



Norton Conservation Commission

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NORTON TOWN CLERK
2019 AUG 12 P 1:34

Monday, July 8, 2019

6:30 pm

2nd Floor Conference Room

Norton Town Hall

Minutes

6:30pm Open meeting

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

Attendance: Scott Ollerhead, Lisa Carrozza, Gene Blood, Ron O'Reilly, Julian Kadish, Dan Pearson, Conservation Secretary Melissa Quirk and Conservation Director Jennifer Carlino

Absent: Daniel Doyle, Jr.

WETLAND HEARINGS AND POSSIBLE COMMISSION DELIBERATIONS

Wetland hearings will be taken in order.

A. Notice of Intent (#250-1042) David Oberlander of BDO Engineering, 8 Agoritsa Lane (Map 11, Parcel 57). The proposed project involves the upgrade of an existing subsurface disposal system within 100 feet of the wetland area.

The applicant was not present. Motion was made to continue the public hearing for DEP#250-1042 to July 22, 2019 by Kadish, seconded by Carrozza. Motion passes.

B. Notice of Intent (#250-1043). Craig Cygawnoski of RIM Engineering Co., Inc 122 East Hodges Street (Map 36, Parcel 35). The proposed project includes the construction of an addition to a single-family home within 100 feet of the wetland area.

Document List

1. WPA Form 3 – Notice of Intent
2. ECR Riverfront Area Analysis dated 6/11/19
3. Plans entitled, "Proposed House Addition at HSE.NO.122 East Hodges Street in Norton, MA", signed and stamped by Craig Cygawnoski of RIM Engineering Co. Inc P.O. Box 32 Mansfield, MA 02048, dated 6/12/19
4. Site photographs

Craig Cygawnoski of RIM Engineering attended the hearing for the applicant. Cygawnoski explained the project as a proposed garage and addition to the house. He explains the resource

area is the Meadow Brook on the NW corner of the property. There is a river so they have land within riparian zones. He states there is a BVW area adjacent to the river and a small portion of their work is within 100 feet of the BVW. They are also in the Priority Habitat of a rare species. According to the map, the entire lot is in the habitat area except for the area around the house and their addition would be outside of that. Their proposed mitigation is within the habitat area adding approximately 1,000 sf of impervious. They are proposing removing a piece of lawn and replacing it with conservation plants. Cygawnoski is questioning whether he needs to file permit under Massachusetts Endangered Species Act (MESA). He is waiting to hear back from the state. He brought in environmental consultants (ECR) who felt they were exempt since all of their work in the primary habitat is proposed mitigation. He states the NOI is also being changed, but he is waiting for information from ECR.

Cygawnoski would like to remove the pavement behind the house and proposed addition and return it to a lawn. They would be removing 2400sf of pavement as replacement of the new 1064sf of impervious. This will be shown on the revised plan in addition to their mitigation for roof water.

Carrozza questioned if the mitigation area is already a violation. Cygawnoski states it is an existing lot area. Carrozza asks if the addition will have a basement. Cygawnoski states there will be a basement in the house addition, but the garage is just a slab. Carrozza questioned the stockpile area. She suggested they put a length of minimum 9" silt sock.

The applicant requested a continuance to 7/22/19. Motion was made to continue the public hearing for DEP#250-1043 to July 22, 2019 by Pearson, seconded by Kadish. Motion passes.

C. Notice of Intent (#250-1040). Michael Trowbridge of Hutchins-Trowbridge Assoc. 306-308 East Main Street. (Map 5, parcel 38 and 252). (continued from 4/29/19,6/10/19) The proposed project is to construct an addition to warehouse, detention basin and grading within 100 feet of BVW.

The applicant requested a continuance to 7/22/19. Motion was made to continue the public hearing for DEP#250-1040 to July 22, 2019 by Carrozza, seconded by Kadish. Motion passes.

D. 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, 1/28/19, 2/11/19, 2/25/19, 3/11/19, 3/25/19, 4/8/19, 4/29/19,6/10/19, 6/24/19). For proposed plans to verify wetland resource areas.

The applicant requested a continuance to 7/22/19. Motion was made to continue the public hearing for DEP#250-1030 to July 22, 2019 by Carrozza, seconded by Kadish. Motion passes.

- E. Notice of Intent (#250-1032). Albert Faxon. Oak Street (Map 15 Parcel 9).** (cont. from 10/22/18, 11/19/18, 12/17/18, 2/11/19, 2/25/19, 3/11/19, 3/25/19, 4/8/19, 4/29/19, 6/10/19, 6/24/19). 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 7/22/19. Motion was made to continue the public hearing for DEP#250-1032 to July 22, 2019 by Carrozza, seconded by Kadish. Motion passes.

- F. Notice of Intent (#250-1035). Condyne Capital Partners Leonard Street reconstruction (Rte 123 to west of house #54).** (continued from 1/28/19, 2/11/19, 2/25/19, 3/11/19, 3/25/19, 4/8/19, 4/29/19, 5/20/19, 6/10/19, 6/24/19) 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.

The applicant requested a continuance to 7/22/19. Motion was made to continue the public hearing for DEP#250-1035 to July 22, 2019 by Pearson, seconded by Kadish. Carrozza abstained. Motion passes.

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

REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE

REVIEW DRAFT MINUTES

6-10-19 - Motion was made to accept meeting minutes of 6/10/19 by O'Reilly, seconded by Kadish. Motion passes.

6-24-19 - Motion was made to accept meeting minutes of 6/24/19/19 by Carrozza, seconded by Kadish. Motion passes.

OLD BUSINESS

NEW BUSINESS

Site Inspections

Violations

Pine needle drive complaint

211 Oak and 21 Kensington

68 Dean and 4 Kensington

Reservoir Update
 Chartley Pond Update
 Barrowsville Dam
 Report from Staff
 Waterbodies Committee update
 Grants

BILL SUMMARY

Summary list of bills signed period – July 1 – July 31, 2019 FY2020

Vendor	Amount	Town Account #	Item
MSMCP \$20.00	001-171-570-5730	Operating-Prof Orgs	Membership dues
Town of Norton \$70.00	001-171-570-5308	Operations Maint. Cons. Areas	Water and sewer
B&B Landscaping \$1,000.00	001-171-570-5308	Operations Maint. Cons. Areas	tree work
Chessia Consulting \$1,937.50	243-171-100-5700	Outside Consulting	54 Plain St solar
Chessia Consulting \$1,437.50	243-171-100-5700	Outside Consulting	Wheaton College
Horsley Witten \$1603.99	242-171-100-5700	Wetland Protection Fund	Leonard St appeal
Norton Ace Hardware \$412.42	001-171-570-5308	Operations Maint. Cons. Areas	Edith Read – paint
MACC \$503.00	001-171-570-5730	Operating – Prof Orgs	Membership dues
DPI, LLC \$6,750.00	242-171-100-5700	Turtle Crossing	remaining consulting funds

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

- *Carlino to schedule the Open Meeting Law presentation with Town Counsel. Will tentatively schedule for 8/26 Con Com meeting.*
- *Carlino discussed letter received today from DOT discussing the order of conditions issued. Carrozza and Ollerhead recused from the discussion. Kadish suggested the commission table this until more information is received.*
- *Kingsbury Hill Condominiums are requesting to be on the agenda to try to remove 4 acres of land out of privately held property that currently has a conservation restriction on it that we hold. Carlino states they have repeatedly been told they must follow article*

97 and must submit documentation according to the conversion policy to be placed on the agenda with the appropriate documentation. The Con Com agrees to place this on the 8/26 agenda with Town Counsel present.

- Carlino shows the Buffer Zone Guidebook prepared by MACC. This is a guidance, not regulations, used for Con Com discretion in reviewing projects in the buffer zone. Will obtain for each Con Com member.
- Carlino submitted the Wetland Protection Fund spending plan for FY20 and discussed what it pays for.

Motion to adjourn by O'Reilly, seconded by Pearson. Motion passes and meeting closes at 7:06 pm.

Respectfully submitted by: Melissa Quirk 

Minutes approved by the Commission on 7/22/19 (Date)

Conservation Commission Signature:


Scott Ollerhead, Conservation Commission Chairman

 8-8-19
Date