

Monday, August 11, 2014

Attendance

Ron O'Reilly (Vice-Chairman), Julian Kadish, Lisa Carrozza, Scott Ollerhead and Jennifer Carlino, Conservation Agent

David Henry (Chairman) and Jan Franceschelli were absent.

Minutes

Ron O'Reilly called the meeting to order at 7:00 pm.

The members reviewed a Bills Payable Sheet (W.B. Mason). Ron O'Reilly made a motion, seconded by Julian Kadish, to pay the bill. Approved.

The members reviewed a Bills Payable Sheet (Chessia Consulting). Lisa Carrozza made a motion, seconded by Julian Kadish, to pay the bill. Approved.

The members reviewed a Bills Payable Sheet (Chartley Landscaping). Julian Kadish made a motion, seconded by Lisa Carrozza, to pay the bill. Approved.

Notice of Intent – **(#250-924) – Fred Akerblom – Parcel 247 (Assessor's Map 10) 6 Rumford Road – (cont. from the June 9, 2014 mtg.)** - for proposed plans to expand a lawn within 200 feet of a river. (postfacto).

Jennifer Carlino noted that Mr. Akerblom called and left a message requesting a continuance to the next regular meeting. Lisa Carrozza stated that she had comments on this project which she submitted. Julian Kadish made a motion, seconded by Ron O'Reilly, to continue the public hearing to the next regular meeting of Monday August 25, 2014. Approved.

The members reviewed an Abbreviated Notice of Resource Area Delineation – **(#250-936) – Leo & Lorraine Leroux – Parcel 20 (Assessor's Map 15) Oak Street** –for verification of the Wetland Resource Areas. Jennifer Carlino noted that an email was received by the applicant requesting a continuance of the public hearing to the next meeting. Julian Kadish made a motion, seconded by Lisa Carrozza, to continue the public hearing to the next regular meeting of Monday, August 25, 2014. Approved.

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Abbreviated Notice of Resource Area Delineation (**#250-938**) – **Anthony Delapa, Delapa Properties – Parcel 24 (Assessor's Map 26) 336 Old Colony Road** – for verification of the wetland resource areas.

Document List

1. WPA Form 4A – Abbreviated Notice of Resource Area Delineation.
2. Plan entitled “Wetland Flag Locations” 336 Old Colony Road, Norton, MA for Delapa Properties, prepared by GLM Engineering Consultants, Inc., signed and stamped by Joyce E. Hastings dated May 12, 2014.

Representing the applicant at the public hearing was Nicole Hayes of Goddard Consulting. She commented that the wetland on site is the Chartley Pond and noted that the slope is not very steep. She said the building on the site was previously a restaurant.

Jennifer Carlino commented that there is no issue with the wetland boundaries but there is an issue with the Abutter Notification sheet with she said is inappropriate. Ms. Hayes asked what the problem was and Jennifer Carlino replied that Mr. Goddard was soliciting his services on the Notification Form which is very unprofessional. Lisa Carrozza added that if this is how Mr. Goddard is going to run his business, she may have to write to the Society of Wetland Scientists for their opinion as to whether or not this is a breach of ethics. Ms. Hayes replied she would relay this message to Mr. Goddard.

Lisa Carrozza made a motion, seconded by Julian Kadish, to close the public hearing. Approved. The members reviewed the draft Order of Resource Area Delineation. Lisa Carrozza made a minor revision to the Order. Lisa Carrozza made a motion, seconded by Julian Kadish, to sign and issue the Order of Resource Area Delineation, as amended. Approved.

Request for a Determination of Applicability – (**DET. #1008**) – **Massachusetts Electric Company – 8 Newbury Street (ROW)** – for proposed plans to install a stub pole, guy wire and anchor along Newbury Street within 100 feet of bordering vegetated wetlands.

Document List

1. WPA Form 1 – Request for Determination of Applicability
2. Letter dated August 4, 2014 sent to Brian Crawford, 8 Newbury St. from Jennifer Carlino.

Mike Toohill of the BSC Group represented the applicant at the public hearing and described the project to the members. He noted that the pole will be approximately 26 feet from the wetlands and is located in the right-of-way in a disturbed area.

Lisa Carrozza asked if an auger would be used to dig the hole for the pole and Mr. Toohill replied it was. He noted some of the excess materials may be removed from the site. Jennifer Carlino noted she did not see any issues with the project.

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Julian Kadish made a motion, seconded by Lisa Carrozza, to close the public hearing. Approved. Julian Kadish made a motion, seconded by Lisa Carrozza, to issue a negative (#3) Determination of Applicability as long as the work is done according to the approved plans. Approved.

The members reviewed a Request for a Determination of Applicability – **(DET. #1009) – Mary Jo Pelletier – Parcel 52 (Assessor's Map 26) 359 Old Colony Road** – for proposed plans to repair/replace a sanitary system within 100 feet of wetlands.

Document List

1. WPA Form 1 – Request for Determination of Applicability
2. Plan entitled “Sanitary Disposal Repair for Mary Jo Pelletier et al at 359 Old Colony Rd. in Norton, MA, Scale 1”=20’, prepared, signed and stamped by John F. Vance, Jr. with latest revisions on July 10, 2014. (sheets 1 & 2)
3. Letter dated August 4, 2014 to Mary Jo Pelletier from Jennifer Carlino

John F. Vance, Jr. engineer and Mr. and Mrs. Pelletier were present at the public hearing. Mr. Vance stated this was a replacement of the existing failing cesspool and is located in the only feasible place on the property. He noted a wall will be built around it. He said concrete barriers will be used to raise the system above 3 feet. Lisa Carrozza asked what type of siltation control would be used and Mr. Vance replied silt fence and hay bales. Lisa Carrozza advised Mr. Vance that the commission does not like hay bales to be used to just use the silt fence.

Mr. Vance commented that it is 55 feet at the closest area to the wetlands. Jennifer Carlino requested to have the owner remove the leaves and debris that have been dumped close to the wetlands. Mr. Pelletier agreed to do this before the septic system is installed.

Mike McCue, 357 Old Colony Road, asked where the wetlands were located and Mr. Vance pointed them out on the plan.

Ron O'Reilly made a motion, seconded by Julian Kadish, to close the public hearing. Approved. Julian Kadish made a motion, seconded by Lisa Carrozza, to issue a negative (#3) Determination of Applicability. Approved.

The members reviewed a Request for a Determination of Applicability – **(DET. #1010) – Glenn & Christine Carr – Parcel 122 (Assessor's Map 36) 2 Billys Way** – for proposed plans to install two leach trenches with infiltrator chambers, distribution box and 40 PVC piping within 100 feet of wetlands.

Document List

1. WPA Form 1 – Request for Determination of Applicability
2. Plan entitled “Sewage Disposal Plan for (Upgrade) #2 Billy's Way in Norton, MA, Scale 1”=40’, prepared by RIM Engineering Company, Inc., signed and stamped by Ralph I. Maloon and dated July 21, 2014.

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3. Letter dated August 4, 2014 to Glenn & Christine Carr from Jennifer Carlino.

Earl Chartier of RIM Engineering, and representative for the applicant, described the project to the members. He submitted a plan outlining in color the wetland boundary, the 25 ft. no-disturbance zone, the 100 ft. buffer zone and the location of the trenches.

Mr. Chartier noted that the existing trenches have failed and are proposing to use quick-force standard infiltrators. He said the closest point of the infiltrators to the wetlands is 94.6 feet and the existing tank will be used in place located at 86.2 feet from the wetlands. He noted silt fence will be used to prevent any runoff to the street.

Jennifer Carlino commented that she had spoken with the homeowner regarding the removal of compost from the wetlands at WF #19 before the system is installed. She said she sent them a letter and they have agreed to remove the compost.

Ron O'Reilly made a motion, seconded by Julian Kadish, to close the public hearing. Approved. Julian Kadish made a motion, seconded by Lisa Carrozza, to issue a negative (#3) Determination of Applicability as long as the work is done according to the approved plans. Approved.

The members reviewed a Notice of Intent – **(#250-929) – Jeffrey O'Neill, Condyne Capital Partners – Parcels 86 & 84-01 (Assessor's Map 25) 40 Commerce Way – (cont from the July 14, 2014 mtg.)** for proposed plans to construct a 14,400 s.f. building with associated parking and utility improvements and a private fueling facility within 100 feet of wetlands.

Jennifer Carlino stated the applicant has requested a continuance of the public hearing to the next regular meeting. Lisa Carrozza made a motion, seconded by Julian Kadish, to continue the public hearing to the next regular meeting of Monday, August 25, 2014. Approved.

Notice of Intent – **(#250-937) – Brett Chapman, Norton Solar I, LLC – Parcels 50, 52, 53 & 70 (Assessor's Map 23) Clapp Street – (cont. from the July 28, 2014 mtg.)** for proposed plans to construct a solar project, access road, storm water management and grading within 100 feet of bordering vegetated wetlands.

Jennifer Carlino commented that she received a copy of a report completed by Amory Engineers pertaining to the storm water requested by the Planning Board. She agreed to send a copy to each member.

Jennifer Carlino noted that she received a request to continue the public hearing to the next regular meeting. Ron O'Reilly made a motion, seconded by Julian Kadish, to continue the public hearing to the next regular meeting of Monday, August 25, 2014. Approved.

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The members reviewed a request for a Certificate of Compliance for File #**250-922 – Charles & Marlene Koczera – 450 Reservoir Street**. Jennifer Carlino stated the project has been complete according to the approved plans. Lisa Carrozza made a motion, seconded by Julian Kadish, to issue the Certificate of Compliance. Approved.

The members reviewed the draft Order of Conditions for Notice of Intent – (**#250-935) – Jane & Edwin E. Clare, III – Parcel 146 (Assessor’s map 16) – 119 Freeman Street – (cont. from the July 14, 2014 mtg.)** - for proposed plans to install a boardwalk and dock on Norton Reservoir. Lisa Carrozza pointed out an error with the numbering of the conditions. Lisa Carrozza made a motion, seconded by Julian Kadish, to sign and issue the Order of Conditions, as amended. Approved.

OLD BUSINESS

Violations

East Hodges Street
Alder Road
12 Forest Lane
7 Todd Drive
14 Laura Lane
243 So. Worcester Street
241 Dean Street
5 Sailors Lane

NEW BUSINESS

Violation – 90A Freeman Street – Jennifer Carlino stated she attached a copy of the restoration plan submitted by Christopher Yarworth, Yarworth Engineering Co., Inc. on behalf of the owner, which, she said, is basically allowing the area to re-grow naturally.

Jennifer Carlino said the restoration plan should show an adjustment of the BVW line, methods of sedimentation control adjacent to the wetlands and stream and the area should show a pit and mound topography when finished instead of a smooth surface.

Jennifer Carlino stated she attached a copy of the Conservation’s portion of the Annual Town Report with the agenda. A couple of changes were made by Ron O’Reilly.

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Jennifer Carlino noted that there is a giant sink hole at the Chartley Pond dam. She said Pare Corporation investigated the site and commented that the site needs immediate attention. She said it will be approximately \$3,800 to investigate the situation. She said a contractor has been hired to fix the upstream wall and she said he might be able to fix the wall and the sink hole at the same time.

She said an addendum can be added to their contract. She said she sent a letter to the Office of Dam Safety requesting to use allotted funds for the Norton Reservoir Spillway and dam since it is still in the design phase, in order to repair the Chartley Pond dam.

Julian Kadish made a motion, seconded by Lisa Carrozza, to do Task I of the Chartley Pond dam repairs. Approved.

Jennifer Carlino noted that the Annual Fall Town Meeting will be held on Monday, October 20, 2014. She said that the Conservation Commission meetings will be held on Monday, October 6th and Monday, October 27th. She commented the only item she could think of to put on the warrant is for the Chartley Pond dam repairs.

Lisa Carrozza suggested removing the sediment control stakes at the Cross Street dam. She said they are getting damaged by pedestrians.

Watershed Policy
Reservoir Update
Report from Staff
Site visits
Waterbodies Committee
Draft Dock Guidance
Wetland Protection Fund

Grants

Open Session (topics not reasonably anticipated 48 hours in advance)

Scott Ollerhead adjourned the meeting at 7:55 pm.

Minutes Approved by Committee on: _____
(Date)

Respectfully submitted,

Signature:

(Name)

Chairman, _____