

Monday, November 23, 2015

MINUTES

Attendance:, David Henry, Chairman, Ron O'Reilly, Lisa Carrozza,
Jan Franceschelli, Dan Pearson and Conservation Agent, Jennifer Carlino

Absent: Scott Ollerhead, Vice Chairman, and Julian Kadish

The meeting was called to order at 7:00pm.

7:05 pm Abbreviated Notice of Resource Area Delineation – (**#250-964**) – **Daggett-Crandall-Newcomb Home, Inc. – Parcel 6 (Assessor's Map 5) & Parcel 1 (Assessor's Map 2) 55 Newland Street** – for verification of the wetland resource areas.

David Henry noted the applicant has requested a continuance of the public hearing to the next meeting. Motion by Lisa Carrozza to continue the public hearing to the next regular meeting of Monday, December 14, 2015, seconded by Ron O'Reilly. Approved.

7:10 pm Notice of Intent – (**#250-967**) – **Cleber Feiljo – Parcel 98 (Assessor's Map 32) 14 John Scott Boulevard** – for proposed plans to construct a single-family house and septic system within 100 feet of wetlands.

Document List

1. WPA Form 3 – Notice of Intent
2. Plan entitled "Proposed House Location Plan for No. 14 John Scott Boulevard in Norton, MA, Scale: 1"=30', prepared by RIM Engineering Company, Inc., signed and stamped byt Craig E. Cygawnoski and dated October 26, 2016.
3. Letter dated November 9, 2016 from Jennifer Carlino to Craig Cygawnoski, RIM Engineering Co., Inc.

Attending the public hearing was Ralph Maloon, RIM Engineering Co., Inc. and Cleber Feiljo.

Mr. Maloon commented the lot was approved a few years ago for a duplex. He said it is completely surrounding by wetlands. He pointed out on the submitted plan where the proposed house would be located. David Henry commented no work would be done in the 25-ft. no disturbance zone.

Jennifer Carlino noted that a Certificate of Compliance has been requested to close out the original permit which was never started.

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Jennifer Carlino asked if the barn shown on the plan was for animals and Mr. Feiljo replied it was a garage. Jennifer Carlino asked that it be labeled correctly on the plan. Lisa Carrozza asked if the driveway was going to be paved and Mr. Feiljo replied it would be paved. She asked Mr. Maloon to add all grades and the top-of-the-foundation grade to the revised plans. Jennifer Carlino noted all wetland flags in the field should match the flags shown on the revised plans.

David Henry noted a DEP file number has not been assigned to the project yet.

Brad Barrick, 26 John Scott Boulevard, asked if the proposed building is a single-family house and was assured it is.

Motion by Lisa Carrozza to continue the public hearing to the next regular meeting of Monday, December 14, 2015, seconded by Dan Pearson. Approved.

7:10 pm Notice of Intent – (**#250-961**) – **Ken LaCourse, ProTech Energy Solutions – Parcel 6 (Assessor's Map 6) 0 Fairlee Lane – (cont. from the November 9, 2015 mtg.)** - for proposed plans to restore wetlands and stormwater management associated with existing solar array.

Document List

1. WPA Form 3 – Notice of Intent
2. Plan entitled Proposed Site Plan for 0 Fairlee Lane, prepared by Bertin Engineering, Scale 1"=40', signed and stamped by Jason D. Dubois and dated July 22, 2015. **Latest revisions October 20, 2015.**
3. Cease & Desist letter dated June 12, 2014 from Jennifer Carlino to Aiden Foley, Bluewave Capital.
4. Superseding Determination of Applicability from DEP
5. Letter dated June 18, 2014 from Jennifer Carlino to Colin Chernowetz, Project Manager for Pro-Tech Energy Solutions.
6. Letter dated August 25, 2015 from the Division of Fisheries & Wildlife to ProTech Energy Solutions.
7. Operation and Maintenance Plan received September 3, 2013
8. Letter dated September 15, 2015 from Jennifer Carlino to Jason Dubois, Bertin Engineering Assoc., Inc.
9. Color photos of the site.
10. Stormwater Operation and Maintenance Plan & Long-term Pollution Prevention Plan for ProTech Energy Solutions, 0 Fairlee Lane, prepared by Bertin Engineering Associates, Inc. and dated November 2, 2015.
11. Revised WPA Form 3 – Notice of Intent – page 3 (Buffer Zone & Resource Area Impacts.
12. Original Settlement Agreement between Fred Bottomley and the Conservation Commission.

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13. Letter dated October 29, 2015 from Bertin Engineering Assoc., Inc. to Jennifer Carlino.
14. Letter dated November 9, 2015 to Jason Dubois, Bertin Engineering Assoc., Inc. from Jennifer Carlino.
15. Plan entitled Proposed Site Plan for 0 Fairlee Lane, prepared by Bertin Engineering, Scale 1"=40', signed and stamped by Jason D. Dubois and dated July 22, 2015. **Latest revisions November 17, 2015.**

Attending the public hearing was Mike Loin, Bertin Engineering. Mr. Loin commented revisions were made to the plans as requested by the Commission as follows;

- A berm construction and compacting detail was added
- Added the proposed weir detail
- Added the rip rap detail
- Added all areas the jute netting will be used

Mr. Loin commented he and Jennifer Carlino will be meeting for the temporary work for the pre-construction of the installation of the wire silt fence.

Mr. Loin commented that on the old DEP Settlement Agreement was shown a 30" culvert in the wetland crossing. He noted he could not find this culvert. Jennifer Carlino commented that she had never seen this culvert either.

He said they are proposing two 12" culverts; one to prevent scouring and washing of the existing cart path and the other added to the side.

Mr. Loin pointed out an area where 12" of 1 ½ inch crushed stone was added underneath the roadway to help keep a sheet flow under the roadway. Lisa Carrozza suggested putting the wattle on the other side of the fence to avoid having to go through the wetlands to get to it. Mr. Loin agreed to do this.

Jennifer Carlino commented that the public hearing will be closed at the next meeting and a draft Order of Conditions will be reviewed at the next meeting. Mr. Loin requested a continuance to the next public meeting.

Motion by Lisa Carrozza to continue the public hearing to the next regular meeting of Monday, December 14, 2015, seconded by Dan Pearson. Approved.

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7:20 pm Notice of Intent – (**#250-969**) - **Lee Azinheira, MFN Regional Wastewater District – (Map 24, Parcels 4, 6, 8 and 63) Rear Crane Street** – (cont. from the October 26, 2015 mtg.) - for construction of wastewater effluent recharge basins, utilities and grading within 100 feet of bordering vegetated wetland.

David Henry stated the applicant has requested a continuance of the public hearing to the next meeting of Monday, December 14, 2015. He stated that the project has not been issued a DEP file number yet.

Motion by Lisa Carrozza to continue the public hearing to the next regular meeting of Monday, November 23, 2015, seconded by Dan Pearson. Approved.

Jennifer Carlino noted storm water should be required as an access road is being constructed even though the applicant is calling it a rail trail. She commented Chessia Consulting agrees this is a road. The members agreed the proposal looks like a road.

7:20 pm Notice of Intent – (**#250-963**) - **Lee Azinheira, MFN Regional Wastewater District – (Map 29, Parcel 60) 74 Hill Street** – (cont. from the October 26, 2015 mtg.) - for improvements to the existing wastewater treatment facility, and storm water management for new impervious cover within 100 feet of bordering vegetated wetland.

David Henry stated the applicant has requested a continuance of the public hearing to the next meeting of Monday, December 14, 2015.

Motion by Lisa Carrozza to continue the public hearing to the next regular meeting of Monday, November 23, 2015, seconded by Dan Pearson. Approved.

Jennifer Carlino commented that she has received SWPPPs for both of the MFN projects and ask if anyone wanted to review them. Lisa Carrozza suggested to find out if John Chessia will review them.

Jennifer Carlino commented that the Town Manager will want to hire a consultant that can do all aspects of the projects.

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SIGN/ACCEPT ORDER OF CONDITIONS/ORDER OF RESOURCE AREA DELINEATION

Abbreviated Notice of Resource Area Delineation – (#250-951) – **Kevin Lobisser Norton Development, Inc. – Parcel 62 (Assessor’s Map 24) 0 Hill Street** - for verification of the Wetland Resource Areas.

Motion by Lisa Carrozza to sign and issue the Order of Resource Area Delineation, seconded by Ron O’Reilly. Approved.

REQUEST FOR AN EXTENSION

#250-866 Paul Barron Parcel 174 (Map 12)

Motion by Lisa Carrozza to issue a one-year extension, seconded by Ron O’Reilly. Approved.

Wheaton Solar/Clapp Street project (#250-937) update:

- Jennifer Carlino commented that the Conservation Commission had approved the project, abutters had appealed the Order of Conditions and DEP affirmed the Order of Conditions.
- Abutters appealed the Planning Board decision. Planning Board requires the applicant to remove invasive species near the stream. Planning Board asked what the process would be to have Conservation Commission amend the Order of Conditions requiring removal of invasive species. Jennifer Carlino noted she gave the Planning Board a letter. She said this would require a public hearing.

OLD BUSINESS

Violations

90A Freeman violation - Jennifer Carlino commented there is no new information

241 Dean Street – Jennifer Carlino noted the next inspection will be the first week in December.

NEW BUSINESS

DEP appeal - #250-957, #250-958 and #250-959, Mary Joe Road – Jennifer Carlino commented a letter has been received from the applicant. She said she forwarded the letter to Town Counsel and said she will include the letter with the next agenda.

Leonard Street/Houghton farm – Jennifer Carlino commented no new information

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Waterbodies Committee needs Conservation Commission suggestions for access/parking/uses
Jennifer Carlino asked the members to email their suggestions.

Jennifer Carlino commented that Daggett-Crandall Home is looking to convert a piece of property at the corner of Newcomb Street and Newland Street. She commented that there are no wetlands on this property. She noted it is not the same property that is before the commission for an ORAD at this time. The members suggested a park or cemetery for the property.

Reservoir Update –
Report from Staff
Site visits
Draft Dock Guidance
Wetland Protection Fund
Grants

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

The meeting adjourned at 8:02 pm.

Minutes Approved by Committee on: _____
(Date)

Respectfully submitted,

Signature:

(Name)

Chairman, _____