



Norton Conservation Commission

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RECEIVED
NORTON TOWN CLERK
2020 MAR 10 A 10:07

Monday, January 27, 2020

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, Julian Kadish, Ron O'Reilly, Gene Blood, Dan Pearson, Conservation Secretary Melissa Quirk, Conservation Director Jennifer Carlino

Absent: Lisa Carrozza, Daniel Doyle, Jr.

WETLAND HEARINGS AND POSSIBLE COMMISSION DELIBERATIONS

Wetland hearings will be taken in order.

- A. Request for an Amendment to Order of Conditions (#250-1051) George and Beverly Souaiden, 153 Bay Road (Map 12, Parcel 33.** The proposed project is to amend the No Disturbance Zone requirements.

Beverly Souaiden, owner of the property, attended the hearing. Souaiden provided a revised plan showing the wattle as requested. At the 11/26 hearing, the applicant requested relief of the fenced area in the back corner. It was Souaiden's understanding that they were granted that relief, but it did not appear in the Order of Conditions. She states there is an existing stone wall that runs the entire perimeter of the property which shows a physical barrier. At the 11/18 meeting, it was discussed to put signage on poles along the back of the property by the No Disturb Zone. Kadish clarified the stone wall is actually the entire perimeter of the property because only a portion is shown on the map. Souaiden states it is the entire perimeter. Kadish states if there is a durable barrier there, he does not know if there is any advantage to cutting off that small portion. He states the plan does show some vegetation in that back corner. Souaiden notes they have already been granted relief in the OOC. They were trying to keep to the natural aesthetics of the property with the trees and the stone wall there. Carlino notes the ConCom is looking at the impact to the wetland. There is a 100 foot jurisdictional area which is important to the wetland. The bare minimum that the ConCom allows is 25 feet. It is essential for pollutant removal and the welfare of the wetland. Souaiden states that small section in the

back corner is the only part that enters that area. Carlino states the ConCom is already granting 75% of the buffer zone for alteration. It is their policy to require the 25 feet. The 25% is left for the protection of the wetland. The applicant is asking for further than the 75% that has been allowed. Kadish clarifies the applicant's request is to not put a 3 foot fence in that back corner since there is already a stone wall in the no touch zone, and they do not intend to clear in that area. Souaiden states that is correct. Instead of erecting a fence, they would put signs on posts which would cause less damage than a fence. Ollerhead suggests signs on 4x4 posts at the line so there is no impact to that area.

Motion was made to close the public hearing for DEP #250-1051 by Kadish, seconded by Pearson. Motion passes.

A motion was made to modify Condition #42 in the OOC as discussed and illustrated on the plot plan for DEP #250-1051 by Kadish, seconded by Pearson. Motion passes.

- B. Notice of Intent (#250-1052) Scot & Joan Stormo, South Worcester Street (Map 26, Parcel 103 & 103-1)** (continued from 12/2/19, 12/16/19, 1/13/2020). For a proposed project to construct 2 Triplex units and 5 Six-Family units with an associated roadway and 2 infiltration basins within 100 feet of bordering vegetated wetland.

The applicant requested a continuance to 2/24/2020. Motion was made to continue the public hearing for DEP#250-1052 to February 24, 2020 by Kadish, seconded by Pearson. Motion passes.

- C. 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, 7/8/19, 7/22/19, 9/19/19, 9/23/19, 10/7/19, 10/28/19, 11/4/19, 11/18/19, 12/2/19, 12/16/19, 1/13/2020). For proposed plans to verify wetland resource areas.

Tim McGuire, Wetland Scientist with Goddard Consulting, attended the hearing on behalf of the applicant. He states he is not familiar with the background on this project, but understands the only item left to be dealt with is verifying the borders of the isolated land subject to flooding. He states the hydrology calculations initially submitted were not by a PE. RIM Engineering was retained to provide new calculations which he provides to the ConCom. He states the RIM calculations confirm what they already knew. Ollerhead asks if he has the TR-55 sheet so the ConCom can verify the calculations. McGuire does not have it with him, but says it was submitted digitally. Carlino states it has not been received. Ollerhead states the ILSF calculations require the backup and must be verified independently. Carlino explains they must have the TR-55 sheet in order to come up with these calculations. McGuire requests a recess so he may speak with his boss, Scott Goddard.

A motion was made by Kadish, seconded by Pearson to suspend the public hearing for DEP #250-1030 while McGuire attempted to reach Scott Goddard. Motion passes.

After the public hearing reopened, McGuire explained that the calculations their engineer did are much more conservative than the TR-55. Ollerhead asks why not just provide them. The guidelines are clear that you have to provide them. Carlino states they had requested the information be submitted according to the hydrology handbook. McGuire asks if he can put Goddard on the phone. Kadish notes you are asking us to accept his word that he did the calculations correctly, but there is a formula. If they submit the information according to the formula, there should not be a problem. He recommends continuing the hearing. McGuire questions this since their calculations are even more conservative. Ollerhead states we don't know that since we don't have the form. McGuire calls Scott Goddard and puts him on speaker phone for the ConCom. He explains that Maloon felt the TR-55 was not appropriate since it is under one acre. It doesn't work for that size. He explains the rationale used in their method of calculations. He has given the most conservative or highest elevation possible that the ILSFs could be. Kadish suggests to Goddard that it may be better to calculate it out as he just explained even if he feels it is not academically correct. Goddard repeats that you can not use TR-55 for something under one acre. It's too small for it to work. Goddard feels it is an unusual request. Kadish suggest he do it and make note of his reservations. Goddard agrees to have RIM run the numbers. Carlino clarifies what information they are looking for.

The applicant requested a continuance to 2/24/2020. Motion was made to continue the public hearing for DEP#250-1030 to February 24, 2020 by Pearson, seconded by Kadish. Motion passes.

- D. 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, 7/8/19, 7/22/19, 8/12/19, 10/7/19, 11/18/19, 12/2/19, 12/16/19) 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 2/24/2020. Motion was made to continue the public hearing for DEP#250-1040 to February 24, 2020 by Kadish, seconded by O'Reilly. Motion passes.

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

- E. **Order of Conditions (#250-1053) Tournament Players Club of Boston, 400 Arnold Palmer Blvd (Map 8, Parcel 123).** For a proposed project to construct a footbridge on pilings/posts within 100 feet of bordering vegetated wetland.

No Comments were made. The Order of Conditions was signed.

REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE

- F. **Request for Duplicate Certificate of Compliance. (#250-822). Paul Kashap, 68 Pine Street, (Map 23, Parcel 61).** For proposed plans to repair/install a septic system within 100 feet of bordering vegetated wetlands.

Motion was made to issue a Duplicate Full Certificate of Compliance for DEP #250-822 by Kadish, seconded by O'Reilly. Motion passes.

REVIEW DRAFT MINUTES

1-13-2020- *Motion was made to accept meeting minutes of 1/13/2020 by Kadish, seconded by O'Reilly. Motion passes*

NEW BUSINESS

- Town Manager has requested a transfer of \$5,000.00 from the Wetlands Protection Fund to the FY21 Town of Norton operating budget.

The ConCom will discuss this at the next meeting when all members are present.

OLD BUSINESS

Site Inspections

Violations

184 W Main St

77 Charlotte

68 Dean

211 Oak and 21 Kensington

4 Kensington

Reservoir Update

Chartley Pond Update

Barrowsville Dam

Report from Staff

Waterbodies Committee update
Grants

BILL SUMMARY

**Summary list of bills signed – January 14, 2020 – January 27, 2020
FY2020**

Vendor	Amount	Town Account #
Item		
AC Moore	\$134.94	001-171-570-5308 – Maintenance of Conservation
Areas Edith Read		
Bristol Cty Registry of Deeds	\$155.00	001-171-570-5308 – Maintenance of Conservation
Areas register land donation		
Indicator Locks	\$247.86	001-171-613-6087-19-10 Edith Read Capital
Improvement Privacy Indicator Locks		
Chessia Consulting	\$2,185.00	243-171-100-5700 – Outside Consulting Fees
Wading River Estates (#250-1052)		
Goddard Consulting	\$120.82	243-171-100-5700 – Outside Consulting Fees
Release unused fees (#250-1030)		
Goddard Consulting	\$805.00	243-171-100-5700 – Outside Consulting Fees
Release unused fees (#250-1032)		

**RATIFY LAST MEETING'S OPEN SESSION (TOPICS NOT REASONABLY
ANTICIPATED 48 HOURS IN ADVANCE)**

- 72 Reservoir Street – Emergency Certificate

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

Motion to adjourn by Kadish, seconded by Pearson. Motion passes and meeting closes at 7:15pm.

Respectfully submitted by: Melissa Quirk Melissa Quirk

Minutes approved by the Commission on 2/24/2020

Conservation Commission Signature:

Scott M. Oller
Scott Ollerhead, Conservation Commission Chairman

3/9/20
Date