



Norton Conservation Commission
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RECEIVED
NORTON TOWN CLERK

2019 FEB 12 A 11:01

Monday, January 28, 2019
6:30 pm
2nd Floor Conference Room
Norton Town Hall

Minutes

recorded by Jennifer Carlino

6:30pm Open meeting

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

Attendance: Scott Ollerhead, Gene Blood, Daniel Doyle Jr., Julian Kadish, Ron O'Reilly, Dan Pearson, Lisa Carrozza, Conservation Director Jennifer Carlino

Absent:

WETLAND HEARINGS

Wetland hearings will be taken in order.

- A. Notice of Intent (#250-10XX). Next Grid Redwood LLC. 54 Plain St. (Map 18, parcel 9).**
For proposed plans to install a ground mounted solar array, driveway, stormwater, utilities within 100 feet of wetland in the Canoe River Area of Critical Environmental Concern.

Document list

- 1. Notice of Intent (NOI) application prepared by Atlantic Design Engineers Inc. received 1-15-19.*
- 2. "Site Development Plans for Plain Street Solar Project", prepared by Atlantic Design Engineers, signed and stamped by Richard Tabaczynski, 4 sheets, dated 1-11-19.*
- 3. Stormwater Report for Plain Street Solar Project, prepared by Atlantic Design Engineers Inc., signed and stamped by Richard Tabaczynski, dated 1-11-19.*
- 4. Letter from Conservation dated January 17, 2019*

Richard J. Tabaczynski, P.E. Atlantic Design attended the meeting to describe the project. The proposal is to remove 6 acres of forest to install solar array. Site contains wetlands, stream, Certified Vernal Pool, isolated wetland and is in the Three-Mile River ACEC, not Canoe River ACEC. Mr. 15-foot wide gravel driveway is part of the plan with stormwater management. Utilities will be above ground in the front of the site and underground at the driveway. No work is within 100 feet of the CVP and confirmed maintaining hydrology to the CVP. NDZ policy is met. Carrozza asked about the clearing for shading impacts on the panels. Clearing is proposed outside the chain link fence. Commission requested fence encompass the whole limit of work.

Pearson requested clarification on the colored plans. Carrozza asked about tie in to grid; it will be done at Plain st.

Chuck Gallagher, 211 Bay rd, asked about proximity to school and noise. Kadish reminded abutters comments need to be about wetland issues; can't answer noise, refer to Planning Board. Tabaczynski said array is nearly 200 feet from school. Tabaczynski addressed wildlife habitat with proposed fence 6" above ground. Greg Shumacker, 142 Bay rd, asked about screening. Tabaczynski said arborvitae is proposed. George of 3 Bryson dr asked about sound and wildlife. Tabaczynski said groundcover will be a pollinator seed mix.

Tabaczynski received Commission's letter and will address all comments after receiving the peer review from Chessia Consulting and Planning Board comments. Draft SWPPP was submitted but not on the EPA template so it will be resubmitted. Carlino received estimate from Chessia today and will forward this week. Project is also being reviewed under town's Stormwater Management Bylaw.

Motion was made by to continue the public meeting for DEP# 250-1029 to Feb 25, 2019 by Carrozza seconded by Pearson. Motion passes.

B. Notice of Intent (#250-1036). NextSun Energy LLC. 210 Bay Rd. (Map 6, parcels 6 and 11). For a proposal to construct a 2MW dual use solar energy facility on existing cranberry bogs with 48 linear feet of Bank alteration, 17,900 square feet of floodplain alteration, 15,150 square feet of wetland alteration and 7,000 square feet of riverfront alteration within the Canoe River Area of Critical Environmental Concern.

Document list

- 1. Notice of Intent (NOI) application prepared by Beals & Thomas , January 2, 2019*
- 2. "Fairland Farm Solar off Bay Rd", prepared by Beals & Thomas, signed and stamped by Elena Vershinina, 8 pages, dated 12-27-18.*
- 3. "Index Plan, Fairland Farms, Norton MA", prepared by Beals & Thomas, signed and stamped by Ian Wisuri, 12 pages, dated 12-21-18.*
- 4. Letter from Conservation to Beals & Thomas dated January 10, 2019 with comments*
- 5. Letter to Conservation from Beals & Thomas dated January 18, 2019 re one resubmittal with con com and planning and peer review comments*
- 6. 2 sets of photos of cranberry bogs from Beals & Thomas at meeting of January 28, 2019*
- 7. Photos from resident Chris C 1-28-19*
- 8. Photos from resident at 201 bay rd, 1/28/19*
- 9. 1-28-19 public hearing attendance sheet*

Stacy Minihane of Beals and Thomas, Adam Shumaker of NextSun and Ian Ward, consultant, appeared to present the project. Proposal is to construct solar array on 10-foot tall minimum posts over the bogs as part of a new solar/agriculture Dual Use project under SMART program. Project involves alteration of multiple resource areas including bank, wetland, floodplain and riverfront area. Minihane notes some bogs were made from upland areas. There is no tree clearing for this project. All panels will be on piles or helical piers with trenching within the bogs for conduits. Overhead wires will connect to Fairlee lane poles. Panels will track sun with electric motors. Minihane mentions DEP Guidance document for SMART program. Shumaker submitted photos of normal cranberry bog operation and existing project on standard ground mounts in Carver for record.

Carlino asks about measure to avoid and minimize alteration. Minihane briefly discussed avoidance not possible since it has to be on an operating cranberry bog to be part of the program. Minimization of underground utilities will be reviewed and revised plans submitted. Additional changes based on Planning Board hearing include locations of arrays closest to Bay Rd and the converters.

Minihane claims no replication is needed under DEP guidance. Claims DEP guidance says piers alter wetland (bogs) but won't impair. Carlino points out that is Beal's interpretation of the guidance not the actual regulation or specific language in the guidance.

Carrozza requests Minihane to show impacts on the plan. Minihane points to overall plan. impacts are to floodplain for footings, bank for utilities at the ditches, wetlands for footings/piers in bog and riverfront at mulberry meadow brook. She points out the emergency bypass canal in addition to Mulberry Meadow Brook.

Minihane states no stormwater mitigation is proposed since the area is already cleared and flat and the stormwater will flow off the panels into the water within the bogs. Shumaker points out the panels track with the sun so the drip edge shouldn't cause erosion. Ollerhead asks about stormwater impacts from Carver project. Shumaker doesn't know and Minihane was not part of that project.

Ollerhead and Kadish ask questions regarding impacts to cranberry yields. Shumaker states existing project has to switch from berry to vine production but this is a new project not done in MA on cranberry bogs before. Kadish asks about farmer motivation to incorporate a project that will reduce yield. Shumaker points out additional income from solar to make up for losses. Ollerhead asks about DUAL use project in other properties and phasing of projects to test viability. Shumaker says it is currently on pasture and crop land in western MA and claims can't be phased because it's not financially viable.

Kadish asks about continued bog operations and interference with production. Ward says cranberry farmers can work around the piers since they are further apart to allow for light to reach cranberries than in typical solar projects. Ward adds that farmers are modifying

equipment to address operational issues. Farmers are also making adjustments to fertilizer and irrigation methods. Shumaker adds that the panels may provide some frost protection from radiational cooling.

Pearson asks about construction and installation of the footings. Shumaker describes using timber mats on the bogs for equipment, pile driver (machine like a bobcat) or skid steer for footings/helical piers.

Carlino says Commission sent a letter for them to address and a peer review is required by the Commission. A request for proposals has gone out.

Abutters

Kelly Gallagher, 201 Bay Rd, current flooding at her lot, geotechnical and soil questions, wildlife and birds flying into panels, avoid wetland and put solar in upland, what are impacts to local drinking wells? Potential for chemical leachate from panels, any changes in agricultural production after NextSun purchase? Gallagher to submit cited studies to the Commission and copy to Beals. Beals to provide geotechnical and soils data and to get impacts to wells data. Shumaker submitted spec sheet on Tier 1 panels with chemical composition in NOI. NextSun to continue with SK Wainio managing bogs with couple day extra to harvest bogs as only anticipated change. Shumaker offers annual reporting results required by DAR to be submitted to town. DAR can remove the incentives if not in compliance with Dual Use requirements.

Dave Worthley Fairlee Ln, bogs to remain organic? Protection of local drinking wells? Inverter moved closer to his house. Shumaker offer to submit annual reporting by third party to evaluate wells. Minihane says moving inverters came up at Planning Board meeting but not set on plan, can re-evaluate. Question regarding discrepancy in size of project. Shumaker explains AC/DC differences: DC produced by solar, AC converted to solar.

Chris Armstrong, 205 Bay rd, existing flooding issues. Submitted pictures for the record. Concerns abutters not notified with adequate time. Carlino confirms abutter notification done correctly. Commission will review submitted photos but existing flooding may not be issue with this permit. Sand/gravel operation disrupting. Shumaker says sand/gravel removal not on his project.

Chuck Gallagher, 201 Bay Rd, existing flooding issues. Submitted pictures for the record.

Mike Wagner, 211 Bay Rd, geotechnical questions regarding mature bog and impacts to groundwater, pollution potential into newly dug footings. Wind and noise concerns referred to Planning Board. Kadish provides explanation of groundwater breaking out at the surface as wetland, more potential for pollution from fertilizers placed on individual lawns.

George, 207 Bay Rd, questions qualifications of consultants, Minihane addressed.

Ken Miller, 5 Fuller, question about SMART program and cranberry yield impacts. Commission states already addressed. Impacts from inverters hit by lightning? Kadish addresses impacts no different than any other transformer.

Abutter, 200 Bay Rd, question about panels breaking and pollution potential from batteries. Shumaker explains batteries are separate from panels, not over the bogs/water.

Falconer, 11 Fuller Dr, questions logic of batteries near and over water. Minihane and Shumaker address, batteries more than 200 feet from water source and within secondary containment.

Abutter, more coyote in yard now, theorizes panels make noise and inaudible noise repelling smaller mammals. Another abutter at 138 Bay Rd theorizes there will be more ticks. Kadish states these are speculations and cannot be addressed.

Jean Simmons, 15 Massasoit, have they provided studies on temperature changes for ground and water and impacts to amphibians and reptiles? Carlino explains they need to finalize impacts to wetlands so we can determine if wildlife habitat evaluation is required. Beals to provide temperature impacts. Organic farm provides important habitat for birds, odonates, hog nose snake. Was habitat evaluation done? Shumaker addresses rare species and NHESP mapping but incorrectly. Carlino explains rare species documentation and mapping procedure.

Carlino submitted for the record the emails received on the project. Will copy Beals. Emails received from Georgene Arvanitidis Jan 22, 2019 (same email 3 times), Mike Wagner Jan 22, 2019, Scott Bichan Jan 25 and Jan 28, 2019, and Loida Ayala Jan 28, 2019. Letter received from Chen Family dated Jan 21, 2019 with Conservation response dated Jan 24, 2019.

Minihane sought clarification on Commission's FEMA question. Carlino stated it could be addressed through the peer review. 10-year floodplain must be identified due to wildlife habitat evaluation requirements.

Attendance sheet signed at meeting.

Motion was made to continue the public meeting for DEP# 250-1036 to Feb 11, 2019 by Carrozza seconded by Kadish. Motion passes.

C. Notice of Intent (#250-1034). Mass Dept. of Transportation. East Main Street (Route 123) Elm Street to Rt 495 overpass. For proposed plans to perform roadway improvements including new sidewalks, wider road shoulders, rehabilitation of existing roads and sidewalks, installation of traffic signals at Rte 495, and stormwater management within 100 feet of wetland and 200 feet of the Canoe River within the Canoe River Area of Critical Environmental Concern. Alteration includes 174 square feet of wetland and 89,924 sf of Riverfront Area.

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3. *"Index Plan, Fairland Farms, Norton MA", prepared by Beals & Thomas, signed and stamped by Ian Wisuri, 12 pages, dated 12-21-18.*
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7. *Photos from resident Chris C 1-28-19*
8. *Photos from resident at 201 bay rd, 1/28/19*
9. *1-28-19 public hearing attendance sheet*

Carrozza and Ollerhead recused themselves from the meeting.

Gene Crouch and Alex Loncarevic (VHB), and Melissa Lenker (DOT) attended the meeting to describe the project. Portions of RT 123 will have full depth reclamation and some will only have a few inches of pavement replaced. Bike lanes and sidewalks will be added along with stormwater management. The project includes fill and replication of wetland. Project is within Riverfront area of Rumford River and Canoe River and in both Three-Mile River and Canoe River ACECs. There is a Certified Vernal Pool on the side of the road but work will not extend beyond existing pavement.

MEPA is required. The Environmental Notification Form was submitted and a site walk is scheduled for Fri, Feb 1, 2019.

Carlino stated a letter was sent from the Commission. VHB addressed the letter with a submittal today. Carlino will review.

Maureen, 283 E Main, asked if the project reaches Leonard St. Couch replied no.

Carrozza, Cross St, asked questions as a citizen. Did design plans address severe erosion at off ramp of RT 495 and excessive trash? Bioretention area is proposed for that area. Soils do not support infiltration basin. Carrozza asked how often the stormwater systems are cleaned. Loncarevic stated they were inspected annually.

Motion was made to continue the public meeting for DEP# 250-1034 to Feb 25, 2019 by Pearson seconded by Doyle. Motion passes.

D. Abbreviated Notice of Resource Area Delineation (#250-1029) Scot & Joan Stormo. South Worcester Street (Map 26, Parcel 103 & 103-1). (cont. from 10/22/18, 11/19/18, 12/17/18). For proposed plans to verify wetland resource areas.

Document List

- 1. Request for Determination prepared by Brian Dunn MBL Land Developing & Permitting Corp. dated 10/4/18*
- 2. "Abbreviated Notice of Resources Area Delineation, Assessor Map 26, Lots 103 & 103-1, South Worcester Street, Norton, Massachusetts" prepared by MBL Land Development & permitting Corp. Signed and stamped by James Miller. Dated 10/4/18. revised 1/23/19.*
- 3. Email from J. Carlino to B. Dunn stating that over 50 flags were missing from the plan and that corrected copies were required. Dated 10/30/18.*
- 4. Email from J. Carlino to B. Dunn following up on email from 10/30/18 asking for a response. Dated 11/13/18.*
- 5. Letter from J. Carlino to B. Dunn of MBL Land Development & Permitting Corp with a list of 6 initial comments based on site inspection work. Dated 11/13/18.*

The Commission had previously requested plan revisions. Carlino stated revised plans were received.

Motion was made to close the public meeting for DEP# 250-1029 to Feb 25, 2019 by O'Reilly seconded by Doyle. Motion passes.

Motion was made to issue the ORAD with edits for DEP# 250-1029 by Carrozza seconded by Kadish. Motion passes.

E. Abbreviated Notice of Resource Area Delineation (#250-1030). John Quattrochi. East Hodges Street (Map 36 Parcel 2-0) (cont. from 10/22/18, 11/19/18, 12/17/18). For proposed plans to verify wetland resource areas.

The applicant requested a continuance to Feb. 25, 2019 to provide the requested information.

Motion was made to continue the public meeting for DEP# 250-1030 by Kadish seconded by O'Reilly. Motion passes.

F. Notice of Intent (#250-1032). Albert Faxon. Oak Street (Map 15 Parcel 9). (cont. from 10/22/18, 11/19/18, 12/17/18). For proposed plans to construct a driveway associated with a new single-family house within 100 feet of wetlands.

The applicant requested a continuance to Feb. 25, 2019 to provide the requested information.

Motion was made to continue the public meeting for DEP# 250-1030 by Kadish seconded by Pearson. Motion passes.

G.-L. Condyne hearings DEP# 250-1023 through DEP#250-1028

All Condyne hearings were opened in one motion. Mark Dibb, Jeff O'Neill and Don O'Neill of Condyne, and Attorney Susan Bernstein attended the meeting for the applicant.

- *Commission asked Condyne to identify everyone representing them at the meeting and in the audience.*
- *Commission made clear notification that all correspondence comes through the Office, not in the hallway.*
- *Commission stated Condyne applications and supporting information has consistently been incomplete and sporadically submitted. Requested that Condyne submit full packets in hard copy to the Conservation Office 2 weeks before meeting.*
- *Commission reminded Condyne that the Town's peer review contract with Horsley Witten Group, was signed by town and Condyne, which gives Horsley Witten 21 days to respond to comment letters. HW is consistently faster than 21 days.*
- *Commission asked Condyne to address the status of the MA Historical Letter.*
- *Commission asked Condyne to begin with a discussion of avoidance of wetland resource alteration and compliance with performance standards.*

Dibb said there were no wetland impacts. Riverfront area impacts are on lot 3 at the existing gravel driveway, shed and stockpile area. This area is degraded and 4,000 sf will be reclaimed as natural area. Carlino stated economic alternatives analysis should be done by a wetland professional since this evaluation did not meet performance standards.

Discussion included alteration of bordering land subject to flooding (BLSF). Dibb states impacts are not avoidable because they want a building that size.

Amy Ball, Horsley Witten, stated they need to show that they have avoided, minimized then mitigated. Ball states they haven't met the performance standards yet for Riverfront area of BLSF. Ball states Condyne should start with the scope of alternatives when preparing their economic alternatives analysis. Ball states that compensatory storage can't be confirmed because of missing grading on the plans. Ball states the submitted wildlife habitat evaluation included lots on north and south of Leonard st and for areas that aren't proposed in the golf driving range area. Wildlife habitat evaluation isn't done according to regulations. Lot 3 has redevelopment but the economic alternative analysis must follow the redevelopment section of the Regulations and the submitted evaluation did not. Ball states work should be submitted by a wetland professional. Ball requests Condyne document impacts to each lot for administrative purposes.

Janet Bernardo, Horsley Witten, described stormwater review in 2 letters. Stormwater has been modified for building 5 and new LID pretreatment as added by Condyne. HW cannot confirm compensatory storage because of missing grading on the plans. Carlino points out areas on lots 3 and 5 where stormwater can be removed from Resource Areas and relocated under parking/loading areas. These are the alternatives that Condyne should be investigating.

Dibb asks questions about walking trail in floodplain. Carlino requested sketches of potential walkway but the Commission is already requesting avoidance of Resource Areas so the walkway should avoid Resource Areas as much as possible.

Ball asks Condyne to clarify the land protection parcel since it doesn't appear to be part of the filing.

Motion was made to continue the public meeting for DEP# 250-1023 through 250-1028 by Pearson seconded by Doyle. Motion passes.

G. Notice of Intent (#250-1023). Condyne Capital Partners Lot 1 Leonard South Subdivision Plan (Map 11 Portions of Parcels 34 & 32) (cont. from 9/24/18, 10/22/18, 11/19/18, 12/17/18). Proposed plans to construct one 10,935 s.f. commercial/retail building and associated parking and utilities discharging to wetland resources.

H. Notice of Intent (#250-1024). Condyne Capital Partners Lot 2 Leonard South Subdivision Plan (Map 11 Portions of Parcels 32 & 35) (cont. from 9/24/18, 10/22/18, 11/19/18, 12/17/18). Proposed plans to construct one 14,400 s.f. commercial/retail building and associated parking and utilities discharging to wetland resources

- I. Notice of Intent (#250-1025). Condyne Capital Partners Lot 3 Leonard South Subdivision Plan (Map 11 Portions of Parcels 32 & 35)** (10/22/18, 11/19/18, 12/17/18). Proposed plans to construct one 16,480 s.f. retail building and associated parking, grading, and drainage within 100 feet of a wetland and within 200 feet of the Canoe River.
- J. Notice of Intent (#250-1026). Condyne Capital Partners Lot 4 Leonard South Subdivision Plan (Map 11 Portions of Parcels 32, 33, & 35)** (cont. from 9/24/18, 10/22/18, 11/19/18, 12/17/18). Proposed plans to construct one 125,000 s.f. warehouse building, parking, grading, utilities and stormwater management within 100 feet of wetlands.
- K. Notice of Intent (#250-1027). Condyne Capital Partners Lot 5 Leonard South Subdivision Plan (Map 11 Portions of Parcels 32 & 66)** (cont. from 9/24/18, 10/22/18, 11/19/18, 12/17/18). Proposed plans to construct one 258,000 s.f. warehouse building and associated parking and utilities within 100 feet of wetlands, fill of 6 acres of the 100-year floodplain, and within 200 feet of the Canoe River.
- L. Notice of Intent (#250-1028). Condyne Capital Partners Lot 6 Leonard South Subdivision Plan (Map 11 Portion of Parcel 32)** (cont. from 9/24/18, 10/22/18, 11/19/18, 12/17/18). Proposed plans to construct an asphalt foot path and creation of compensatory storage area within 100 feet of wetlands, within the 100-year floodplain, and 200 feet of a perennial stream.
- M. Notice of Intent (#250-10XX). Condyne Capital Partners Bldg 7 Leonard North (Map 11 Parcel 22).** (cont. from , 12/17/18) Proposed plans to construct one 130,000 s.f. warehouse building and associated parking and utilities within 100 feet of bordering vegetated wetland, with alteration of 1,702 sf of riverfront area and 10,871sf/17,091cf of 100-year floodplain.

-there is no file number yet.

Mark Dibb, Jeff O'Neill and Don O'Neill of Condyne, and Attorney Susan Bernstein attended the meeting for the applicant.

Discussion focused on avoidance of resource area alteration and compliance with Performance Standards. Condyne asked to describe avoidance of Riverfront Area. Building was modified and some paving removed. Carlino asked if a wetland professional did the compliance statements. Dibb says no. Carlino says they should be done by wetland professional and resubmitted.

Carlino asks about reduction of BLSF alteration. Dibb described some reduction. Carlino points out stormwater can be relocated under parking/loading areas. That should be included in their alternatives analysis.

Amy Ball, Horsley Witten, states economic alternatives analysis should be more robust and meet Regulations. There is no redevelopment of this lot. Suggests Condyne begin review of the scope of alternatives, then no adverse impact. Ball states NOI alteration amounts don't match plans or meet performance standard thresholds. Plan should show inner and outer riparian areas. May need more information on the wildlife habitat evaluation since the one submitted describes north and south of Leonard Street and does not include proposed alteration in areas not golf course/driving range. Certified vernal pools should be labeled on the plans.

Janet Bernardo, Horsley Witten, stated stormwater may have to be reviewed again after compliance with economic alternatives analysis is completed per the regulations. Alteration of bordering land subject to flooding and compensation areas appear to be accurate.

Motion was made to continue the public meeting for DEP# 250-10XX by Kadish seconded by O'Reilly. Motion passes.

- N. Notice of Intent (#250-10XX). Condyne Capital Partners Leonard Street reconstruction (Rte 123 to west of house #54).** for proposed plans to widen Leonard Street, install utilities, replace culverts and stormwater management. Project involves alteration of 4,607sf wetland, 12,918 sf of 100-year floodplain and 2600 sf of Riverfront area within Canoe River Area of Critical Environmental Concern.

-No file number yet.

Mark Dibb, Jeff O'Neill and Don O'Neill of Condyne, and Attorney Susan Bernstein attended the meeting for the applicant.

Dibb submitted green certified mail cards and legal notice bill.

Project includes three culvert replacements. Proposing larger pipes and proposes to meet Stream Crossing Standards to the extent practicable. Bordering vegetated wetland alteration is proposed on the south side of Leonard Street only. BVW alteration is a limited project.

Utility poles also need to be relocated to the south of the road. The road will be widened by 4-5 feet in some sections.

Contract with Horsley Witten recently signed with notice to proceed. Letter will be prepared and submitted to Condyne. Conservation letter already sent and will be addressed by Condyne.

Motion was made to continue the public meeting for DEP# 250-1035 by Kadish seconded by O'Reilly. Motion passes.

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

REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE

DEP#250-878 Mansfield Airport N Washington St (map 4, parcel 141)

For approved plans to perform tree clearing in wetland and CVP 2167)

Ollerhead recused.

A motion was made by Kadish to issue Full Certificate of Compliance for DEP #250-878, seconded by O'Reilly. Motion passes.

DEP#250-982 Michael Yunits Crane Street (LPS land) (map 29, parcel 10-03)

For approved plans to construct a bioretention swale within 100 feet of wetland and the Three-Mile River.

A motion was made by Kadish to issue Full Certificate of Compliance for DEP #250-982, seconded by O'Reilly. Motion passes.

DEP # 250-907 Laurie Bryant 187 John Scott Blvd (map 31, parcel 159)

For proposed plans to construct a garage within 100 feet of wetland.

A motion was made by Kadish to issue Full Certificate of Compliance for DEP #250-907, seconded by O'Reilly. Motion passes.

DEP #250-1012 Town of Norton Chartley Pond Dam (map 26, parcel 8)

For proposed plans to repair upstream walls

A motion was made by Kadish to issue Full Certificate of Compliance for DEP #250-1012, seconded by O'Reilly. Motion passes.

REQUEST FOR EXTENSION

DEP #250-968 Bill Brandon 131 Taunton Ave (map 28, parcel 10)

For approved project o construct access driveway, utilities, grading and fill/replicate 3,491 sf wetlands.

Carlino explain the project is not in compliance with permit. Wetlands were filled but replication area never planted. Planting was required prior to October 1, 2016. Recommend letter stating replication area must be planted by wetland professional prior to June 1, 2019 and review request again after we receive wetland report. Permit expires July 28.

Motion was made by Pearson, seconded by Kadish to issue the letter. Motion passes.

REVIEW DRAFT MINUTES

12-17-18

A motion was made by Kadish to accept the minutes of 12/17/18, seconded by O'Reilly. Motion passes.

OLD BUSINESS

- Release of unused Peer Review Bond funds
 - SWP-#1, Wheaton College \$680.00
 - Eco-Site LLC, DEP 250-1006, 15 South Washington Street, \$347.00.
 - Condyne Engineering Group, DEP 250-1002, 240 South Washington St, \$2,990.00
 - Bahman Tavossoli Hojati, and Liping Cheng, stormwater soil test, \$260.00
 - Polar Design Build, DEP #250-960, \$820.00
 - MFN Regional Wastewater District, DEP #250-969 and #250-963, \$3,365.00

A motion was made by Kadish to release all unused consulting review funds for each project as listed, seconded by O'Reilly. Motion passes.

NEW BUSINESS

- Conservation Lease- Norton Reservoir- One day bass fishing tournament with kayaks, 7/27/19 7am-3pm

A motion was made by Kadish to approve the one day lease, seconded by O'Reilly. Motion passes.

- MACC annual conference 3-2-19
- Bills
- Site Inspections
- Violations

-New notices to 211 Oak, 215 Oak, 219 Oak, 68 Dean and 54 W Hodges

-Update requests for 4 Kensington and 21 Kensington

- Reservoir Update
- Chartley Pond Update

- Barrowsville Dam
- Report from Staff
- Waterbodies Committee update
- Grants

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

Motion to adjourn by Kadish, seconded by O'Reilly. Motion passes and meeting closes at 10:45 pm.

Respectfully submitted by: _____ *Jennifer Carlino*

Minutes approved by the Commission on 2/11/19 *(Date)*

Conservation Commission Signature:

Scott M. Oller 2/12/19
Scott Ollerhead, Conservation Commission Chairman