



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

Monday, December 9, 1996  
7:30 pm

Attendance

Jeff Houde (Chairman), Ed Breault (Vice-Chairman)  
Bob Medeiros, Patrick Corcoran, Leonard Silvia,  
Julian Kadish, Carlos Fragata (Director)

Dana Rappaneau was absent.

Minutes

The members reviewed a Bills Payable Sheet for payment to Colonial Business Equipment for typewriter repair services. Bob Medeiros made a motion, seconded by Patrick Corcoran to pay the bill of \$ 59.00 for Colonial Business Equipment. Approved.

The minutes from the November 25, 1996 meeting were tabled until the January 13, 1997 meeting.

The members reviewed a **Plan Change Request- # 250-372-Peter Yachimski-lot #2, parcel 127 (assessors map 12) Leonard Street. c/o Bob Chavaree**-for the use of stone dust along the entire driveway instead of the originally proposed crushed stone, also to install 3-4" rip rap in two spots. Bob Medeiros made a motion, seconded by Patrick Corcoran to allow processed gravel and/or stone dust. Approved.

The members reviewed a request for a **partial Certificate of Compliance** filed by **Peter Yachimski** for **lot 2 parcel 127 (map 11) Leonard Street (rear) (#250-372) c/o Bob Chavaree**. Bob Medeiros made a motion, seconded by Patrick Corcoran, to issue the partial Certificate of Compliance with the condition that a \$500 bond would be posted by the applicant with the Norton Town Treasurer. Approved.

The members reviewed a request for a **partial Certificate of Compliance** filed by **Ronald Coolidge** for **lot 25 & 26 (map 3) Harbor Road (DET #390)**. Bob Medeiros made a motion, seconded by Ed Breault, to issue the partial Certificate of Compliance with the condition that a \$500 bond would be posted by the applicant with the Norton Town Treasurer. Approved.

The members reviewed a request for a **full Certificate of Compliance** filed by **Folkman & Zola Bldrs.** for **lot 12 Misty Meadows (formerly Robson Place) (DET #372)**. Bob Medeiros made a motion, seconded by Ed Breault, to issue a full Certificate of Compliance along with a letter to the Norton Town Treasurer releasing the \$800 bond on this lot. Approved.

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JAN 14 1997

NORTON TOWN CLERK

**Norton Conservation Commission**  
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The members reviewed a request for a **full Certificate of Compliance** filed by **Folkman & Zola Bldrs.** for **lot 22 (map 14) Misty Meadows (formerly Antone Drive) (DET # 412)**. Bob Medeiros made a motion, seconded by Ed Breault, to issue a 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 a **full Certificate of Compliance** filed by **Folkman & Zola Bldrs.** for **lot 21, parcel 160 (map 14) Misty Meadows (formerly Antone Drive) (DET #420)**. Bob Medeiros made a motion, seconded by Ed Breault, to issue a 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 **Plan Change Request- DET # 464-RCM Construction Co.-lot 11-02 (map 28) Taunton Avenue (Route 140)**-to add french drain and trench to existing ditch/stream. Ed Breault made a motion, seconded by Leonard Silvia, to approve the plan change request. Approved. Bob Medeiros abstained.

The members reviewed a **Notice of Intent** filed by **John G. Walsh, Jr. & Boro Sand & Stone Corp.** - for **lot 139 (assessors map 17) Pine Street** - (con't. from 10/28/96 mtg.). Proposed plans for a drainage detention basin and outlet for a subdivision road within the 100-foot wetland buffer. No wetlands are to be altered by this project. The road and its construction will lie outside of the 100- foot buffer. This Notice of Intent does not include house site construction. Ed Breault made a motion, seconded by Bob Medeiros, to continue until the January 13, 1997 meeting at 8:00 pm per the applicant's letter requesting such. Approved.

The members reviewed a **Notice of Intent** filed by **Manuel Marshall** for **lot 11 (assessors map 35) Billies Way**- Proposed plans for the construction of a single family house, driveway, septic system, and related grading within the 100 foot buffer zone of a Bordering Vegetated Wetland. Hugh Hurley, of Freeman Engineering Co. represented the applicant. Bob Medeiros made a motion, seconded by Patrick Corcoran, to close the public hearing. Approved. Julian Kadish made a motion, seconded by Ed Breault to approve the conditions as amended. Approved.

The members reviewed a **Request for Determination of Applicability** filed by **Chris Romaine** for **lot 6, parcel 77 (map 11) 100 Leonard Street**-Proposed plans for installing a driveway from Leonard Street through a floodplain area, approximately 230 feet to a proposed dwelling. Driveway to remain approximately at existing grade. Jack Vance represented the applicant and stated that no grades would be changed because loam would be excavated out and replaced with gravel, to the pre-existing elevations. Brian Mims, an abutter, asked if any laws were violated in putting in the driveway in a floodplain. Julian Kadish stated that none were, as long as permits were given. Mr. Mims asked to be put on record as being against the project. Leonard Silvia made a motion, seconded by Patrick Corcoran, to close the public meeting. Approved. The "roll call" vote, as requested by Mr. Mims, resulted as follows: Julian Kadish, Patrick Corcoran, Bob Medeiros, Leonard Silvia, and Jeff Houde voted yes. Patrick Corcoran made the motion, which was seconded by Ed Breault. The motion was to issue a negative Determination of Applicability subject to work being conducted according to the plans submitted. Approved.



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The member reviewed a **Notice of Intent** filed by **NMS Building Committee** for **lot 22 & 180 (map 22) 217 West Main Street**-Proposed plans to build a 900 student middle school with associated playing fields, parking, utility and site improvements, portions of which are in the 100 foot buffer zone of wetlands and within the Riverfront Area. Brian Lawlor, PE of SMMA represented the NMS Bldg. Committee. Mr. Lawlor explained the project's wetland was including log brook. One area was shown as an isolated vegetated wetland with drainage from Oak Street. The plan showed two existing ponds, both to have input from two separate stormwater basins (one wet bottom basin is proposed, which is closest to Main Street and the larger pond). Siltation fence is proposed upgradient to all wetland, temporary sedimentation ponds will be constructed and stormwater issues would be addressed relative to peak discharges. No work within tree line. Leonard Silvia made a motion, seconded by Ed Breault, to close the public hearing. Approved. Conditions to be set on January 13, 1997 meeting when DEP # is recieved.

The members reviewed a **Request for Determination of Applicability** filed by **Richard Frechette** for **lot 1 (map 3) 448 Reservoir Street**- Proposed plans for an addition to and existing structure falls within the 100' buffer area of the Norton Reservoir. Jack Vance represented the applicant. Tom Waterfield, an abutter of 4 Bailey Lane, had concerns with flooding to his property because of the addition proposed. Jack Vance stated that he would put swale on property. Leonard Silvia made a motion, seconded by Ed Breault, to close the public meeting. Approved. Julian Kadish made a motion, seconded by Ed Breault, to issue a negative Determination subject to the work being performed according to plans and boiler plate conditions and subject to abutter and applicant working out drainage concerns. Approved.

The Director informed the Commission of the Master Plan Meeting on Wednesday, December 11, 1996 at 6:30 pm at the Norton Middle School.

It was the consensus of the Commission, regarding the first of two Norton Reservoir Dredging project workshops, pursuant to Baystate Environmental Consultants, Inc.'s (B.E.C.) contract, to hold it on Monday, January 13, 1997 at 6:30 pm (before a regular meeting). The Conservation Commission wanted the workshop to be purely educational. The Director stated that BEC proposes to present the findings report at the workshop, which will probably recommend hydro-dredging. The Commission decided that dry dredging was the only cost effective and otherwise feasible method to accomplish the project.

Director reported that the dam was left closed. Julian Kadish stated that it was okay to leave dam closed throughout the winter until late April, and then kept open only until June 1. The only exception was during conditions of drought.

The Director presented to the Commission the fiscal year 1996 Annual Town Report of the Conservation Commission. Leonard Silvia made a motion, seconded by Patrick Corcoran, to approve the report as amended. Approved.

Leonard Silvia made a motion, seconded by Bob Medeiros, to put the budget on the agenda.

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The Director presented the fiscal year 1998 budget to the Commission, stating that it was identical to last year except without salaries, due to negotiations. The Director stated that the weed harvester money in the amount of \$2500 is in a separate general line item, and not the budget. The Town Manager's intent was to use the money first, then see if a line item within the budget is needed. The Director also stated that a GPS unit could be purchased for use on BVW delineations, to go along with a Grant received by the Board of Health. The Commission took no action. Bob Medeiros made a motion, seconded by Ed Breault to approve the budget subject to adding \$2500 as a line item, "Weed Harvester repair and maintenance". Approved.

The Director reported a complaint of flooding on Oak Street by Maureen Hall (Al Thurston's daughter) regarding Norton Country Club II. The Director stated that an intermittent stream was the main cause of the problem and that the developer, Dick Kelley, will be asking for field change, probably for an equalizer culvert. The Commission wanted to see plans for this field change.

The Director gave the Commission an update on the River's Act, stating that DEP issued pre-regulation guidance which divides the riverfront area into two sections, a 100 foot inner no disturbance zone and a 100 foot outer 20% or 5,000 square foot limit disturbance zone. Also, no fees are required presently.

Leonard Silvia made a motion, seconded by Bob Medeiros to adjourn the meeting at 9:25 pm. Approved.

Respectfully Submitted,

Carlos T. B. Fragata  
Conservation Director

CF/tec