



Norton Conservation Commission
70 East Main Street
Norton MA 02766
508-285-0275
508-285-0277 fax
conservation@nortonmaus.com

RECEIVED
NORTON TOWN CLERK
2020 AUG 20 P 12:12

Monday, April 13, 2020

6:30 pm

Remote Participation Only

The Public Remote Participation Procedure is found at the end of the Agenda

Chairperson to read about Public Meetings:

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the **Norton Conservation Commission** will be conducted via remote participation to the greatest extent possible. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found at the end of this agenda.

No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the **Norton Cable website** (<https://www.nortonmediacenter.org/>) an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

Minutes

6:30pm Open meeting

The meeting was called to order at 6:30pm.

*Attendance: Scott Ollerhead, Julian Kadish, Ron O'Reilly, Gene Blood, Dan Pearson,
Conservation Secretary Melissa Quirk, Conservation Director Jennifer Carlino*

Absent: Lisa Carrozza, Daniel Doyle, Jr.

WETLAND HEARINGS AND POSSIBLE COMMISSION DELIBERATIONS

Wetland hearings will be taken in order.

Chairperson to read about Public Hearings:

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §20, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, this public hearing of the Norton Conservation Commission is being conducted via remote participation. No in-person attendance of members of the public will be permitted, but the public can listen to/view this public hearing/meeting while in progress by logging into the Zoom conference meeting listed at the END of this agenda. Members of the public attending this public

hearing/meeting virtually will be allowed to make comments if they wish to do so, during the portion of the hearing designated for public comment, by raising their hand virtually or pressing *9 if participating by phone.

A. Notice of Intent (#250-1055). Wheaton College, 42 Howard Street. (Map 17, Parcel 14).

The proposed project involves the construction of two ADA accessible parking spaces, an accessible walk along the front of an existing building, landscaping, lighting, and a proposed stormwater management system within 100 feet of bordering vegetated wetland. Files can be viewed here <https://tinyurl.com/250-1055-Wheaton-College>

Mark Wixted, Zach Richards, John Sullivan and Will Granbury of Wheaton College attended the hearing in addition to John Chessia, Consultant for the ConCom.

Wixted explained this is the Old Science Building. The goal of the project is to provide entrance accessibility for those with disabilities. He reviewed the existing plan and buffers. All of the proposed work is behind the existing curb line. There is no disturbance in the 25 foot zone. He showed photos of the current conditions and plans of the proposed work. He discussed Stormwater Management. He explained the increase in impervious area for this project is very small. It is mainly for the additional parking that is required. There are infiltration trenches along the path. There is a new catch basin for the new parking area which will also collect for the existing paved area. Below the parking area, there is a perforated pipe infiltration system.

Chessia stated this project has 275 sf of new impervious area compared to what is there today. His only issue is there is a lot of fill around the building. They are proposing the infiltration in an area that is filled land. Technically, you should dig down to the native sand. However, it is a very small project.

Wixted responded that was the only comment they received from Chessia that they thought would be hard to meet. Since it is such a small project, removing all of the existing fill would be a much larger project than the project itself. Also, they are making some other improvements, and it is a redevelopment. They are asking if that one recommendation could be waved for this project. They will respond in writing to the rest of Chessia's comments.

Carlino stated the applicant had received a letter from her and responded to her comments. Her only issue was wetland being altered on the opposite side of the street. Wheaton requested to look at that separately, and not as part of this project. Carlino stated that could be appropriate. Wheaton has always worked with the ConCom on any violations or Stormwater issues. She is confident they would follow through.

Kadish asked what would be the benefit of trying to remove the fill. From what Chessia stated with the small size of the project, it would not be justifiable.

The applicant requested a continuance to 4/27/2020. Motion was made to continue the public hearing for DEP#250-1055 to April 27, 2020 by Kadish, seconded by Pearson. Motion passes.

- B. Notice of Intent (#250-1054) New England Power Company, 315 & 327 Transmission Line ROW.** (continued from 3/9/2020) The proposed work includes general utility maintenance activities and improvements including structure replacements, access road upgrades and work pad construction at existing structures within Bordering Vegetated Wetland, 200 feet of Riverfront Area and Bordering Land Subject to Flooding. Files can be viewed here <https://tinyurl.com/250-1054-NewEnglandPower>

Carlino noted the applicant is working to make sure they have the correct abutters notified while the Assessor's Office is working remotely. BSG Group has suggested they identify abutters within 1,000 square feet as required by the regulations. They will have a land surveyor verify the information on Mass GIS is correct. Carlino is asking the Assessor's Office if the Mass GIS is updated as frequently as the Assessor if there is a sale. She is waiting for a response. The applicant asked Carlino if this would be acceptable. The ConCom agreed this would be acceptable once Carlino received a response from the assessor.

The applicant requested a continuance to 4/27/2020. Motion was made to continue the public hearing for DEP#250-1054 to April 27, 2020 by Pearson, seconded by Kadish. Motion passes.

- C. Notice of Intent (#250-1052) Scot & Joan Stormo, South Worcester Street (Map 26, Parcel 103 & 103-1)** (continued from 12/2/19, 12/16/19, 1/13/2020, 1/27/2020, 2/24/2020, 3/9/2020). For a proposed project to construct 2 Triplex units and 5 Six-Family units with an associated roadway and 2 infiltration basins within 100 feet of bordering vegetated wetland. Files can be viewed here <https://tinyurl.com/250-1052-Stormo-SWorc>

The applicant requested a continuance to 4/27/2020. Motion was made to continue the public hearing for DEP#250-1052 to April 27, 2020 by Kadish, seconded by O'Reilly. Motion passes.

- D. Notice of Intent (#250-1040). Michael Trowbridge of Hutchins-Trowbridge Assoc. 306-308 East Main Street. (Map 5, parcel 38 and 252).** (continued from 4/29/19, 6/10/19, 7/8/19, 7/22/19, 8/12/19, 10/7/19, 11/18/19, 12/2/19, 12/16/19, 1/27/20, 2/24/20) The proposed project is to construct an addition to warehouse, detention basin and grading within 100 feet of BVW.

Carlino noted the applicant has requested a continuance. However, the ConCom has not received any revised plans or documentation in over a year.

Motion was made to continue the public hearing for DEP#250-1040 to a hearing within 45 days after the current state of emergency is over by Pearson, seconded by Kadish. Motion passes.

Discussion: Authorization for electronic signatures

Carlino stated that in order to do electronic signatures, there must be a vote from the ConCom. This will authorize Carlino to record each member's intended electronic signature for each particular vote on a particular date.

Motion was made to authorize Conservation Director, Jennifer Carlino, to physically sign Norton ConCom documents on behalf of individual Norton ConCom members by Kadish, seconded by Pearson. Motion passes. A roll call was taken.

Kadish – Aye

Pearson – Aye

O'Reilly – Aye

Blood – Aye

Ollerhead - Aye

**SIGN AND ISSUE ORDER OF CONDITIONS/ORDER OF RESOURCE AREA
DELINEATION**

REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE

REVIEW DRAFT MINUTES

3/9/2020 - Motion was made to accept meeting minutes of 3/9/2020 by Kadish, seconded by Blood. Motion passes

NEW BUSINESS

DEP #250-1032 213 Faxon 213 Oak Street – Goddard Consulting is requesting to construct a temporary boardwalk within the footprint of the approved driveway to prevent foot traffic damage to the wetland. This request can be viewed here <https://tinyurl.com/250-1032-213Oak-modification> existing Order of Conditions can be viewed here <https://tinyurl.com/250-1032-OOC>

Scott Goddard of Goddard Consulting attended the hearing. He explained the owner is in the process of marketing the property for sale. There is a challenge for people accessing the property by foot due to the wetland. He is requesting to build a temporary wooden elevated platform for pedestrian access.

Carlino stated the OOC are very specific about not doing any work within the vernal pool and it is also vernal pool season. Goddard feels his request is better than walking through the vernal pool. Carlino stated the ConCom must decide a few things. Is it necessary? Does it require a change to the OOC to allow? Then it would be an amended OOC, not a minor modification.

After discussion amongst the ConCom members about their concerns, the applicant withdrew his request.

Approval of Norton Kayak Lease Agreement

Motion was made to ratify approval of the annual Norton Kayak Lease Agreement by Kadish, seconded by Blood. Motion passes.

Thank-you letter – Woodward Street land donation

The ConCom members agreed to sign the thank-you letter that will be left for them.

OLD BUSINESS

Violations

- NEW- 4 Rumford Rd
- NEW- S Worcester/Old Colony
- NEW- S Worcester
- 122 W Hodges St.
- 184 W Main St.
- 77 Charlotte
- 68 Dean
- 211 Oak and 21 Kensington
- 4 Kensington

- Reservoir Update -
- Chartley Pond Update -
- Barrowsville Dam
- Report from Staff
- Waterbodies Committee update
- Grants

BILL SUMMARY

**Summary list of bills signed – February 25, 2020 – April 13, 2020
FY2020**

Vendor Item	Amount	Town Account #
Verizon Wireless agent cell phone	\$36.49	242-171-100-5700 – Wetland Protection Fund
National Grid Areas pool meter	\$10.00	001-171-570-5308 – Maintenance of Conservation
National Grid Areas lodge meter	\$3.99	001-171-570-5308 – Maintenance of Conservation
W.B. Mason office supplies	\$46.01	001-171-570-5420 – Office Supplies
Chessia Wading River – soil testing	\$1,060.00	243-171-100-5700 – Consulting
Chessia 122 W Hodges St – SWP-2	\$637.50	243-171-100-5700 – Consulting
Chessia 122 W Hodges St – SWP-2	\$112.50	242-171-100-5700 – Wetland protection Fund
Chessia Wheaton College – soil testing	\$685.00	243-171-100-5700 – Consulting
Benjamin Forestry Services Fund Erikson Woods & Edith Read	\$4,695.15	001-171-613-6087-19-10 – Capital Improvement
Merrill Engineers Fund Edith Read Site Plan Design	\$1,760.00	001-171-613-6087-19-10 – Capital Improvement
Norton Ace Hardware Areas supplies	\$32.90	001-171-570-5308 – Maintenance of Conservation
Verizon Wireless agent cell phone (3/13-4/12)	\$36.49	242-171-100-5700 – Wetland protection Fund
Forestry Suppliers Areas supplies	\$99.61	001-171-570-5308 – Maintenance of Conservation
W.H. Riley & Son Inc Improvement Heating/Duct work	\$7,350.00	001-171-613-6087-19-10 – Edith Read Capital
Town of Norton Areas water bill	\$87.50	001-171-570-5308 – Maintenance of Conservation
Comcast Areas cable – Edith Read	\$219.54	001-171-570-5308 – Maintenance of Conservation
National Grid Areas pool meter	\$10.00	001-171-570-5308 – Maintenance of Conservation
National Grid Areas lodge meter	\$20.65	001-171-570-5308 – Maintenance of Conservation

RATIFY LAST MEETING'S OPEN SESSION (TOPICS NOT REASONABLY ANTICIPATED 48 HOURS IN ADVANCE)

From March 9, 2020 meeting:

Motion was made to ratify the Request for Duplicate Order of Conditions (#250-1048), Town of Norton, approved at the March 9, 2020 hearing by Pearson, seconded by Blood. Motion passes.

Motion was made to ratify the Request for Extension Permit for Order of Conditions (#250-943), Norton Water Department, approved at the March 9, 2020 hearing by Pearson, seconded by Blood. Motion passes.

Motion to adjourn by Pearson, seconded by Kadish. Motion passes and meeting closes at 7:15 pm.

Respectfully submitted by: Melissa Quirk 

Minutes approved by the Commission on 4/27/2020

Scott M. Oller
 Scott Ollerhead, Conservation Commission Chairman

8/20/20
Date