

Norton Conservation Commission

70 East Main Street
Norton MA 02766
508-285-0275

Email: conservation@nortonmaus.com
<https://www.nortonma.org/conservation-commission>

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**Monday, September 13, 2021
6:30 pm**

Remote Participation Only

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

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.

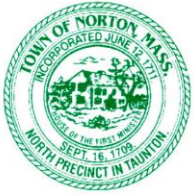
No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the **Norton Cable website**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

Agenda

6:30pm Open meeting

WETLAND HEARINGS AND POSSIBLE COMMISSION DELIBERATIONS

- A. Request for Determination of Applicability (DET#1115) Hutchins-Trowbridge RPLS/CSE, 72 Reservoir Street (Map 10, Parcel 13, 14, 218 & 291).** (Continued from 8/30/2021) The proposed project is an emergency repair of an existing water service at residential home, within 100 feet of bordering vegetative wetland and the Norton Reservoir. Files can be viewed here at <https://tinyurl.com/72Reservoir>
- B. Abbreviated Notice of Area Delineation (DEP#250-1081) DASUCO AZA Realty Trust, 0 Barrows Street (Map 27/Parcel 125).** (Continued from 8/30/2021) Request for review and confirmation of the greatest horizontal limit of jurisdictional Bordering Vegetated Wetland on the property. The application can be viewed at <https://tinyurl.com/BarrowsANRAD>



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- C. Abbreviated Notice of Resource Area Delineation (DEP#250-1080). Marcia Godfrey, 301 S Worcester St (Map 31 Parcel 36)** (continued from 8/16/21, 8/30/21). The application is for proposed plans to verify wetland resource areas. The application can be viewed at <https://tinyurl.com/301SWorcesterANRAD>
- D. Notice of Intent (DEP#250-1082) Jeffrey O`Neill, 0 Leonard Street (Map 11 &12, Parcel 25, 25-01, & 15).** (continued from 8/30/2021) Proposed project is to build on site and extend previously approved public access road, within 100' of bordering vegetated wetland. Files can be viewed here at. <https://tinyurl.com/LeonardStBlueStar2>.
- E. 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, 1/27/2020, 2/24/2020, 4/13/20, 11/23/2020, 1/25/2021, 3/22/2021, 4/26/2021, 7/26/21, 8/16/2021) The proposed project is to construct an addition to warehouse, detention basin and grading within 100 feet of BVW. Files can be viewed here <https://tinyurl.com/250-1040BerniePhyl>

DISCUSSION

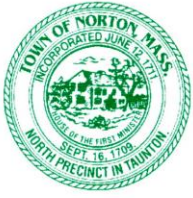
- F.** Woodland Green, Steve Bishop, Maintenance of the retention pond
- G.** Informal Discussion regarding potential cluster development project on Pine Street – LEC Environmental, plans can be viewed here <https://tinyurl.com/PineStClusterDvp>

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>

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

REQUEST FOR PARTIAL/FULL CERTIFICATE OF COMPLIANCE



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REVIEW DRAFT MINUTES

7-26-21

7-26-21 Executive Session

8-16-21

8-30-21

NEW BUSINESS

OLD BUSINESS


BILL SUMMARY

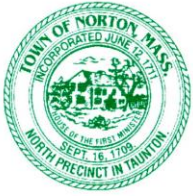
RATIFY LAST MEETING'S OPEN SESSION (TOPICS NOT REASONABLY ANTICIPATED 48 HOURS IN ADVANCE)

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

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:

1. To participate in the meeting, we recommend downloading the zoom app  before the meeting. (This may not be necessary because you can click the link below but we have found that this makes logging in to the meeting easier.)
2. Join the Zoom Meeting at 6:30pm. Using your computer or smart phone go the Zoom app and click "join a meeting" or click on:
<https://us02web.zoom.us/j/89854186252?pwd=eUhxZlVSVFp6S0M5ZFdNS0h4cDMxQT09>
Meeting ID: 898 5418 6252 **Passcode:** 191245 **Phone:** 1-646-558-8656
3. The site can be a little tricky so if it doesn't work the first time, try again. Try copying and pasting the link into a google chrome browser if internet explorer or another browser doesn't work for you.
 - Using "connecting to video and audio through the computer" has been the easiest method. So make sure your computer's video/audio is on.



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- If you cannot hear, you may need to phone in by calling 1-646-558-8656, same meeting ID and password as above. If it asks for a participant id you can just hit #. Please put your phone on mute until the Chairman asks for your comments.
 - Everyone will be placed on mute at the beginning of the meeting as you sign in but you should be able to hear. We will unmute you when we reach the public question and answer portion of our meeting.
4. If, for some reason, neither option is working for you, you can email the Conservation Commission at conservation@nortonmaus.com to ask your questions. We will read your email address, name and comments into the public record.
 5. 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.
 6. 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.