



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

Monday, November 25, 1996
7:30 pm

RECEIVED

JAN 14 1997

NORTON TOWN CLERK

Attendance

Jeffrey Houde (Chairman), Ed Breault (Vice Chairman)
Leonard Silvia, Bob Mederios, Dana Rappaneau,
Julian Kadish, Carlos Fragata (Director)

Patrick Corcoran was absent.

Minutes

The members reviewed two Bills Payable sheets. Bob Mederios made a motion, seconded by Dana Rappaneau, to pay the bill for office supplies. Approved. Leonard Silvia made a motion, seconded by Bob Mederios, to pay the bill of \$9502.05 for Baystate Environmental Consultants, Inc. for services rendered regarding the Norton Reservoir Dredging Project. Approved.

The members reviewed two sets of draft minutes. Leonard Silvia made a motion, seconded by Ed Breault, to accept the minutes of October 28, 1996 as written. Approved. Bob Mederios and Dana Rappaneau abstained. Dana Rappaneau made a motion, seconded by Leonard Silvia, to accept the minutes of November 12, 1996 as written. Approved.

The members reviewed a **Plan Change Request- #250-372- Peter Yachimski-lot #2, parcel 127 (map 12) Leonard Street** for the use of four 4 inch pipes instead of one 8 inch pipe across the driveway, and paving of a small section of driveway near the house. Ed Breault made a motion, seconded by Bob Mederios, to use the existing plans and not accept the plan change request. Also the driveway paving will be outside the Conservation Commission's jurisdiction. Approved.

Ed Breault made a motion, seconded by Leonard Silvia, to allow Norton Middle School on the agenda. Approved.

Bob Mederios made a motion, seconded by Dana Rappaneau, to approve the extension and to send a letter to SSMA relaying the Conservation Commission's vote. Approved.

The members reviewed a **Request for a Determination of Applicability - Ewa Jedrychoswka - parcels 220 & 222 (assessors map 9) Reservoir St. (con't. from 10/28/96 & 11/12/96 mtgs.)** - for confirmation of a wetland line and to initiate a discussion regarding the ditches which may be filled to build a road,

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others could be replaced by storm drainage. These ditches are in place for drainage purposes and don't appear to serve any animal habitat. Bob Mederios made a motion, seconded by Dana Rappaneau to close the public meeting. Approved. Bob Mederios made a motion, seconded by Dana Rappaneau, to issue a positive Determination for the wetlands line only. Approved.

Request for a Determination of Applicability - Brief Realty, Inc. - lot 2, parcels 527 & 57 (assessors map 10 & 17) East Main St. - for proposed plans to construct a driveway, dwelling, and a sanitary disposal system within 100 ft. of a wetland (not in the wetland). Bob Junior was there to represent the applicant. Dana Rappaneau made a motion, seconded by Bob Mederios, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Ed Breault, to issue a negative Determination of Applicability subject to BVW delineation to be accepted by the Director. Approved.

The members reviewed a **Notice of Intent - Sher-Corp., Ltd. - lot 3, parcels 8 (assessors map 29) 246 Old Taunton Ave.** - for a proposed project for the construction of a single family house, garage, driveway, and associated grading within the Norton Conservation Commission's jurisdiction. The house and garage are located within the 100 foot buffer zone (65 feet) from the edge of a Bordering Vegetated Wetland (BVW). In order to gain access to the upland area on this site, the driveway will cause the filling of approximately 1,200 square feet of BVW. The driveway has been designed to cause the least amount of impact to the wetland as possible. This project constitutes a limited project as there is no reasonable alternative means of access from a public way to the upland area available to the owner. Chris Yarworth of Yarworth Engineering, represented the applicant. Sharlene Widak, owner, was present also. Revised plans were submitted showing less wetland fill for driveway with a 1:1 replication proposed. Mr. Crumb, an abutter, was concerned with the driveway. Leonard Silvia made a motion, seconded by Ed Breault, to close the public hearing. Approved. Dana Rappaneau made a motion, seconded by Bob Mederios, to approve the conditions as amended to include one that reduces the limit of work to a couple feet beyond the rip rap. Approved.

The members reviewed a **Request for Determination of Applicability - DLK Realty Trust - lot 125 (map 27) Barrows Court** for proposed plans to install a sanitary disposal system in the 100 ft. buffer zone, and also to enlarge the existing cart road into a driveway. Jack Vance, PE represented the applicant. Jack Vance will revise the plans to show a proposed 15 inch diameter culvert. Al Briand had concerns with filling the road because flooding has occurred in the past. Furthermore, the Highway Department had dug a trench from the area to the wetland. Leonard Silvia made a motion, seconded by Bob Mederios, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Bob Mederios, to issue a negative Determination of Applicability subject to a revised plan to be submitted proposing a 15" culvert under the driveway with swales on each side, one leading to the wetland. Approved.

Request for Determination of Applicability - Sharlene Widak - lot 9, parcel 107 (map 32) Furnace Pond Way - the proposed plans for the construction of a garage and driveway with associated grading within the buffer zone of a bordering vegetated wetland. Chris Yarworth, PLS of Yarworth Engineering, represented the applicant. Sharlene Widak, the owner, was present. Jim Makeneeny questioned the distance from the house and cul de sac. Jim and Karen Barney, abutters, had concerns with the possible

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commercial use of the garage. Jim Vagus had concern with the storage of fuel in the garage. Julian Kadish explained the Conservation Commission's limited jurisdiction. Stanley Widak asked Director to check with houses # 14-16 on Woodward Street for trash dumped in the wetlands and have him order it removed. Leonard Silvia made a motion, seconded by Ed Breault, to close public meeting. approved. Julian Kadish made a motion, seconded by Bob Mederios, to issue a negative Determination of Applicability subject to plans. Approved.

Bob Mederios left the meeting a 9:15 just prior to the three Teddy Realty Trust projects.

The members reviewed a **Notice of Intent - Teddy Realty Trust - lot 10, parcel 138 (map 17) Talbott Drive** - the proposed plans for the construction of a single family house, septic system, grading , and associated amenities in a resource area or within a 100 ft buffer zone. Ralph Maloon of RIM Engineering and Angelo Pasquelino represented the applicant. Julian Kadish made a motion, seconded by Ed Breault, to close the public hearing. Approved. Dana Rappaneau made a motion, seconded by Ed Breault, to approve, subject to DEP # and boiler plate conditions.

Ed Breault made a motion, seconded by Dana Rappaneau, to waive the readings of the 2nd and 3rd Notices of Intent for lots 11 & 12 for Teddy Realty Trust. Approved.

The members reviewed a **Notice of Intent - Teddy Realty Trust - lot 11, parcel 138 (map 17) Talbott Drive** - the proposed plans for the construction of a single family house, septic system, grading , and associated amenities in a resource area or within a 100 ft buffer zone. Ralph Maloon of RIM Engineering and Angelo Pasquelino represented the applicant. Julian Kadish made a motion, seconded by Dana Rappaneau, to close the public hearing. Approved. Julian Kadish made a motion, seconded by Ed Breault, to approve, subject to DEP #, and boiler plate conditions.

The members reviewed a **Notice of Intent - Teddy Realty Trust - lot 12, parcel 138 (map 17) Talbott Drive** - the proposed plans for the construction of a single family house, septic system, grading ,and associated amenities in a resource area or within a 100 ft buffer zone. Ralph Maloon of RIM Engineering and Angelo Pasquelino represented the applicant. Julian Kadish made a motion, seconded by Dana Rappaneau, to close the public hearing. Approved. Julian Kadish made a motion, seconded by Ed Breault, to approve, subject to DEP #, and boiler plate conditions.

The Director reported to the Commission that a Lake and Pond Grant from DEM was applied for in the amount of \$6000 for a sewer study.

Leonard Silvia made a motion, seconded by Ed Breault, to adjourn the meeting at 9:38 pm. Approved.