, revised October 24, 2016.*
4. *Stormwater Pollution Prevention Plan, prepared by Gallagher Engineering, dated 5/27/16.*



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5. *Notes, office meeting with Gallagher, Goddard, Chessia and Conservation Commission, June 29, 2016*
6. *Site photographs, June 14, 2016.*
7. *Letter from Conservation Commission to Muhammad Itani dated July 13, 2016.*
8. *Letter from Chessia Consulting Services to Conservation Commission dated August 2, 2016.*
9. *Letter from Gallagher Engineering to Conservation Commission dated November 21, 2016 with revised engineering calculations and plans.*
10. *Letter from Goddard Consulting to Conservation Commission and NHESP dated December 27, 2016.*
11. *Riverfront Area Performance Standards and Alternatives Analysis, prepared by Goddard Consulting, dated December 27, 2016.*
12. *Riverfront Area Invasive Species Management and Restoration Plan, prepared by Goddard Consulting, dated December 27, 2016.*
13. *Email from NHESP dated January 6, 2017 to Goddard Consulting.*
14. *Email from Conservation dated January 11, 2017 to Goddard, Gallagher, Chessia and Leddick.*
15. *Letter from Chessia Consulting Services LLC to Conservation Commission dated January 18, 2017.*
16. *Letter from Goddard Consulting, dated February 20, 2017.*
17. *Memo from Chessia Consulting Services LLC to Conservation Commission dated February 28, 2017.*
18. *Site photographs of vegetation from Gallagher Engineering dated March 13, 2017.*
19. *Stormwater Pollution Prevention Plan, Island Brook, dated April 18, 2017.*
20. *Letter from Gallagher Engineering, RE: Proposed Comprehensive Permit – Island Brook, Notice of Intent, dated April 17, 2017.*
21. *Site plans entitled, "Preliminary Plan, Comprehensive Permit, "Island Brook" in Norton, MA, prepared for Island Brook LLC. Prepared by Gallager Engineering, signed and stamped by Frank J. Gallagher, dated April 15, 2014.*
22. *Letter from Chessia Consulting Services, LLC RE: Proposed Comprehensive Permit – Island Brook, Notice of Intent, Supplemental Engineering Review. Dated May 10, 2017.*
23. *Letter from Chessia Consulting Services, LLC, RE: Summary of Issues. Received May 15, 2017.*

The applicant requested a continuance to the next meeting. A motion was made by Carrozza, seconded by Pearson to continue the hearing for DEP #250-983 to June 12th, 2017. Approved.



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REVIEW DRAFT MINUTES

April 24th, 2017

A motion was made by Carrozza, seconded by Pearson to accept the minutes as amended. Approved.

SIGN AND ISSUE ORDER OF CONDITIONS/ORDER OF RESOURCE AREA DELINEATION

REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE

#250-169	"The Estates at Norton	5 Margaret Drive
Full	Subdivision with roads, drainage and utilities	

Carlino stated that a Certificate of Compliance has been issued for this file number in the past, but it appears that it has never been recorded at the Registry of Deeds. Carlino will register the Certificate of Compliance herself to ensure that it has been done.

A motion was made by Carrozza, seconded by Pearson to issue a Full Certificate of Compliance for DEP #250-169. Approved.

DISCUSSION – *No action was taken.*

OLD BUSINESS

DEP #250-995 National Grid, W Hodges St

Carlino informed the Commission that the application was withdrawn for DEP# 250-995, and that the project now has a Water Quality Certification. Carlino confirmed with DEP that there was no fill as a component of this project. The applicants are currently in the process of attaining a permit for excavation.

Violations:

- 90A Freeman
- 241 Dean Street
- 388 Reservoir St

NEW BUSINESS – *No action was taken.*

Chartley Pond update

Reservoir Update

Chartley Pond update

Report from Staff

Waterbodies Committee update

Wetland Protection Fund

Grants



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

Johnson Acres:

Carlino received a letter from Herb Church who had been mowing an area at Johnson Acres, informing her that he is turning 90 and is no longer able to continue maintaining the property. Carlino stated that she has spoken to Matt Crowe, who will be hired to mow the property.

Aquatic Invasive Management at Winnecunet Pond and Norton Reservoir:

Carlino has received several complaints from residents regarding the aquatic invasive treatments at these waterbodies. One individual, a professional angler, stated that he was concerned that a lack of vegetation will reduce habitat for smaller prey fishes, resulting in an explosion of bass.

A motion was made by Pearson, seconded by Franceschelli to adjourn the meeting at 7:02pm. Approved.

Minutes approved by the Commission on 7/24/17 *(Date)*

Respectfully submitted,

Scott M. Ollerhead *(Signature) Chairman, Conservation Commission*

Scott Ollerhead *(Printed name)*