



Norton Conservation Commission

70 East Main Street

Norton MA 02766

508-285-0275

Email: jthomas@nortonmaus.com

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

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2023 OCT 19 PM 3:42

Monday September 11, 2023

6:30 pm

****Remote Participation Only****

Next Meeting:

9-25-23

10-16-23

11-13-23

11-27-23

<https://us02web.zoom.us/j/87180709389?pwd=bjRBTEZOZU1GckYzUHFXWG4rQmRXOT09> When prompted enter **Meeting ID: 871 8070 9389 Passcode: 312816** ; Phone: 1-646-558-8656

Chairperson to read about Public Meetings:

Pursuant to Governor Healey's March 29, 2023 bill extending several Covid era policies and programs by allowing virtual meetings to continue from March 31, 2023 to March 31, 2025, 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.

Conservation Commission 09/11/2023 - YouTube

MINUTES

Attending

Julian Kadish, Chairperson; Lisa Carrozza, Vice Chairperson;
Mark Fernandes; Ron O'Reilly; Dan Pearson; Tamah Vest

John Thomas, Conservation Dir.
Megan Harrop, Conservation Secty.

- I. **OPEN MEETING 6:30**
- II. **NEW PUBLIC HEARINGS**

- A. **DET#1133-RDA- 12 - Stephen Street (Map 27, Parcel 101).** The applicant proposes to install a new septic system.

David Oberlander of BDO Engineering addressed the meeting on behalf of the applicants. Kadish: Most of the site is in the buffer? Oberlander: Yes. The site has a mounted system, which made putting it in the front of the lot unfeasible. The system would be directly tied to the catch basin on Stephen Street and



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there is a discharge that comes down Lena Street. The plan calls for work to be 50' from the wetland and calls for grading to be above the groundwater system. The plan is, according to him, "straightforward." Carrozza: Is the entire buffer shown or just 50'. Oberlander: I missed the 100' offset. It would go through the house. The front yard would be largely out of the buffer zone. Carrozza: Could you include the 100' indicator. Carrozza noted that the applicant had apparently not placed flags on the site and asked Oberlander if he would please put the key to the flags on the map as well. Where will access be? Oberlander: On the east side of the house (via Lena Street). Carrozza: Add a note that says all areas disturbed by equipment access to be restored by loam and seed. Thomas: The house was built in 1954 and doesn't comply with Title 5; the proposed work would bring it into compliance. If the project site has a permit prior to 1996, it might be eligible for exemptions to install a Title-5 compliant system.

<u>Motion to close the public hearing</u>		<u>Aye</u>		<u>Abstain</u>	<u>Nay</u>
1. Carrozza	<i>carries unanimously</i>	Kadish	O'Reilly	0	0
2. Pearson		Carrozza	Pearson		
		Fernandes	Vest		

<u>Motion to issue a -3 determination pending the receipt of an updated plan</u>		<u>Aye</u>		<u>Abstain</u>	<u>Nay</u>
1. Carrozza	<i>carries unanimously</i>	Kadish	O'Reilly	0	0
2. Fernandes		Carrozza	Pearson		
		Fernandes	Vest		

- B. DEP#250-1137- NOI-299 S. Washington (Map 25, Parcel 93).** The applicant proposes to construct an approximately 55,000ft² building adjacent to Myles Standish Industrial Park with 13 loading docks, parking areas including 54 parking spaces, utilities and stormwater management structures within 100' of a BVW.

Rich Riccio of Field Engineering spoke on behalf of the applicant and owner, Chris Parnock, who was also present. The site was before the Commission in 2022. Construction would come up to the 25' buffer zone. The stormwater system would include four recharge areas. Soils are sandy and therefore well suited to receive stormwater. Two retaining walls have been built on the wetland side of the property. Signs and silt socks are already installed. The applicant wants to put crushed stone at the entrances to the wetland. The applicant will work with the Water and Sewer Dept. to improve water quality. We have complied with Patrick Brennan's initial comments. Kadish: Does the sewer line run the entire length of Myles Standish Industrial Park? Riccio: There's a pump station on the lot adjacent to the site on 299 S. Washington that is on the Norton line but pumps into the Taunton sewer system. Thomas: No additional comments. Carrozza: Regarding the retaining wall: What's it made of? How high is it? Carrozza expressed concern that a 4' retaining wall would provide insufficient strength to support construction equipment. Riccio: Walls at 81'-83'. Carrozza: We would need to see a copy of the engineered plan. You show the top of the wall, but we need to see what is on the other side and how far the footing might extend. Riccio: We would construct from the high side. Carrozza: You will probably have to revise your plans. What is the length of the construction exit? It appears short. Riccio: 40' minimum. Carrozza: It should be 50' per the DPA. Riccio: We can make that change. Carrozza: The location has two exits? Riccio: Yes. What would you



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do for temporary stormwater management? Riccio: Temporary sediment basins. Carrozza: Are you leaving it up to a contractor to do the SWPPP? Riccio: I do the SWPPP. Carrozza: I assume that once the walls have been built, they are going to cut off that whole drainage area. But what I'm concerned about is that everyone is going to want to get into the pad area and you will need a line of stronger stormwater defense. We're going to need the plans to reflect sequencing. Riccio: We would be able to maintain the stormwater temporarily in sediment traps and diversion swales. Carrozza (to Thomas): Did the peer reviewer suggest any pre-treatment because this is in zone two. Thomas: Yes, he did. Riccio? Riccio: We were planning an isolator row for three of the four systems. We plan to go with a proprietary treatment system, Stormceptor, through which runoff will flow before reaching the infiltration system. Carrozza: What kind of roof does this have? We should make sure that you don't use the wrong type of metal for the roof. Please update your plan with that in mind. Riccio: I'll look at the stormwater handbook. Kadish: What is your slope in the center? Riccio: 3:1 with a small section of 2:1, which I could change to 3:1. Kadish: Will the information for the retaining walls be in the OOC? Thomas: Adjustments could be made by the next meeting. Riccio: Happy to provide more detail regarding footing information in the meantime. Carrozza: I am concerned that you have enough time to carry on construction.

Motion to continue the public hearing to the 9/25 meeting

1. Pearson *carries unanimously*
2. Carrozza

Aye

Kadish
Carrozza
Fernandes

Abstain

O'Reilly
Pearson
Vest

Nay

0 0

III. CONTINUED PUBLIC HEARINGS

- A. 250-1136-NOI-0 Eddy Street- Sher-Corp LTD (Map 32, Parcel 31).** The applicant proposes a 5.8-acre development that would include constructing four 2,200ft² duplex units, a 1,250'x20'-wide asphalt common driveway, and stormwater controls. **REQUESTED CONTINUANCE TO 9/25**

Motion to continue to the 9/25 meeting

1. Pearson *carries unanimously*
2. O'Reilly

Aye

Kadish
Carrozza
Fernandes

O'Reilly
Pearson
Vest

Abstain

0

Nay

0

- B. DEP#250-1132-NOI- 6 Mary Joe Road-Mark Mariano (Map 35, Parcel 10-02).** Applicant proposes to construct a new single-family home including a Title-5-compliant sewer, driveway, site grading, site cleanup, domestic well, associated clearing and driveway extension within 100ft of BVW and NHESP zone. **REQUESTED CONTINUANCE TO 9/25**

Motion to continue to the 9/25 meeting

1. Pearson *carries unanimously*
2. Carrozza

Aye

Kadish
Carrozza
Fernandes

O'Reilly
Pearson
Vest

Abstain

0

Nay

0

- C. DEP#250- 1135-NOI-84 Leonard Street – J. Williams Construction Corp (Map 11, Parcel 79-2).** The applicant proposes constructing a 28'x30' garage, some of which would be within



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the 100' buffer zone. Also included is an after-action filing for existing shed, carport, tree work, and asphalt paving, portions of which were done within 100' buffer.

Greg Drake of Outback Engineering represented the applicant before the Commission. The applicant had taken down some stumps and trees. The driveway was paved about 10 years ago, the applicant unaware that he was in the buffer zone. The applicant is using a carport that will be taken down once the garage is constructed. Kadish: Could you move the garage? Thomas: Is this the optimal location at the driveway? Drake: Yes. Carrozza: Why is your limit of work so far away from the center of the site? There is no reason for your sediment control to be so far away. I would recommend you pull it back to the 73'-contour to wrap around your limit of work, not the resource area, perhaps connecting with the walkway. You don't want to give detritus the chance to migrate that far (i.e., to the edge of the resource area.) Kadish: I assume this is going to be a slab? Drake: Yes, the first one down 4', but a slab. Kadish: So there will be some excavation, stockpiling? Drake: Yes, some will have to be taken off site or used under the slab. Carrozza: Please give Thomas the updated plan with the location of the sediment fence. Drake: OK.

<u>Motion to close the public hearing</u>		<u>Aye</u>		<u>Abstain</u>	<u>Nay</u>
1. Carrozza	<i>carries unanimously</i>	Kadish	O'Reilly	0	0
2. Vest		Carrozza	Pearson		
		Fernandes	Vest		

IV. REQUEST FOR CERTIFICATE OF COMPLIANCE/ EXTENSION/ AMENDMENT

- A. DEP#250-250-1119- Request for Amended OOC- 0 S. Washington (Map 24, Parcel 62)** The applicant requests the a revision to an existing Order of Conditions to allow a mainly gravel parking lot with a proposed 40'x 100' metal building for dry storage, with a 20'x 100' apron.

Tabled at 7:20 for 7:30. No representative was present at 7:33, when other business was concluded.

<u>Motion to continue the hearing to the 9/25/23 meeting</u>		<u>Aye</u>		<u>Abstain</u>	<u>Nay</u>
1. Carrozza	<i>carries unanimously</i>	Kadish	O'Reilly	0	0
2. Pearson		Carrozza	Pearson		
		Fernandes	Vest		

B. DEP#250-1065 Request for COC; Blue star

Brandon Carr of DiPrete Engineering addressed the Commission regarding part of "Phase 2" for Blue Star business park. He sought a COC based on the construction of sediment basins for roadway drainage. After a site walk with Thomas, two areas of construction were altered to retain erosion control and revegetate. Kadish: Has rain had any effect? Thomas: Drove by the site earlier on the 11th and everything seemed to be working fine.



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<u>Motion to issue a COC</u>		<u>Aye</u>		<u>Abstain</u>	<u>Nay</u>
1. Vest	<i>carries</i>	Kadish	O'Reilly	Carrozza	0
2. O'Reilly		Fernandes	Pearson Vest		

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

VI. REVIEW DRAFT MINUTES

A. 8/28/2023

<u>Motion to accept the minutes</u>		<u>Aye</u>		<u>Abstain</u>	<u>Nay</u>
1. O'Reilly	<i>carries unanimously</i>	Kadish	O'Reilly	0	0
2. Carrozza		Carrozza Fernandes	Pearson Vest		

VII. OLD BUSINESS/NEW BUSINESS/DISCUSSION

A. Report from staff

Thomas did some site visits to see how their compliance to WPA standards held up in considerable rain. Sweatshirts with Thomas's Conservation Commission logo may now be purchased privately; Thomas can provide ordering information.


B. Code of Conduct

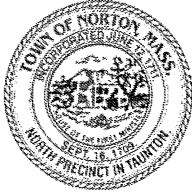
At approximately 7:04 (after the motion to continue his file), Dave Pateuk indicated his presence at the meeting. Thomas apologized to him and explained that a motion had been passed that he would have to wait until the next meeting to present his case to the Commission.

<u>Motion to adjourn the meeting.</u>		<u>Aye</u>		<u>Abstain</u>	<u>Nay</u>
1. Carrozza	<i>carries unanimously</i>	Kadish	O'Reilly	0	0
2. Pearson		Carrozza Fernandes	Pearson Vest		

VIII. 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:



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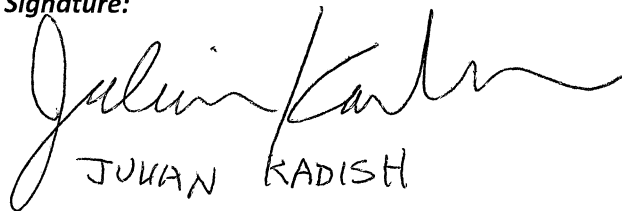
<https://us02web.zoom.us/j/87180709389?pwd=bjRBTEZOZU1GckYzUHFxWG4rQmRXQT09> When prompted enter Meeting ID: 871 8070 9389 Passcode: 312816 ; Phone: 1-646-558-8656 The site can be a little tricky so if it doesn't work the first time, try again. Try copying and pasting the link into a google chrome browser 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. Please 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 meeting to provide your comments and questions before the Commission closes the hearing and makes a decision.

Respectfully Submitted by: Daniel Pearson

Minutes approved by commission on: 10/16/23

Conservation Commission Signature:


JUAN RADISH