



CONSERVATION COMMISSION
70 EAST MAIN STREET
NORTON, MASSACHUSETTS 02766-2320
(508) 285-0275
Fax (508) 285-0297

Monday, September 23, 1996
7:30 pm

Attendance

Jeff Houde (Chairman), Ed Breault (Vice-Chairman),
Bob Medeiros, Leonard Silvia, Patrick Corcoran,
Earl Willcott (Associate Member)
Carlos Fragata (Director)

Dana Rappaneau and Julian Kadish were absent

Minutes

The members reviewed two Bills Payable Sheets. Bob Medeiros made a motion, seconded by Leonard Silvia, to pay the bill for office supplies. Approved.

The members reviewed the Bills Payable Sheet for payment to Baystate Environmental Consultants, Inc. for services rendered regarding the Norton Reservoir Dredging Project. After an update from a Baystate representative (see Norton Reservoir), Bob Medeiros made a motion, seconded by Leonard Silvia to pay the bill of \$13,895.11 for Baystate Environmental Cons., Inc. Approved.

The members reviewed the draft minutes of September 9, 1996. Leonard Silvia made a motion, seconded by Ed Breault, to accept the minutes as written. Approved.

The members reviewed a **Request for a Determination of Applicability** filed by **James Prosser for lot 171 (assessors map 26) 1 John Scott Blvd.** for proposed improvement using rip rap on side slopes and additional grading within the buffer zone of a wetlands resource area. James Prosser was at the meeting to represent himself. Leonard Silvia made a motion, seconded by Ed Breault, to close the public meeting. Approved. Bob Medeiros made a motion, seconded by Ed Breault, to issue a negative Determination of Applicability subject to boiler plate conditions and the Director's recommendations to install a silt fence, to record the Determination of Applicability and the Conditions, to have a 25 foot mandatory buffer zone and maintain the water flow of the wetland through a pipe in the driveway. Approved.

The members reviewed a **Notice of Intent** filed by **Chilmark Company for lot 190 (assessors map 4) Kingsley and Kensington Road** for a proposed residential subdivision of single family homes with associated roads, septic systems and driveways. The activities proposed within the jurisdiction of the Wetlands Protection Act include grading within the buffer zone of bordering vegetated wetlands. Ron O'Brien of Daylor Consultants represented the applicant. He stated that approximately 41 acres out of the total 65 acres were to be left as open space. Mr. O'Brien stated that lots 31, 32 and 33 were being proposed as open space for Conservation Trusts and lot 30 and the Common are proposed as open space area for the cluster subdivision tenants. He stated that 2500 linear feet of road was proposed and

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the pre and post drainage was equalled out. He also stated that the two detention basins were shallow with 5:1 slopes and designed to attenuate pollutants. Dan Driska, an abutter from Bryson Lane, was concerned with onsite septic systems. Ron O'Brien responded to this statement by saying that Title 5 satisfies the water pollution concerns. Also, an Extension Permit was filed for file #250-332 (applicant-Norton Water Dept.) which pertains to this lot. Ed Breault made a motion, seconded by Bob Medeiros, to continue the public hearing until the next Conservation meeting on October 15, 1996, by which date a DEP # should be assigned to this file.

The members reviewed a request for a **partial Certificate of Compliance** filed by **W & G Development, c/o Debra Thompson** for **lot 58 (assessors map 27) 26 Margaret Drive (#250-169)**. The Director stated that this project qualified for an out of jurisdiction letter (which was previously sent out) but that the attorney insisted on a partial Certificate of Compliance for the lot. Ed Breault made a motion, seconded by Patrick Corcoran, to issue the partial Certificate of Compliance. Approved.

The members reviewed a request for a **full Certificate of Compliance** filed by **RCM Construction** for **lot 34 (assessors map 14) Laura Lane (DET. #440)**. Ed Breault made a motion, seconded by Patrick Corcoran, to issue the full Certificate of Compliance along with a letter to the Norton Town Treasurer releasing the \$500 bond on this lot. Approved.

The members reviewed a request for an **Extension Permit** filed by **Carol Lees** for **lot 95 (assessors map 19) 1 Bay Road (DET. #150)** for an extension to an already expired Extension Permit. Bob Medeiros made a motion, seconded by Ed Breault, to issue the Extension Permit. Approved.

The members reviewed a **Plan Change Request (post facto) - #250-356-Allen O. Riley - Norton County Club - Section III**. Chris Yarworth, Yarworth Engineering, stated that the minor revision was the changing of a pipe location. Bob Medeiros made a motion, seconded by Ed Breault, to approve the plan change request. Approved.

Release of Lots in a Subdivision; e.g. #250-164 - bldrs. lot #12, parcel 13 (assessors map 12) Burt Street

The Director stated that the last lot was transferred but the subdivision still needed a Certificate of Compliance. The Commission did not see any outstanding problems with the subdivision. Bob Medeiros made a motion, seconded by Patrick Corcoran, to have the Director send a letter to the applicant requesting that the subdivision be released through a Certificate of Compliance. Approved.

Norton Reservoir

Mr. Tom Jenkins from Baystate Environmental Consultants, Inc. gave the Conservation Commission an update. The EIR-required soil and water test results were not in. Tom Jenkins also stated that the Assessors maps provided by the Director and worked on by Phyllis Bernard, the Conservation Secretary, were helpful in locating dredge disposal areas. Also, he stated that he preferred hydrodredging personally and that it may be cost effective; that pumping could be performed approximately 1 mile using several pumps; and that the Mass. Cranberry Growers Association wanted the mucky soils. Tom Jenkins further stated that the Mass. Cranberry Growers Association was

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interested in upland bog creations even in light of the new Mass. Wetlands Protection Act amendments, which through Rivers Protection Act, exempt cranberry bog production from fallow bogs. The Commission then voted approval of the first Norton Reservoir Dredging project bill submitted by Baystate Environmental Consultants, Inc. (see beginning of minutes for vote).

Lake Winnecunnet

The Director stated that the Weed Harvester Article was approved by the Finance Committee. The Director also asked the Conservation Commission for an opinion on which contract was to be used regarding chemical weed control; Lycott Environmental or Aquatic Control Technology. Ed Breault stated that he found major discrepancies in the cost proposals from Lycott Environmental and Aquatic Control Technology and that he wanted Local, State and Federal funds to pay the cost. The Concensus of the Commission after discussion was to have the Director ask Lycott Environmental and Aquatic Control Technology why the costs were so different.

Land Aquisition

The Director received concensus from the Conservation Commission to send another letter requesting a transfer of land from the Mass. Highway Dept., which is surplus Rt. 495 land adjacent to the Canoe River, to the Conservation Commission.

Enforcement

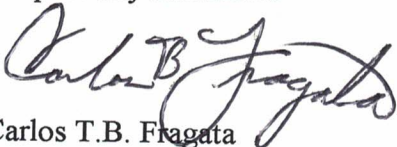
The Director stated that the Mansfield Conservation agent was supposed to ask the developer of a subdivision in Mansfield to put hay bales around catch basins to prevent silts from entering from the subdivision in Mansfield into Earl Willcott's Newland Farm. Earl Willcott, a Conservation Commission Associate Member, attended this portion of the meeting after his Master Plan meeting ended, to state that no hay bales were placed around the basins. However, no erosion occurred.

Machado Farm

All debris has been cleaned up and disposed of.

Ed Breault made a motion, seconded by Bob Medeiros, to adjourn the meeting at 9:12 pm. Approved.

Respectfully Submitted



Carlos T.B. Fragata
Conservation Director

CF/pmb