



Norton Conservation Commission

70 East Main Street
Norton MA 02766
508-285-0275

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2021 NOV 18 PM 4:12

**Monday, September 27, 2021
6:30 pm**

Minutes

Remote Participation Only

The Public Remote Participation Procedure is found at the end of this Agenda

Chairperson to read about Public Meetings:

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the **Norton Conservation Commission** will be conducted via remote participation to the greatest extent possible. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found at the end of this agenda.

Members of the public attending this public hearing/meeting virtually will be allowed to make comments if they wish to do so, during the portion of the hearing designated for public comment, by raising their hand virtually or pressing *6 if participating by phone.

No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the **Norton Cable website** (<https://www.nortonmediacenter.org/>) an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

Agenda

6:32pm Open meeting

Members Present	<ul style="list-style-type: none">● Julian Kadish, Chairman● Dan Doyle● Eugene Blood● Kerry Malloy Snyder	<ul style="list-style-type: none">● Lisa Carrozza, Vice Chair● Dan Pearson● Ron O'Reilly
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Members Absent	<ul style="list-style-type: none">● N/A
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Other Representatives	<ul style="list-style-type: none">● Jennifer Carlino, Conservation Agent● Megan Harrop, Conservation Secretary
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DISCUSSION

- Girl Scout projects at Edith Read Conservation Land:

- Makayla Flynn and Abby Sawyer, Silver Award Project, Trails and signage

Abby Sawyer and Makayla Flynn speaking about a project for trail marking and clearing. Making maps of all the trails and making signs for easy travel. Clearing brush on trails that were made by storms. The plan is on a day in October wither 10/02/2021 with a rain date of 10/03/2021 or 10/16/2021. On one of these dates anyone can come help and clear brush. We need to know exactly which area they will be clearing and have the trails marked out on a map for commission to review. A lot of trails on property and some are not open. Someone will need to go out and confirm to look at the trails. Kerry volunteers to help out. Sending pics to Jen about what signs will look like.

- Nora Watras, Charlotte Kitchen and Lillian Abreu, Silver Award Project, Bat boxes and public outreach

Lillian Abreu, putting up bat boxes, they want to put them on buildings in town and put them in on the pavilion at Edith Read. Bat houses need to be put on structures, can't be put on trees. They want to put up a flier on the board bulletin board at Edith Read. There would also be a QR code on the flier for people to scan and get even more information on the bat houses from there. The only issue is that the boxes need to be mounted properly to ensure they are secure, because of the weight of the boxes. Perhaps use a few methods to secure the boxes. Bats will cut down on insects.

WETLAND HEARINGS AND POSSIBLE COMMISSION DELIBERATIONS

A. Request for Determination of Applicability (DET#1116) Dylan Ribeiro, 78 Taunton Ave

(Map23, Parcel 9) Proposed project to construct new water service and abandon existing service with the construction getting as close to 20 feet from the wetlands at

<https://tinyurl.com/78tauntonave>

Applicant/ Representative Present	David Oberlander, DBO engineering
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Document list

- RDA application prepared by David Oberland, P.E received on 9/10/2021



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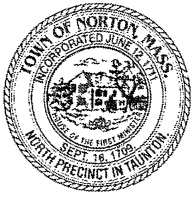
<https://www.nortonma.org/conservation-commission>

- Plans entitled, "Proposed water service plan", prepared by David Oberland, P.E received 9/10/2021
- Map 23, Parcel 9

Proposed water service goes across other property that is not theirs. Stub that was left in Taunton Ave. They wanted to connect to the Taunton Ave stub. Need to stay 10ft from the leaching area. They are going to hug the 10ft to stay clear of the wetlands. Then go into the front of the house and do rest of the piping in the basement of the home. The trench that will be dug will be five feet deep and minimum width. The line that goes through the property will be abandoned in place. Sedimentation control, silt sock running parallel to proposed water service, tucking up to the house and then going out to the street. Should finish in a day, installed, excavated and filled in quickly. Julian asks did anyone inspect the work site? Can it be done after the work is done? Jen said that should be ok not for seeing any issues. Dan Doyle asks, are we requiring markers for signs? Markers vs post and rail. The area is just side yard at this point. Site visit needed to see if there is any intrusion on the wetland.

Motion to close made by Dan Doyle	Seconded by Dan Pearson Roll Call Vote: Dan Pearson, Eugene Blood, Lisa Carrozza, Dan Doyle, Kerry Malloy Snyder, Julian Kadish, Ron O'Reilly Motion Carries
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Motion to Issue negative three determination made pending receipt of final plan by Lisa Carrozza	Seconded by Dan Doyle Roll Call Vote: Dan Pearson, Eugene Blood, Lisa Carrozza, Dan Doyle, Kerry Malloy, Julian Kadish, Ron O'Reilly Motion Carries Issue negative three determination with the conditions that we receive a final plan showing any markers, and locate any existing posts that are already out on the property.
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B. Request for Determination of Applicability (DET#1115) Hutchins-Trowbridge RPLS/CSE, 72 Reservoir Street (Map 10, Parcel 13, 14, 218 & 291). (Continued from 8/30/2021, 9/13/2021) The proposed project is an emergency repair of an existing water service at residential home, within 100 feet of bordering vegetative wetland and the Norton Reservoir. Files can be viewed here at <https://tinyurl.com/72Reservoir>

***Julian Kadish recuses himself as chairman, turns chair over to Lisa Carrozza. ***

Applicant/ Representative Present	Michael Trowbridge- Representative Julian Kadish- Applicant
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Document list

- *RDA application prepared by Hutchins- Trowbridge Assoc. received 8-9-2021*
- *Plans entitled, "Repairing existing water service", prepared by Hutchins – Trowbridge 8-9-21.*
- *Map 10, Parcel 13,14,218 & 291*
- *Abutter list*

Project will be using directional drilling. Short term operation. Pits will be monitored, and any liquid will be vacuumed out if there are any issues. Remove sedimentation along driveway, put them in location on first exit pit and entry pit. One by home and one by reservoir street. By exit or entry pit silt socks will be placed. Lisa walked the site last Friday. The pits are where they should be based on the drill. Site looks fine and it is the least invasive option.

Motion to Close made by Dan Pearson	Seconded by Eugene Blood Roll Call Vote: Ron O'Reilly, Dan Doyle, Eugene Blood, Dan Pearson, Kerry Malloy Snyder, Lisa Carrozza Abstained: Julian Kadish Motion Carries
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Motion for negative three determination made by Dan Pearson	Seconded: Dan Doyle Roll Call Vote: Ron O'Reilly, Eugene Blood, Dan Doyle, Lisa Carrozza, Dan Pearson, Kerry Malloy Snyder Abstained: Julian Kadish Motion Carries
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C. Notice of Intent (250-1083) 60R Reservoir Street (Map9, Parcel 220) The proposed project is to install an inground pool within 100 feet of wetland. Files can be viewed here <https://tinyurl.com/60R-Reservoir>

****Julian Kadish still recused he is an abutter****

Applicant/ Representative Present	Nyles Zager from Zenith engineering. Matt Collins from Apollo pool and Spa
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Document list

- 60R Reservoir Street plan maps, created by Nyles C. Zager
- Certified abutters receipt
- Certified mail to DEP
- WPA Form 3

20 by 40 in ground swimming pool and patio, currently an above ground pool in same area. Also looking to propose a patio around pool as well. Already flagged, and the 25ft buffer is shown on the plan. Staying outside the 50 ft buffer from BVW, advising silt bags. Proposing a dewatering basin. Place to be able to discharge extra water without it going to wetlands. Also depicted a stock pile that will be wrapped in silt bags. All work being done within an existing landscaped area. Filter system will be a cartridge filter, no backwash. All disturbed area will be loamed and seeded. They have an erosion and sediment control plan. Anything that may come up with dewatering. House was built in 2019 and engineer did not use the same delineation for the house plans. Is there a COC on the house yet? Site visit should be needed. Owner needs to get COC for the built house. Site visit needed to look at flags, and the site layout.



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Julian Kadish abutter, Water table will have a big pad holding the pool down if it is ever empty? Max depth of pool is 6ft, max depth of digging will be 4ft. They don't see ground water being an issue.

If they plan on finishing the work in the winter, they need to stabilize the ground and come back in the spring and seed the ground.

Motion to continue made by Dan Pearson	Seconded: Ron O'Reilly Roll Call Vote: Eugene Blood, Ron O'Reilly, Dan Pearson, Dan Doyle, Kerry Malloy Snyder, Lisa Carrozza Abstained: Julian Kadish Motion to continue carries, site visit needed
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D. Abbreviated Notice of Area Delineation (DEP#250-1081) DASUCO AZA Realty Trust, 0 Barrows Street (Map 27/Parcel 125). (Continued from 8/30/2021,9/13/2021) Request for review and confirmation of the greatest horizontal limit of jurisdictional Bordering Vegetated Wetland on the property. The application can be viewed at <https://tinyurl.com/BarrowsANRAD>

****Julian back as chairman****

Applicant/ Representative Present	None Present
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Document List

- *WPA Form 4A*
- *Plans entitled, "0 Barrows Street ANRAD Plan of Land in Norton MA", prepared by Legacy Engineering, signed and stamped by Daniel J. Merrikin, P.E. dated 8/11/2021*
- *DEP BVW Delineation Field Data Form*
- *USGS Topographic Quad*
- *National Flood Hazard Layer FIRMette*
- *Soil Map*
- *Legal Notice*
- *NHESP Priority and Estimated Habitats of Rare Species*
- *Certified Abutter list*



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- *Notification to abutters*
- *Affidavit of Service*

*** requested a continuance to 10/18/21 ***

Motion to Continue made by Dan Pearson	Seconded: Ron O'Reilly Roll Call Vote: Lisa Carrozza, Dan Doyle, Ron O'Reilly, Dan Doyle, Kerry Malloy Snyder, Julian Kadish, Eugene Blood Motion Carries
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E. Abbreviated Notice of Resource Area Delineation (DEP#250-1080). Marcia Godfrey. 301 S Worcester St (Map 31 Parcel 36) (continued from 8/16/21, 8/30/21, 9/13/2021). The application is for proposed plans to verify wetland resource areas. The application can be viewed at <https://tinyurl.com/301SWorcesterANRAD>

Applicant/ Representative Present	Tim McGuire, Goddard Consulting
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Doc list

- *Notice of Intent application, prepared by Goddard Consulting, received August 5, 2021*
- *Plans entitled, "Confirmation of the Resource areas for portion of property at 301 S. Worcester Street, Norton", prepared by Goddard Consulting, LLC. Signed by Timothy McGuire on July 30, 2021.*
- *Maps of 301 S. Worcester Street*
- *Form 4A ANRAD*
- *Certified Abutters List*
- *Affidavit of Service*
- *DEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form*
- *Legal Notice Wetlands Hearing*

Revised plans came in 9/27/2021 need to review new plans



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Motion to continue made by Dan Doyle	Seconded: Dan Pearson Roll Call Vote: Ron O'Reilly, Dan Doyle, Dan Pearson, Kerry Malloy Snyder, Lisa Carrozza, Eugene Blood, Julian Kadish Motion to continue carries
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F. Notice of Intent (DEP#250-1082) Jeffrey O'Neill, 0 Leonard Street (Map 11 & 12, Parcel 25, 25-01, & 15). (Continued from 8/30/2021, 9/13/2021) Proposed project is to build on site and extend previously approved public access road, within 100' of bordering vegetated wetland. Files can be viewed here at. <https://tinyurl.com/LeonardStBlueStar2>.

Applicant/ Representative Present	None present
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Document List

- *WPA Form 3 – Notice of Intent received 8/11/2021*
- *Plans entitled, "Notice of intent, Blue Star Business Park Phase 2, MA", prepared by DiPrete Engineering, signed and stamped by Jeffrey O'Neill, dated 7/26/2021*
- *Stormwater Management Report*
- *Construction Stormwater Pollution Prevention Plan Template*
- *Stormwater System Operation and Maintenance Plan*
- *Map of site*
- *Legal Notice*

***Brandon Carr requested a continuance until the next meeting on October 18, 2021. ***

Motion to Continue made by Dan Doyle	Seconded: Ron O'Reilly Roll Call Vote: Ron O'Reilly, Eugene Blood, Dan Doyle, Dan Pearson, Kerry Malloy Snyder, Julian Kadish Abstained: Lisa Carrozza Motion to continue till October 18, 2021 carries
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G. Notice of Intent (#250-1070) Widak/Sher Corp. LTD, 0 Rear Eddy Street (Map 32, Parcel 31). (Continued from 1/25/2021, 2/8/2021, 3/8/2021, 3/22/2021, 4/12/2021, 5/10/2021, 6/14/2021, 7/26/21, 8/30/2021) The proposed project is to construct a common driveway with associated stormwater management, septic system, utilities, retaining walls and grading for 4 duplex units within 100 feet of bordering vegetated wetland. Files can be viewed here <https://tinyurl.com/rearEDDYSherCorp>

Applicant/ Representative Present	none present
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Tim McGuire asked for continuance till 10/18/2021

Motion to continue made by Dan Pearson	Seconded: Ron O'Reilly Roll Call Vote: Ron O'Reilly, Dan Doyle, Lisa Carrozza, Dan Pearson. Eugene Blood, Kerry Malloy Snyder, Julian Kadish Motion to continue till October 18, 2021
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**SIGN AND ISSUE ORDER OF CONDITIONS/ORDER OF RESOURCE AREA
DELINEATION**

A. 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, 1/27/2020, 2/24/2020, 4/13/20, 11/23/2020, 1/25/2021, 3/22/2021, 4/26/2021, 7/26/21, 8/16/2021, 9/13/2021) The proposed project is to construct an addition to warehouse, detention basin and grading within 100 feet of BVW. Files can be viewed here <https://tinyurl.com/250-1040BerniePhyl>

Applicant/ Representative Present	None Present
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No new information has been given for this project. During the meeting from 9/13/2021 the commission had discussed that there was inadequate information and no indication that



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additional information would be coming in the future. With no additional information being provided Lisa makes a motion to deny.

Motion to Deny for lack of information made by Lisa Carrozza	<p>Seconded: Kerry Malloy Snyder</p> <p>Roll Call Vote: Dan Doyle, Ron O'Reilly, Lisa Carrozza, Dan Pearson, Kerry Malloy Snyder, Eugene Blood, Julian Kadish</p> <p>Motion to Deny carries</p>
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REQUEST FOR AN EXTENSION

REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE

REVIEW DRAFT MINUTES

7-26-21

Motion to accept minutes as discussed Lisa Carrozza	<p>Seconded: Ron O'Reilly</p> <p>Roll Call Vote: Ron O'Reilly, Dan Doyle, Dan Pearson, Lisa Carrozza, Kerry Snyder Malloy, Julian Kadish</p> <p>Abstained: Eugene Blood</p>
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7-26-21 Executive Session

Motion to approve based on discussion made by Lisa Carrozza	<p>Seconded: Dan Doyle</p> <p>Roll Call Vote: Dan Doyle, Ron O'Reilly, Julian Kadish, Kerry Malloy Snyder, Lisa Carrozza, Dan Pearson</p> <p>Abstained: Eugene Blood</p> <p>Motion carries</p>
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9-13-21

Motion to approve based on discussion made by Lisa Carrozza	<p>Seconded: Kerry Malloy Snyder</p> <p>Roll Call Vote: Ron O'Reilly, Dan Pearson, Dan Doyle, Eugene Blood, Kerry Snyder Malloy, Lisa Carrozza, Julian Kadish</p>
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	motion carries
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9-13-21 Executive Session

Motion to approve based on discussion made by Lisa Carrozza	Seconded: Dan Doyle Roll Call Vote: Ron O'Reilly, Eugene Blood, Lisa Carrozza, Julian Kadish, Dan Doyle, Dan Pearson, Kerry Malloy Snyder
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NEW BUSINESS

Motion to rename Edith Read after Jen Carlino made by Lisa Carrozza	Seconded: Ron Roll Call Vote: Eugene Blood, Dan Doyle, Kerry Malloy Snyder, Dan Pearson, Julian Kadish, Ron O'Reilly, Lisa Carrozza Motion Carries
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OLD BUSINESS

- Visual barrier discussion and acceptance of restoration plan for 167 North Worcester Street Norton

Do where should the markers go at the edge of 100 yrs. flood plain or edge of vegetation. Does the land need to be resurveyed in order to replant trees? The only thing needs to be approved whether or not demarcation needs to be done. The restoration plan is approved and then the commission or agent can go out and look at the land and new plans once the work is done. Work will hopefully be started this fall. Agent says they can begin. No motion needed



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BILL SUMMARY

9/13/2021 to 9/27/2021			
Name	Amount	Account number	Account name
National Grid	\$ 18.75	001-171-570-5308	Maintenance of Conservation Areas
W.B Mason	\$ 3.19	001-171-570-5420	Operating budget- office supplies
National Grid	\$ 10.00	001-171-570-5308	Maintenance of Conservation Areas

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

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

Motion to close Public Hearing at made by Lisa Carrozza	Seconded: Dan Doyle Roll Call Vote: Dan Pearson, Dan Doyle, Julian Kadish, Lisa Carrozza, Eugene Blood, Kerry Malloy Snyder, Ron O'Reilly
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closed at 8:11pm

Respectfully submitted by: _____Megan Harrop_____

Minutes approved by the Commission on _____11/8/2021_____

Conservation Commission Signature:


Julian Kadish, Conservation Commission Chairman

11/18/21
Date

PUBLIC REMOTE PARTICIPATION PROCEDURE

For this meeting, members of the public who wish to participate in the meeting may do so in the following manner:



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1. To participate in the meeting, we recommend downloading the zoom app  before the meeting. (This may not be necessary because you can click the link below but we have found that this makes logging in to the meeting easier.)
2. Join the Zoom Meeting at 6:30pm. Using your computer or smart phone go the Zoom app and click "join a meeting" or click on:
<https://us02web.zoom.us/j/86527260340?pwd=c1hwb3dhcE9rUTVNU2RwTnBldjlLUT09>
3. When prompted, enter the **Meeting ID: 865 2726 0340** **Passcode: 553031**
 - The site can be a little tricky so if it doesn't work the first time, try again. Try copying and pasting the link into a google chrome browser if internet explorer or another browser doesn't work for you.
 - Using "connecting to video and audio through the computer" has been the easiest method. So make sure your computer's video/audio is on.
 - If you cannot hear, you may need to phone in by calling 1-646-558-8656, same meeting ID and password as above. If it asks for a participant id you can just hit #. Please put your phone on mute until the Chairman asks for your comments.
 - Everyone will be placed on mute at the beginning of the meeting as you sign in but you should be able to hear. We will unmute you when we reach the public question and answer portion of our meeting.
4. If, for some reason, neither option is working for you, you can email the Conservation Commission at conservation@nortonmaus.com to ask your questions. We will read your email address, name and comments into the public record.
5. The standard procedure for a public hearing is a presentation by the applicant's representative, questions and comments by the Conservation Commission and Director, then opening questions and comments to the abutters. Please be patient and wait for your turn to participate.
6. If there are no additional questions by the Conservation Commission or Director, the hearing would typically close; however, to ensure adequate opportunity for public participation, those specific hearings will be continued until the next meeting. This will be announced. You will have until the next meeting to provide your comments and questions before the Commission closes the hearing and makes a decision.