



CONSERVATION COMMISSION
70 EAST MAIN STREET
NORTON, MASSACHUSETTS 02766-2320
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RECEIVED

Monday, February 26, 1996
7:30 pm

MAR 26 1996

NORTON TOWN CLERK

Attendance

Jeff Houde, (Chairman), Patrick Corcoran
Robert Medeiros, Dana Rappaneau,
Julian Kadish, Carlos Fragata (Director)
Absent were Leonard Silvia and Edward Breault

Minutes

Members reviewed the Bills Payable Sheet. Bob Medeiros made a motion, seconded by Julian Kadish, to pay the bills. Approved.

Members reviewed the draft minutes of February 12, 1996. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to accept the minutes. Approved.

#250-372 - Peter M. Yachimski - submitted revised plans for his project at **lot 2, parcel 27 (assessors map 11) 80 Leonard Street (rear)**. Dana Rappaneau made a motion, seconded by Bob Medeiros, to approve the Order of Conditions with the deletion of condition #28. Approved. Patrick Corcoran made a motion, seconded by Julian Kadish to issue the Order of Conditions as amended. Approved.

Members reviewed a request for a partial Certificate of Compliance filed by **P & A Construction for lot 2, parcel 152 (assessors map 12) 3 Buttermilk Way (DET. #432)**. Julian Kadish made a motion, seconded by Dana Rappaneau, to issue the partial Certificate of Compliance with the condition that the applicant post a \$1,500 bond with the Town Treasurer. Approved. Bob Medeiros and Jeffrey Houde abstained from voting.

Members reviewed a request for a partial Certificate of Compliance filed by **Sher-Corp., Ltd. for lot 7, parcel 60 (assessors map 12) Furnace Pond Way (DET. #428)**. Bob Medeiros made a motion, seconded by Dana Rappaneau, to issue the partial Certificate of Compliance with the condition that the applicant post a \$3,000 bond with the Town Treasurer. Approved.

Members reviewed a request for a full Certificate of Compliance filed by **Paul Fogerty for lot 16, parcel 172 (assessors map 31) John Scott Blvd. (DET. #419)**. Bob Medeiros made a motion, seconded by Patrick Corcoran, to issue a partial Certificate of Compliance with the condition that the applicant post a \$500 bond with the Town Treasurer. Approved.

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Members reviewed a request for a partial Certificate of Compliance filed by **Folkman/Zola Bldrs. for lot 23, parcel 162 (assessors map 14) Antone Drive (DET. #425)**. Dana Rappaneau made a motion, seconded by Julian Kadish, to issue a partial Certificate of Compliance with the condition that the applicant post a \$1,200 bond with the Town Treasurer. Approved. Bob Medeiros abstained from voting.

Norton Reservoir - Carlos Fragata (Director) reported that the dam gate #2 was opened 8" to 12". Julian Kadish reported that a dirt bike or road vehicle has been doing damage to the dam. The Conservation Director was asked to contact the parties responsible and ask that this activity be stopped.

Members reviewed a **Request for a Determination of Applicability filed by Attleboro Landfill, Inc. - parcels 5 & 24 (assessors map 30) Union Street** for proposed work (closure activities) to be conducted at Attleboro Landfill, located off Peckham Street in Attleboro, MA (Union St. in Norton, MA), near the Norton/Attleboro town line. Portions of the work will take place within the buffer zone (100 feet) to a bordering vegetated wetland, east of the property in Norton. The proposed project consists of the closure of the Attleboro Landfill facility including the capping of the facility with impermeable, clay material, the construction of stone-lined drainage swales, rip-rap drainage outlets/spillways, and diversion berms to control on-site drainage; and final grading and covering of the landfill with loam and seed for permanent stabilization. Al Dumont, president of Attleboro Landfill, Inc. was present at the public meeting and Bob Cummings of East Coast Engineering was also present to represent the applicant. Mr. Cummings gave the history of the site regarding Conservation Commission jurisdiction. He stated that all but a small area on the Attleboro side will be completed by Fall of 1996. Dana Rappaneau made a motion, seconded by Julian Kadish, to close the Public Meeting. Approved. Bob Medeiros abstained from voting. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability as long as all work was done according to the submitted plans. Approved. Bob Medeiros abstained from voting.

Members reviewed a **Request for a Determination of Applicability filed by Paul Fogerty - lot 173-02 (assessors map 35) West Hodges Street** for proposed construction of a single family house and amenities within the 100 ft. buffer zone of a bordering vegetated wetland. Mr. Paul Fogerty was present at the meeting. Bob Medeiros made a motion, seconded by Patrick Corcoran, to close the Public Meeting. Approved. Bob Medeiros made a motion, seconded by Dana Rappaneau, to issue a negative Determination of Applicability as long as the work is done according to the attached conditions. Approved.

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Members reviewed a **Request for a Determination of Applicability filed by Paul Fogerty - lot 173-03 (assessors map 35) West Hodges Street** for proposed construction of a single family house and amenities within the 100 ft. buffer zone of a bordering vegetated wetland. Julian Kadish made a motion, seconded by Bob Medeiros, to waive the reading of the Notice of the Public Meeting. Approved. Patrick Corcoran made a motion, seconded by Bob Medeiros, to close the Public Meeting. Approved. Patrick Corcoran made a motion, seconded by Julian Kadish, to issue a negative Determination of Applicability as long as the work was done according to the submitted plans. Approved.

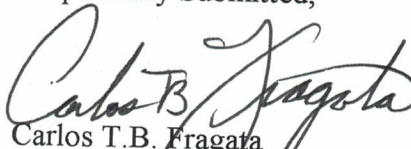
Members reviewed a **Request for a Determination of Applicability filed by RCM Construction for lot 34 (assessors map 14) Laura Lane** for proposed construction of a single family house, septic system, driveway and associated grading within the 100 ft. buffer zone of a bordering vegetated wetland. David May, of Dewolfe New England Real Estate Agency, was present to represent the applicant at the meeting. Mr. Roland Roberg, 39 Laura Lane, Norton asked if this lot (34) was ever denied by the Conservation Commission. It was stated by the Chairman, Jeff Houde, that this was the first time that this project has been before the Conservation Commission. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to close the Public Meeting. Approved. Bob Medeiros abstained from voting. Dana Rappaneau made a motion, seconded by Patrick Corcoran, to issue a negative Determination of Applicability as long as the work was done according to the submitted plans. Approved. Again, Bob Medeiros abstained from voting.

Norton Reservoir Dredging RFP - Carlos Fragata (Director) stated that 30 parties have requested a copy of the RFP to date. Julian Kadish asked if the article advertising the RFP in the February 20th edition of the Sun Chronicle, stated any opposition by residents of the dredging project. The Director, Mr. Fragata, stated that no comments were made regarding the public's feelings on that issue.

Zoning By-Law-Floodplain - Bob Medeiros made a motion, seconded by Dana Rappaneau, to have an article placed on the ATM Warrant of June 3rd, as long as the language is first approved by the Conservation Commission and that the language is not more restrictive than the existing laws. Approved.

Dana Rappaneau made a motion, seconded by Julian Kadish, to adjourn the meeting at 9:20pm.

Respectfully Submitted,


Carlos T.B. Fragata
Conservation Director