



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

RECEIVED
NORTON TOWN CLERK

2022 JUL -7 PM 3:19

Monday June 13, 2022

6:30 pm

****Remote Participation Only****

Next Meetings:

6-27-22

7-11-22

7-25-22

8-8-22

<https://us02web.zoom.us/j/81547698879?pwd=TTJoclWm1LZWtKS1hBVFc3Ukpidz09> When prompted, enter the **Meeting ID: 815 4769 8879** **Passcode: 069242**. 1-646-558-8656

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 *9 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.

Minutes

****Public Hearings and possible Commission deliberations will be taken in order of this Agenda****

6:30pm Open meeting

Members Present	<ul style="list-style-type: none">• Julian Kadish, Chair• Daniel Pearson• Tamah Vest	<ul style="list-style-type: none">• Marc Fernandes• Ronald O'Reilly
Members Absent	<ul style="list-style-type: none">• Lisa Carrozza, Vice Chair	<ul style="list-style-type: none">• Kerry Malloy Snyder



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

I. NEW PUBLIC HEARINGS

A. (DET#1123)- RDA -0 Reservoir Street – Norton Water Department

(Map 3, Parcel 736) <https://tinyurl.com/RDA1123>

The work proposed at the Holly Rd pump station solely comprises installation of a new permanent backup generator within the 25ft no disturb zone, and within existing 100-yr flood zone.

Applicant/ Representative	Will Chandler; Weston and Sampson
--------------------------------------	-----------------------------------

Doc list –0 Reservoir St

- RDA Form 1
- Site plans titled Holly Rd Civil Site Plan signed by Steven K. Pederson
- Environmental Resource Map
- Request for Determination of Applicability letter

Will Chandler speaks about the existing sewer pump station at Holly Road, which is adjacent to the Reservoir. The proposal is to install a new backup generator and have natural gas piped directly from the street. Will Chandler explains the plans indicate a valve pit that is approximately 15ft deep and a control cabinet located to the east of the core sewer features. The control cabinet is elevated and holds the pump starters and level controls. The proposal is to install a slab on-grade with a steel structure to elevate the generator 1½ feet out of the flood plain. The generator will supply backup power should primary power be disconnected from the pump station. It is explained that there is very little excavation required for this project. They will just be scratching at the surface to install the slab, with a maximum of 6 inches around the perimeter. There will also be minor conduit trenching between the slab and the electrical cabinet. John Thomas mentions that an absent Commission member had some comments about this project. The member pointed out there is a duck nest in the area of work and the applicant should be sure that the area is swept before any work is started. The Commission member further comments that the Reservoir should be labeled on the plan and that a concrete washout detail and notes on how the area is going to be stabilized should be added to it. The member notes that the area is mostly gravel and that the applicant will most likely maintain it as such. Will agrees that he can provide an updated plan.



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

Motion to close public hearing made by Ronald O'Reilly	Seconded by: Daniel Pearson Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
---	---

Motion to issue a negative three determination made by Ronald O'Reilly.	Seconded by: Daniel Pearson Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
--	---

B. (DEP#250-1017)- AOOC- 21 Samoset Street

(Map 25, Parcel 29) <https://tinyurl.com/AOOC21SAMOSET>

The applicant has requested an amendment to issued Order of Conditions. The original OOC was for the proposed construction of a single-family house, driveway, utilities, and associated grading within the 100-year floodplain.

Applicant/ Representative	Applicant: Dana Junior
----------------------------------	------------------------

Dana Junior explains that in order to get a building permit, he has to pave 50ft of Bignell Street. On Samoset he has 40 ft of frontage, but he needs 50ft of paved frontage to get a building permit, so he is looking to pave 50ft of Bignell Street. Dana explains that he would like to add the paving of Bignell Street to the existing order of conditions. The plan is to excavate up to 2ft of the loam and subsoil in that area, then bring in compacted fill, then pave back to the original grade. There is no plan for drainage or utilities on Bignell Street, this paved portion would just serve as access for emergency vehicles and the homeowner. John Thomas does not have many comments on the project. John mentions that as long as they provide elevation spot grades for the as-built plan as it comes in, it should not trigger any compensatory mitigation. John comments that if the project is done according to the plans that it will have minimal impacts. Kerry Anne Commons, abutter to the project, comments that Bignell Street is a "paper street," where, because it was never developed, mature trees have grown in the road. Kerry Anne explains that she believes that she and another owner each own half of the paper street. Julian



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

asks for John Thomas's thoughts. John explains it is his understanding that paper streets are owned by the Town, but he is not sure about this specific road and he can't comment on the legality of it. John mentions when it comes to conservation, this project is only in flood plain and has no buffer zone so the applicant is allowed to remove trees. As long as the work he is doing is at grade, if he keeps the whole area at the same grade there will be no negative impacts to the land subject to flooding. John mentions that environmentally if the applicant can keep the grade the same and abide by the order of conditions, then it is an environmentally acceptable project. Dana Junior notes that he has exhausted all other options, and the only way forward, to get a building permit, is to pave the 50ft of Bignell Street. Dana adds that he is not planning on taking down any trees because the first 50ft of Bignell is treeless.

Motion to accept the amendment to the order of conditions made by Tamah Vest	Seconded by: Marc Fernandes Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
---	---

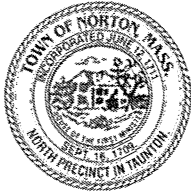
C. (DEP#250-XXXX) – ANRAD-355 Old Colony Rd

(Map 26, Parcel 54-01) <https://tinyurl.com/ANRAD355OLDCOLONY>

The proposed project is to verify resource areas.

Applicant/ Representative	Ken Thomson; Wetland Scientist
----------------------------------	--------------------------------

Ken Thomson explains how the property is delineated. He mentions there is a drainage ditch that drains left to right, west to east, under a culvert to a couple businesses down to the right, where it drains into a small ditch and then a culvert before finally entering a large red maple swamp that goes to Chartley Pond. There is an intermittent stream on the far side. He also mentions a road embankment that drains south to Chartley Pond. Ken also mentions that on site there are tupelo, sweet pepper, highbush blueberry, skunk cabbage, cinnamon fern and Scarborough soils. Ken comments that the site appears to have been a construction yard that has since been cleaned out. Julian Kadish asks Ken to confirm that the only wetland is across from route 123, Ken confirms that. John Thomas asks if this project is for both lots or just one, Ken confirms it is just for one lot. John Thomas comments that a member not present asked that the plan be properly labeled with the address, abutters and labels listed out. John Thomas



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

mentions that he did not have any issues with the resource area confirmation. John Thomas does mention that they cannot close this meeting today because DEP has not given out a number for the application yet.

Motion to continue to the 6/27 meeting made by Daniel Pearson	Seconded by: Marc Fernandes Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
--	---

D. (DEP#250-XXXX)-NOI-199 Plain Street- Norton Water and Sewer

(Map 19, Parcel 3) <https://tinyurl.com/NOI199PLAINST>

The proposed project is to replace production well 4, with a 48-hour pump test and connect to existing infrastructure all within 100ft of a Bordering Vegetative Wetland.

Applicant/ Representative	Alexandra Gaspar; Weston and Sampson Nathaniel Parker; Weston and Sampson
----------------------------------	--

Nathaniel Parker explains they want to replace the existing Norton Well Four, because the capacity has decreased by about 50% in the last few years. The iron and manganese are most likely clogging the screen and inhibiting the well from optimum production. Due to population growth, more water is needed. The new location is located approximately 50ft from the current well four. The plan is once the new well is installed, they would like to run a 48-hour pumping test, the discharge line from the test would go down into the wetland. They would use energy dissipators which they have had successes with in the past. If the pumping test goes well, they want to be able to put the well online for the Town. The construction would be temporary, there would be a truck that would come in and be parked for a couple of weeks, and eventually the well would be connected to existing infrastructure. Julian Kadish asks John Thomas about what he saw on the site inspection. John mentions that a lot of the work will be in previously disturbed areas. John mentions he was fine with the flagging of the area. John mentions that when the pump test does occur it would be best for the agent to be out there to make sure no issues arise. He also mentions that a member not present had a few questions, specifically, why is the limit of work the rear of the facility, and why is the fence being removed? Nathaniel



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

comments that the fence would most likely need to be removed to make access for the truck.

Nathaniel comments that the fence will be replaced once the work is done.

Motion to continue the 6/27 meeting made by Daniel Pearson	Seconded by: Marc Fernandes Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
---	---

II. CONTINUED PUBLIC HEARINGS

- A. (DEP# 250-1070) Notice of Intent - 0 Rear Eddy Street - Widak/Sher Corp. LTD**
(Map 32, Parcel 31) <https://tinyurl.com/rearEDDYSherCorp>
(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, 9/27/2021, 10/18/21, 11/8/2021, 11/22/21, 12/13/2021, 1/10/22, 1/24/22, 2/14/2022, 2/28/22, 3/14/2022, 3/28/22, 4/11/2022, 4/25/2022, 5/9/2022, 5/23/2022)
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.

Applicant/ Representative	None Present
----------------------------------	--------------

Applicant requested a continuance

Motion to continue to the 6/27 meeting made by Daniel Pearson	Seconded by: Ronald O'Reilly Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
--	--

- B. (DEP 250-1093) – NOI – 70 Oak Street**

REQUESTED CONTINUANCE

(Map21, Parcel 254-01) <https://tinyurl.com/70OAKSTREET-NOI>



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

The proposed project to construct a driveway and utilities to gain access to a proposed single-family home. (Continued from 2/14/2022, 2/28/22, 3/14/2022, 3/28/22, 4/11/2022, 4/25/2022, 5/9/2022, 5/23/2022)

Applicant/ Representative	None Present
--------------------------------------	--------------

Applicant requested a continuance.

Motion to continue to the 6/27 meeting made by Daniel Pearson	Seconded by: Ronald O'Reilly Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
--	--

III. REQUEST FOR PARTIAL/ CERTIFICATE OF COMPLIANCE

A. (DEP#250-1087) – COC- 53 Clapp Street

(Map 23, Lot 165)

The application was to build a single-family home with associated driveway, septic system and retaining wall all within 100 feet of Bordering vegetative wetlands.

Applicant/ Representative	None Present
--------------------------------------	--------------

Julian Kadish asks if John Thomas has any issues or comments with this project. John replies that it appears to meet all requirements that were issued last year.

Motion to issue COC made by Ronald O'Reilly	Seconded by: Daniel Pearson Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
--	---

B. (250-1055) – COC - 42 Howard Street- Wheaton College

(Map 17, Parcel 14)



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

The proposed project involved the construction of two ADA accessible parking spaces, an accessible walk along the front of an existing building, landscaping, lighting, and a proposed stormwater management system within 100 feet of bordering vegetated wetland.

Applicant/ Representative	None Present
--------------------------------------	--------------

John Thomas mentions that this project seems to be in compliance. They are also now free to remove the erosion and sedimentation controls.

Motion to issue COC made by Ronald O'Reilly	Seconded by: Tamah Vest Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
--	---

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

A. (DEP#250-1096)-ORAD-93 Mansfield Ave, 0 Mansfield Ave, and 0 Reservoir Street-Residential DeNovaes

(Map 16,9,9, Parcel 66,225,223) <https://tinyurl.com/93MansfieldANRAD>.

The proposed project is to verify on site resource areas. (Continued from 2/14/2022, 2/28/22,3/14/2022,3/28/22, 4/11/2022,4/25/2022,5/9/2022,5/23/2022)

Applicant/ Representative	None Present
--------------------------------------	--------------

Motion to issue ORAD made by Tamah Vest	Seconded by: Ronald O'Reilly Aye: Daniel Pearson, Tamah Vest, Julian Kadish, Ronald O'Reilly Abstained: Marc Fernandes Motion carries
--	--



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

V. REVIEW DRAFT MINUTES

- 5/23/2022

Motion to accept minutes as drafted made by Ronald O'Reilly	Seconded by: Tamah Vest Aye: Daniel Pearson, Tamah Vest, Marc Fernandes, Julian Kadish, Ronald O'Reilly Motion carries
--	---

VI. NEW/OLD BUSINESS

- Site Inspections
- Report from Staff

VII. BILL SUMMARY

6/13/2022-6/27/2022			
Verizon Wireless	\$ 29.84	242-171-100-5700	Wetland Protection Fund
National Grid	\$ 27.99	001-171-570-5309	Maintenance of Conservation Areas
Plumbing	\$ 195.00	001-171-570-5310	Maintenance of Conservation Areas
W.B. Mason	\$ 5.92	001-171-570-5421	Office supplies

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



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275


Email: conservation@nortonmaus.com

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

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

X. 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:

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/81547698879?pwd=TTJoclWm1LZWtKS1hBVFc3Ukpidz09> When prompted, enter the **Meeting ID: 815 4769 8879** **Passcode: 069242.**

- 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.
3. 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.
 4. 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.
 5. 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



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: conservation@nortonmaus.com

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

meeting to provide your comments and questions before the Commission closes the hearing and makes a decision.

Respectfully submitted by: Megan Harrop

Minutes approved by Commission on: 6/13/2022

Conservation Signature:

Julie Karlin 7/6/22
Signature Date