



CONSERVATION COMMISSION
70 EAST MAIN STREET
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NOV 29 1999
NORTON TOWN CLERK

Monday, November 8, 1999
7:30 pm

Attendance

Patrick Corcoran (Chairman), Jeff Houde (Vice-Chairman),
Ed Breault, Leonard Silvia, Bob Medeiros, Dana Rappaneau,
Julian Kadish, Jennifer Carlino, Director

Minutes

The members reviewed the draft minutes of **October 25, 1999**. Jeff Houde made a motion, seconded by Bob Medeiros, to accept the minutes. Approved.

The members reviewed the Bills Payable Sheet. Bob Medeiros made a motion, seconded by Dana Rappaneau, to pay the bills. Approved.

Mr. Joel Marshall was present to discuss **Fernandes Park** and to explain what his company was going to be doing. The project involves a limited project roadway crossing. A Notice of Intent will be filed at the final design stage.

The members reviewed a Notice of Intent – **Town of Norton, Highway Department – Pine Street – (con't. from the 10/25/99 mtg.)** - to hear the proposal to replace a stone culvert on Pine Street with a 30" concrete pipe within the riverfront area of Dora Brook (post facto). There were no representatives of the Highway Department present at the hearing. Ed Breault made a motion, seconded by Dana Rappaneau, to continue the public hearing until the next meeting of Monday, November 22, 1999 at 7:45 pm. Approved.

The members reviewed a Notice of Intent – **Town of Norton, Highway Department – Lincoln Street – (con't. from the 10/25/99 mtg.)** - to hear a proposal to replace a stone culvert on Lincoln Street with a 12" concrete pipe and also to install 5 catch basins with 500' of concrete pipe to alleviate drainage problems with 100 feet of wetlands and an intermittent stream (post facto). There were no representatives of the Highway Department present at the hearing. Ed Breault made a motion, seconded by Dana Rappaneau, to continue the public hearing until the next meeting of Monday, November 22, 1999 at 7:50 pm. Approved.

The members reviewed a Notice of Intent – **Marilynn Realty Trust – parcels 307, 218, 304-306 (assessors map 4) Newcomb Street (Potter's Circle Subdivision) – (con't. from the 10/25/99 mtg.)** - for proposed plans to construct a road and utilities for an eight lot residential subdivision within 100 feet of wetlands. The Director stated that all the plan changes requested by the Conservation Commission and Planning Board had been done. The silt fence and regrading lines had been moved

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further from the pond to allow existing vegetation to remain. The two pipes at the bottom of the basin were removed. Ed Breault made a motion, seconded by Jeff Houde, to close the public hearing. Approved. Jeff Houde made a motion, seconded by Dana Rappaneau, to accept the Order of Conditions as revised. Approved.

The members reviewed a Notice of Intent – **John & Ruth Schneider – lot 135 (assessors map 32) 381 South Worcester Street** – for proposed plans for a detention pond for Gaffney Farm Drive (Susan Acres Subdivision). John Schneider was present at the public hearing. Jack Vance, the Engineer for the project, was present to explain the revisions that were made to the plans requested by the Director. The outlet pipes and emergency spillway was removed from the wetland boundary. Bob Medeiros made a motion, seconded by Ed Breault to close the public hearing. Approved. Bob Medeiros made a motion, seconded by Ed Breault, to accept the Order of Conditions as revised. Approved.

The members reviewed a request for a full Certificate of Compliance filed for **File #250-144 - Gordon & Barbara Bramwell for lot 140-01 (map 27) 194 South Worcester St.** The Director stated that she had inspected the property and it was okay. Bob Medeiros made a motion, seconded by Jeff Houde, to issue the Certificate of Compliance. Approved.

The members reviewed a request for a partial Certificate of Compliance and bond release letter for **File DET. #671 - Douglas A. King Bldrs. - bldrs. lot 5, parcel 515 (map 10) 9 Cherry Tree Drive.** The Director stated that the lot was only rough graded. Bob Medeiros made a motion, seconded by Dana Rappaneau, to issue a partial Certificate of Compliance with the condition that the applicant post a \$1,000.00 bond with the Town Treasurer. Approved.

Jeff Houde had concerns regarding clear cutting of lots by forestry companies leaving messes and going through wetlands without any permits or discussions with the Conservation Director. Discussion ensued and the Director stated that the Commission receives a copy of all forestry plans from the State Forester and is allowed a comment period to those plans.

Land Donation – **Newcomb Street – parcel 169 (Assessors map 4).** The Director stated that the property was almost all wetlands and that no taxes were outstanding. Ed Breault made a motion, seconded by Bob Medeiros, to accept the land. Approved.

Annual Town Report submission by the Conservation Commission. The Director asked the members what they had to add to the Conservation Commission's portion of the Annual Town Report. They added that the Reservoir project, new Director, repairs to the dams, Fernandes park were all topics to be included.

The Director stated that a request was made by Raymond Passenti to re-sign the Conservation Restriction (#23) for his land on Plain Street because he could not locate his original copy. The members resigned the Conservation page for Mr. Passenti's Conservation Restriction.

Discussion ensued regarding the issue of hunting on Conservation property. It was the consensus of the members that as long as the land is not posted, it is alright to hunt on Conservation property with the proper hunting license and with regard to the rules and regulations for hunting in Massachusetts.

Ed Breault asked the Director if she had received an answer from Joel Lerner regarding what his definition of income was referring to the Norton Reservoir Dredging project. Jennifer Carlino stated

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that Mr. Lerner requested that the first \$1,000,000 profit acquired from dredging the Reservoir was to be used to acquire land for Conservation.

Jennifer Carlino stated that the Flatley Company had filled in more wetlands at their Norton Commerce Center site than was approved of on their Order of Conditions at the beginning of the project in 1983. Jeff Houde made a motion, seconded by Bob Medeiros, to sign an Enforcement Order stating that all activity is to cease at the site until the fill is removed from the areas not approved by the Commission, new plans are submitted and the Flatley Company comes before the board at the next Conservation Commission meeting. Approved.

Bob Medeiros made a motion, seconded by Ed Breault, to adjourn the meeting at 8:33 pm. Approved.

Respectfully Submitted,



Jennifer Carlino
Conservation Director

JC/pmb