



**Norton Conservation Commission**

70 East Main Street

Norton MA 02766

508-285-0275

Email: [conservation@nortonmaus.com](mailto:conservation@nortonmaus.com)

<https://www.nortonma.org/conservation-commission>

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2021 OCT -5 AM 11:18

**Monday, September 13, 2021**

**EXECUTIVE SESSION**

**7:00 pm**

**Remote Participation Only**

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

*Motion to enter executive session Monday Sept 13th at 7:29pm, motion made by Dan Pearson, second by Lisa Carrozza*

*Aye: Eugene Blood, Lisa Carrozza, Dan Doyle, Ron O'Reilly, Dan Pearson, Kerry Malloy Snyder, Julian Kadish*

*Motion Carriers*

*Motion to allow non-conservation commission members to participate in executive discussion made by Dan Doyle and seconded by Lisa Carrozza*

*Aye: Dan Pearson, Dan Doyle, Lisa Carrozza, Julian Kadish, Kerry Malloy Snyder, Eugene Blood*

*Motion Carries*

*Attending: Julian Kadish, Lisa Carrozza, Kerry Malloy Snyder, Dan Doyle, Dan Pearson, Eugene Blood, Mike Yunits, Alex Weisheit, Jennifer Carlino, Megan Harrop*

**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 limitations 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.

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 \*6 if participating by phone.

**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



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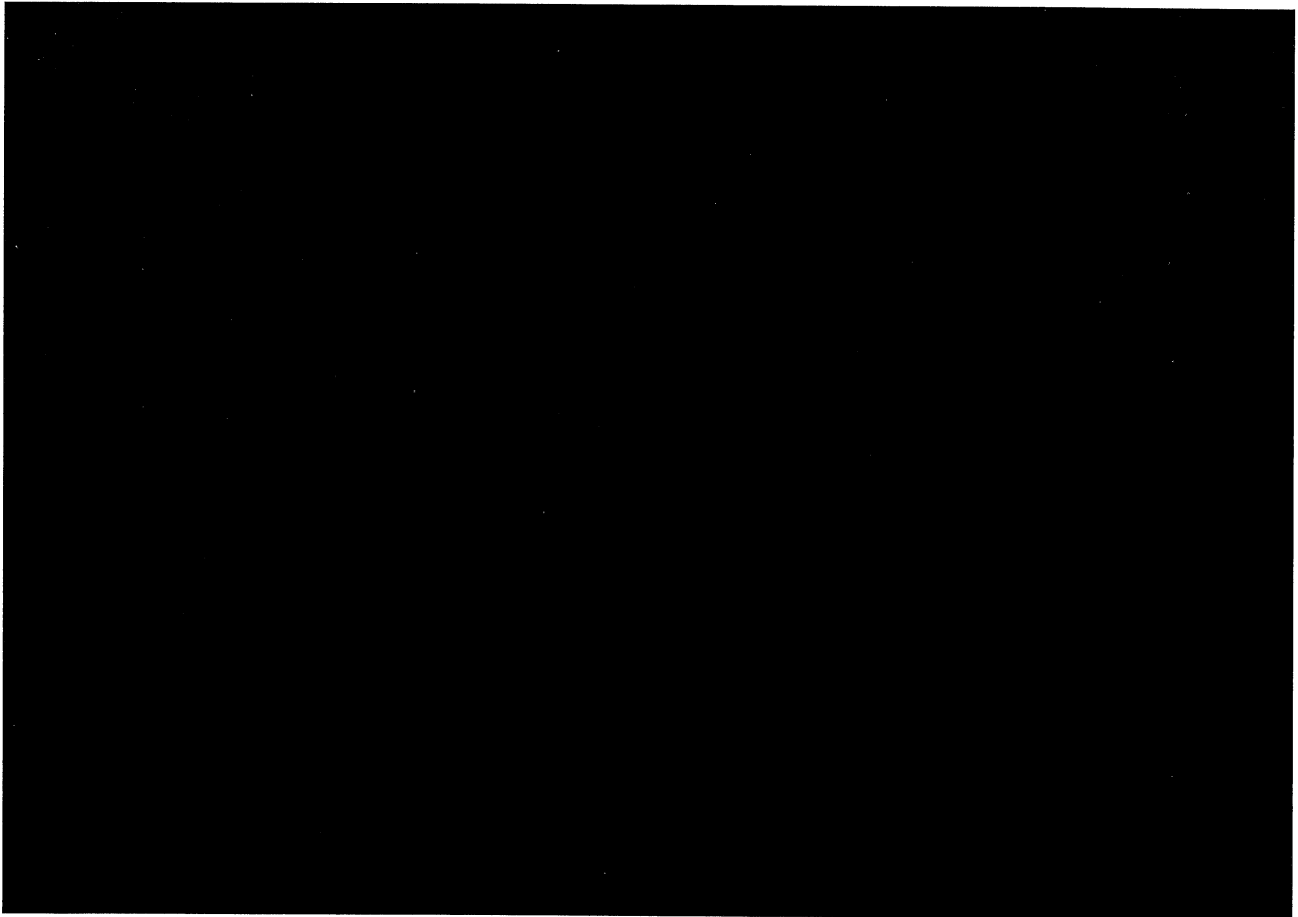
means. In the event that we are unable to do so, despite best efforts, we will post on the **Norton Cable website** (<https://www.nortonmediacenter.org/>) an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

**Agenda**

**EXECUTIVE SESSION.** Discuss strategy in executive session with respect to 162 West Main Street litigation, related the enforcement order issued by the Commission (DEP File No. 250-38), pursuant to G.L. c. 30A, §21(a)(3), if discussing the matter in open session will have a detrimental effect on the Town's litigating position and the chair so declares; votes may be taken.

Supreme Judicial Court decision upholding Conservation Commission's Enforcement Order for 138 West Main Street, Norton. (SJC-13058 - CONSERVATION COMMISSION OF NORTON vs. ROBERT PESA & another). The decision can be viewed here

<https://www.mass.gov/files/documents/2021/08/31/s13058.pdf>





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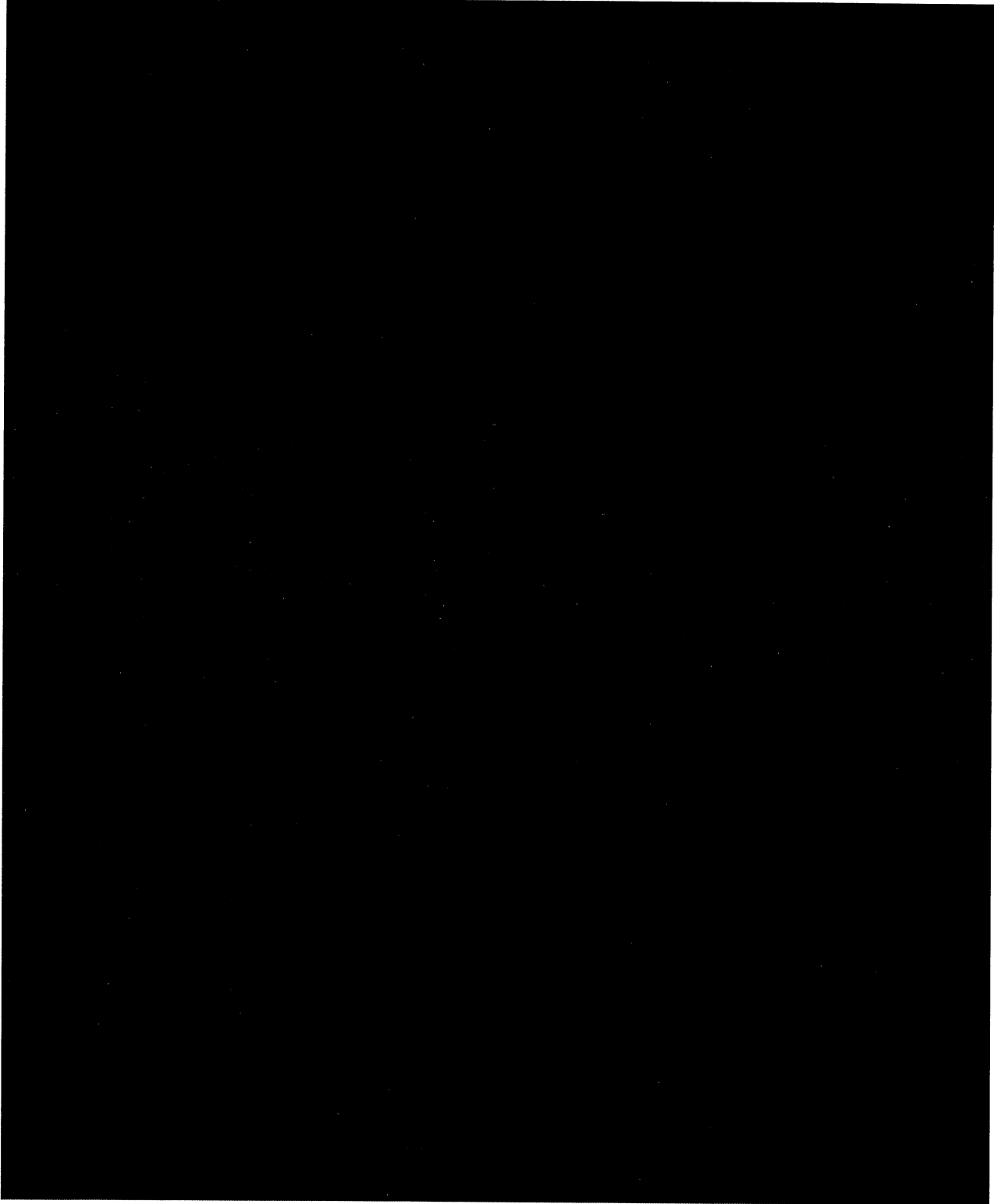
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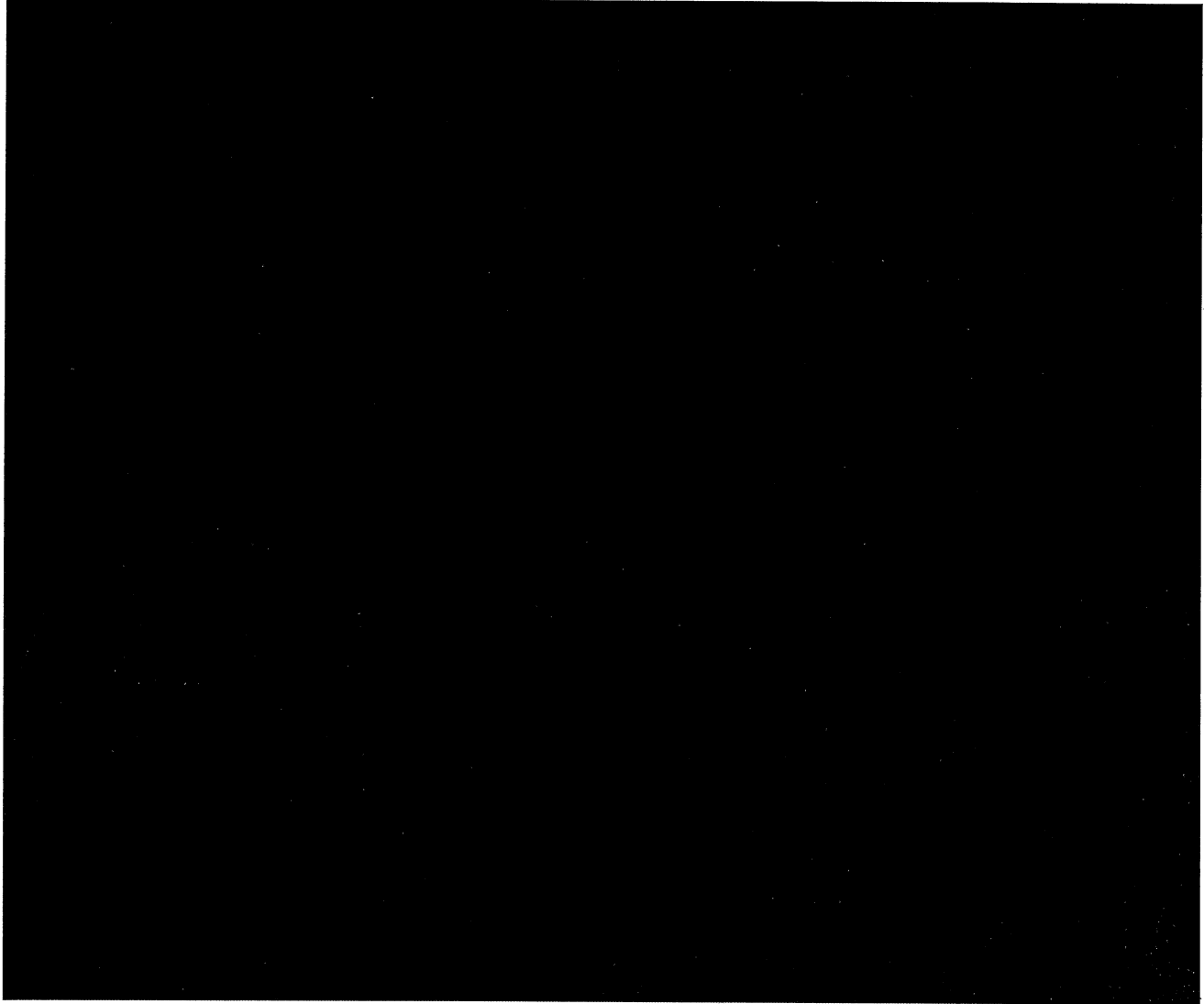
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*Motion to go out of executive session: Dan Pearson seconded by Eugene Blood  
Aya- Lisa Carrozza, Eugene Blood, Julian Kadish, Ron O'Reilly, Dan Pearson, Dan Doyle,  
Kerry Malloy Snyder.*

*Motion carries.*

*Closed at*

*Motion to go out of executive session: Dan Pearson seconded by Eugene Blood  
Aya- Lisa Carrozza, Eugene Blood, Julian Kadish, Ron O'Reilly, Dan Pearson, Dan Doyle,  
Kerry Malloy Snyder.*

*Motion carries.*

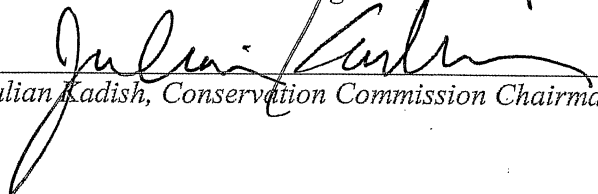
*Closed at*

**OPEN SESSION (TOPICS NOT REASONABLY ANTICIPATED 48 HOURS IN  
ADVANCE)**

*Respectfully submitted by:* Megan Harrop

*Minutes approved by the Commission on* 9-27-2021

*Conservation Commission Signature:*

  
Julian Kadish, Conservation Commission Chairman

Oct 1, 2021  
Date

**PUBLIC REMOTE PARTICIPATION PROCEDURE**

For this meeting, members of the public who wish to participate in the meeting may do so in the following manner:



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- If, for some reason, neither option is working for you, you can email the Conservation Commission at [conservation@nortonmaus.com](mailto:conservation@nortonmaus.com) to ask your questions. We will read your email address, name and comments into the public record.
- The standard procedure for a public hearing is a presentation by the applicant's representative, questions and comments by the Conservation Commission and Director, then opening questions and comments to the abutters. Please be patient and wait for your turn to participate.
- If there are no additional questions by the Conservation Commission or Director, the hearing would typically close; however, to ensure adequate opportunity for public participation, those specific hearings will be continued until the next meeting. This will be announced. You will have until the next meeting to provide your comments and questions before the Commission closes the hearing and makes a decision.